



Kansas Register

Ron Thornburgh, Secretary of State

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Ron Thornburgh
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 Topeka, KS 66612-1594
 (785) 296-4564
 www.kssos.org



Register Office:
Garden Level, Memorial Hall
 (785) 296-3489
 Fax (785) 368-8024

State of Kansas

Statewide Independent Living Council

Notice of Meeting

The Statewide Independent Living Council of Kansas, Inc. will meet at 10 a.m. Friday, February 8, in the fourth floor conference room of the Topeka Independent Living Resource Center, 501 S.W. Jackson, Topeka. For more information, contact Mary Lou Dunn or Shannon Jones at (785) 234-6990 or 1-800-217-4525, or email at mary-louya@aol.com.

Shannon Jones
Executive Director

Doc. No. 027456

State of Kansas

Commission on Veterans' Affairs

Notice of Meeting

The Kansas Commission on Veterans' Affairs will meet at 1 p.m. Friday, January 18, at the Dorsey-Liberty American Legion Post 14, 3408 W. 6th, Lawrence. The public is invited to attend. For further information, call (785) 296-3976.

Stoney Wages
Executive Director

Doc. No. 027459

State of Kansas

Department of Commerce and Housing

Notice of Hearing on the Low Income Weatherization Assistance Program

In accordance with U.S. Department of Energy regulations, the Kansas Weatherization Assistance Program will conduct a public hearing from 10 a.m. to noon Friday, February 8, in the Heritage Room, fourth floor, Security Benefit Group Building, 700 S.W. Harrison, Topeka, to receive comments on the 2002 Department of Energy State Plan.

A draft copy of the 2002 plan will be available upon request prior to the hearing by calling (785) 296-2065, TTY (785) 296-3487 or fax (785) 296-8985. Reasonable accommodations are available for persons needing assistance. Please make your request for accommodations at least five business days in advance of the meeting to Alfanzo Dorsey.

All comments are to be followed in writing and submitted for incorporation into the minutes of the hearing. Written comments should be mailed to Al Dorsey, Administrator, Weatherization Assistance Program, Housing Development Division, Department of Commerce and Housing, 1000 S.W. Jackson, Suite 100, Topeka, 66612-1354.

Gary Sherrer
Secretary of Commerce
and Housing

Doc. No. 027469

State of Kansas

State Fair Board

Notice of Retreat/Meeting

The Kansas State Fair Board will hold a retreat on the fairgrounds in Hutchinson. The retreat will be from noon until approximately 5 p.m. Tuesday, January 22, and will continue on Wednesday, January 23, from 8 a.m. until approximately 10 a.m. The retreat will be for discussion only; no board action will be taken. A regular Fair Board meeting will follow the retreat at 10 a.m. Wednesday, January 23. For further information, contact Deana Novak at (620) 669-3612.

Bob Barker
President

Doc. No. 027463

State of Kansas

Commission on Disability Concerns

Notice of Meeting

The Kansas Commission on Disability Concerns (KCDC) will conduct a board meeting from 9 a.m. to 4 p.m. Friday, February 8, in the James C. Marvin Auditorium located in the Topeka and Shawnee County Public Library, 1515 S.W. 10th Ave., Topeka. Persons requiring special accommodations are asked to call the KCDC at least 10 working days prior to the meeting at (800) 295-5232 (toll free voice) outside of Topeka or 296-1722 in Topeka, or TTY (877) 340-5874 outside of Topeka or TTY 296-5044 in Topeka.

Richard E. Beyer
Secretary of Human Resources

Doc. No. 027435

State of Kansas

State Fair Board

Notice of Meeting

As it embarks on its Facilities Master Plan, the Kansas State Fair Board is seeking input from the public regarding issues pertaining to the Americans with Disabilities Act and Life Safety issues. A come-and-go meeting and information session is scheduled from 9 to 11 a.m. Thursday, January 24, in the Encampment Building, Dillon Hall, Kansas State Fairgrounds, Hutchinson.

Comments also are welcomed and encouraged to be submitted via fax at (620) 669-3640, by e-mail at info@kansasstatefair.com or by mail to 2000 N. Poplar St., Hutchinson, 67502-5598.

Persons needing reasonable accommodation in order to provide input or to attend the meeting should contact the Fair Board at least five working days prior to the meeting.

For additional information, contact the Kansas State Fair Board at (620) 669-3600.

Bob Barker
President

Doc. No. 027451

**State of Kansas
Advisory Committee on Hispanic Affairs**

Notice of Meeting

The Kansas Advisory Committee on Hispanic Affairs, an entity within the Kansas Department of Human Resources, will conduct an advisory board meeting from 3 to 5 p.m. Friday, January 25, in the Trails Room at the Fort Hays State University, 600 Park St., Hays. The purpose of the meeting is to discuss issues concerning the Hispanic community, to discuss activities of board members and to generate new ideas on ways to help the Hispanic community. The public is invited to attend.

Richard E. Beyer
Secretary of Human Resources

Doc. No. 027450

**State of Kansas
Board of Emergency Medical Services**

Notice of Meeting

The Board of Emergency Medical Services will meet at 9 a.m. Friday, February 1, in the Centennial Room at the Pozez Education Center, Stormont-Vail Medical Center, 1500 S.W. 10th Ave., Topeka. Committee meetings will begin at 10 a.m. Thursday, January 31.

Agenda items include an office update, committee reports and possible action, 2002 legislative session update, Trauma Registry Committee update, FY 2002/2003 budget update, and election of officers for 2002.

All meetings of the board are open to the public. For more information, contact the administrator at 109 S.W. 6th, Topeka, 66603, (785) 296-6237.

David Lake
Administrator

Doc. No. 027453

**State of Kansas
Board of Tax Appeals**

**Notice of Hearing on Proposed
Administrative Regulations**

A public hearing will be conducted at 1:30 p.m. Friday, April 5, in Room 451, Hearing Room A, Docking State Office Building, 915 S.W. Harrison, Topeka, to consider the adoption of proposed changes in administrative regulations of the Board of Tax Appeals. These regulations represent all regulations that govern and control the tax appeals procedures at the Board of Tax Appeals, and are proposed for adoption 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 prior to the hearing to Tony R. Folsom, Executive Director, Kansas Board of Tax Appeals, Docking State Office Building, Room 451, 915 S.W. Harrison, Topeka, 66612-1505, or by e-mail at maildesk@bota.state.ks.us.

All interested parties will be given a reasonable opportunity to present their views either orally or in writing or both, concerning the adoption of the proposed regula-

tions. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Tony R. Folsom at (785) 296-2388. Parking for individuals with disabilities is located in State Parking Lot No. 2, south of the Docking State Office Building facing Harrison Street. The east entrance to the Docking State Office Building is accessible to individuals with disabilities.

Copies of the proposed regulations may be obtained by contacting the Board of Tax Appeals at (785) 296-2388, by fax at (785) 296-6690 or by e-mail at maildesk@bota.state.ks.us. A summary of the proposed regulations and the economic impact follows:

Article 2.—PROCEEDINGS BEFORE THE BOARD

Amendments to K.A.R. 94-2-1 through 94-2-18. These regulations govern and control the appeal procedures at the Board of Tax Appeals. The amendments clarify and codify current practices of the Board of Tax Appeals.

Economic Impact: The economic impact is anticipated to be minimal, if any, on the public, the board or other agencies.

New regulations K.A.R. 94-2-19 and 94-2-20. These regulations concern facsimile and electronic mail filings with the Board of Tax Appeals.

Economic Impact: The economic impact, if any, will be to reduce costs associated with filing tax appeals and applications with the Board of Tax Appeals by reducing the reliance on paper filings.

**Article 3.—ECONOMIC DEVELOPMENT
REVENUE BONDS**

Amendments to K.A.R. 94-3-1 and 94-3-2. These regulations concern the filing of industrial revenue bond informational statements with the Board of Tax Appeals as required by K.S.A. 12-1740 et seq. The amendments remove outdated language and add language that is to be included in the disclaimer, which must be included in each preliminary offering document.

Economic Impact: No impact on the public, the Board of Tax Appeals or other agencies is anticipated.

**Article 4.—BOARD MEMBER CONTINUED
EDUCATION**

New regulations K.A.R. 94-4-1 and 94-4-2. These regulations concern documentation and timetable for board member educational requirements pursuant to K.S.A. 74-2433, and amendments thereto.

Economic Impact: No impact on the public, the board or other agencies is anticipated.

David L. Patton
Chairman

Doc. No. 027465

State of Kansas

Kansas Guardianship Program**Notice of Meeting**

The Kansas Guardianship Program will conduct its governing board meeting from 3:30 to 5 p.m. Wednesday, January 23, in Room 220-S, State Capitol, 300 S.W. 10th Ave., Topeka. For more information, call (785) 587-8555.

Jean Krahn
Executive Director

Doc. No. 027436

State of Kansas

Kansas Insurance Department**Notice of Hearing on Proposed
Administrative Regulations**

A public hearing will be conducted at 10 a.m. Monday, March 18, in the third floor conference room, Kansas Insurance Department, 420 S.W. 9th, Topeka, to consider the adoption of proposed changes in an existing rule and regulation.

This 60-day notice of the public hearing shall constitute a public comment period for purpose of receiving written public comments on the proposed rule and regulation. All interested parties may submit written comments prior to the hearing to Rebecca Sanders, Kansas Insurance Department, 420 S.W. 9th, Topeka, 66612-1678. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Rebecca Sanders at (785) 296-7811.

Copies of the regulation and the economic impact statement may be obtained by contacting Rebecca Sanders. A summary of the proposed regulation and its economic impact follows:

K.A.R. 40-1-43. Reinsurance trust instruments. The proposed amendments to this regulation are adopting, by reference, Sections 10 and 11 of the National Association of Insurance Commissioners' model regulation governing credit for reinsurance. These amendments outline the requirements of what the companies shall include in letters of credit and reinsurance trust agreements. These are national standards that were drafted after conferences between companies and regulators. The Kansas Insurance Department estimates that there will be little or no economic impact on the companies, consumers or the department. As stated previously, these are national standards that have already been adopted by other states, and the companies are familiar with these requirements.

Kathleen Sebelius
Kansas Insurance Commissioner

Doc. No. 027462

State of Kansas

Department of Transportation**Notice to Consulting Engineers**

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the project listed below. Seven signed copies of the response should be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568. Responses shall be limited to four pages. Responses must be received in Room 1084-West by 5 p.m. February 13 for the consulting engineering firm to be considered.

From the firms expressing interest, the Consultant Selection Committee will select a list of the most highly qualified (not less than three, not more than five) and invite them to attend an individual interview conference. At this time, the consulting firms can more thoroughly discuss their experience related to the type of project at hand and will be expected to discuss, in some detail, their approach to this project and the personnel to be assigned to the project. Firms not selected to be short listed will be notified by letter.

The Consultant Negotiating Committee, appointed by the Secretary of Transportation, will conduct the discussions with the firms invited to the individual interview conferences. The committee will select the firm to perform the professional services required for completing the advertised project. After the selection of this firm, the remaining firms will be notified by letter of the outcome.

106 C-3922-01, Statewide

The scope of services is to provide underwater field inspection of the structural integrity and scour of Local Public Authority (LPA) bridges statewide. Inspections shall be conducted using nondestructive/minimally destructive test methods in conformance with the Federal Highway Administration Report No. FHWA-DP-80-1 entitled "Underwater Inspection of Bridge," dated November 1989 or latest revision. Inspections shall be Type 1, 2 or 4 as identified in KDOT Bureau of Design, Bridge Management Section, Bridge Inspection Manual, dated January 1996, p. 78 or latest revision. Approximately 30 structures are proposed for inspection in 2002 and approximately 75 structures are proposed in 2004. The intent is to issue the 2002 Notice to Proceed in May 2002.

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 proposed project;
4. Work load of firm; and
5. Firm's performance record.

E. Dean Carlson
Secretary of Transportation

Doc. No. 027455

State of Kansas

Criminal Justice Coordinating Council

Notice Concerning Kansas Drug and Violent Crime Control Strategy

The Kansas Criminal Justice Coordinating Council, at its November 14, 2001 meeting, voted to continue the state fiscal year 2002 Drug and Violent Crime Control Strategy in fiscal year 2003. The Kansas SFY 2002 Drug and Violent Crime Control Strategy is available for public review at the Kansas Sentencing Commission office and online at http://www.ink.org/public/ksc/BYRNE2002.htm. Comments concerning the strategy should be sent to the Kansas Criminal Justice Coordinating Council, Suite 501, Jayhawk Tower, 700 S. W. Jackson, Topeka, 66603.

Barbara S. Tombs
Executive Director

Doc. No. 027464

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. 2000 Supp. 12-1675(b)(c)(d), and K.S.A. 75-4201(l) and 75-4209(a)(1)(B).

Effective 1-14-02 through 1-20-02

Table with 2 columns: Term, Rate. Rows include 1-89 days (1.70%), 3 months (1.49%), 6 months (1.46%), 1 year (1.89%), 18 months (2.33%), 2 years (2.72%).

Derl S. Treff
Director of Investments

Doc. No. 027449

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 02-04 by adding the following projects:

Project X-2251-01, Railway-Highway Crossing Signals Flashing Light, Straight Post Type with Gates, Union Pacific Railroad and Z Road, Gove County

Project X-2252-01, Railway-Highway Crossing Signals Flashing Light, Straight Post Type with Gates, Union Pacific Railroad and Road 74, Gove County

Project X-2253-01, Railway-Highway Crossing Signals Flashing Light, Straight Post Type with Gates, Union Pacific Railroad and Castle Rock Road, Gove County

Project X-2254-01, Railway-Highway Crossing Signals Flashing Light, Straight Post Type with Gates,

Union Pacific Railroad and RS-896 (Main Street) in Park, Gove County

Project X-2255-01, Railway-Highway Crossing Signals Flashing Light, Straight Post Type with Gates, Union Pacific Railroad and Cedar Street in Park, Gove County

Project X-2256-01, Railway-Highway Crossing Signals Flashing Light, Straight Post Type with Gates, Union Pacific Railroad and K-23, Gove County

Project X-2257-01, Railway-Highway Crossing Signals Flashing Light, Straight Post Type with Gates, Union Pacific Railroad and Road 46, Gove County

Project X-2258-01, Railway-Highway Crossing Signals Flashing Light, Straight Post Type with Gates, Union Pacific Railroad and RS-1765, Gove County

Project X-2259-01, Railway-Highway Crossing Signals Flashing Light, Straight Post Type with Gates, Union Pacific Railroad and RS-1474 (Campus Road), Gove County

Project X-2260-01, Railway-Highway Crossing Signals Flashing Light, Straight Post Type with Gates, Burlington Northern Santa Fe Railroad and Woodlawn Road West of Walton, Harvey County

Project X-2261-01, Railway-Highway Crossing Signals Flashing Light, Straight Post Type with Gates, Union Pacific Railroad and 319th Street, Miami County

Project X-2262-01, Railway-Highway Crossing Signals Flashing Light, Straight Post Type with Gates, Union Pacific Railroad and 343rd Street, Miami County

Project X-2263-01, Railway-Highway Crossing Signals Flashing Light, Straight Post Type with Gates, Union Pacific Railroad and New Road (327th Street), Miami County

Project X-2264-01, Upgrade to Led Lens and Crossing Surface, KYLE Railroad and Cattle Trail Drive in Goodland, Sherman County

The amendment of the STIP requires a 30-day public comment period. To receive more information on any of these projects or to make comments on the STIP amendment, contact the Kansas Department of Transportation, Office of Engineering Support, 7th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568, (785) 296-7916, fax (785) 296-0723.

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

The comment period regarding the STIP amendment will conclude February 18.

E. Dean Carlson
Secretary of Transportation

Doc. No. 027466

State of Kansas

Kansas Water Authority

Notice of Meetings

The Kansas Water Authority will conduct its quarterly meeting January 30-31 in Topeka. The Water Quality/Riparian and Wetland/Flood Control Committee, the Assessment and Evaluation Committee and the Public Information and Education Committee will meet at 9 a.m. January 30, followed by meetings of the Water Rights/Conservation Committee, the Data and Research Committee and the Public Water Supply/Recreation Committee at 12:30 p.m. The meetings will be held in the Azure, Cottonwood and Meadowlark conference rooms, located on the fourth floor of the Charles Curtis State Office Building, 1000 S.W. Jackson, Topeka.

The full Authority will convene at 9 a.m. January 31 in the fifth floor conference room of the Charles Curtis State Office Building to receive the Kansas Water Office director's report and conduct its regular business session, including reports from the six committees.

An agenda and other details of the meeting are available from the Kansas Water Office, 901 S. Kansas Ave., Topeka, 66612-1249, (785) 296-3185, or toll free at 1-888-KAN-WATER. If accommodations are needed for persons with disabilities, please notify the Kansas Water Office at the address above at least two days prior to the meeting.

Kent Lamb
Chairman

Doc. No. 027467

State of Kansas

Department of Revenue

Notice of Available Publications

Listed below are all the Private Letter Rulings, Opinion Letters, Final Written Determinations, Revenue Rulings, Memorandums, Property Valuation Division Directives, Q&As, Information Guides and Notices published by the Department of Revenue for December 2001. Copies can be obtained by accessing the Policy Information Library located on the Internet at www.ink.org/public/kdor or by calling the Office of Policy and Research at (785) 296-3081.

Private Letter Rulings

- P-2001-129 School PTO's.
- P-2001-130 Weight management clinic for children and adults; fees and dues.
- P-2001-131 Manufacture and sales of electronic display systems.
- P-2001-132 Mailing services.
- P-2001-133 City purchase of diesel generator and associated equipment for use by its electric department.
- P-2001-134 Purchasing agent for Catholic archdiocese's and dioceses nationwide.

Opinion Letters

No new publications

Final Written Determination

No new publications

Revenue Rulings

No new publications

Notices

- Notice 01-07 Sales taxation of Kansas grain elevator purchases on and after January 1, 2001.
- Notice 01-08 Sales taxation of grain storage bins for Kansas farms and ranches on and after January 1, 2001.

Memorandums

No new publications

Property Valuation Division Directives

No new publications

Q&As

No new publications

Information Guides

No new publications

Stephen S. Richards
Secretary of Revenue

Doc. No. 027452

State of Kansas

**Department of Administration
Division of Architectural Services**

**Notice of Commencement of
Negotiations for Architectural Services**

Notice is hereby given of the commencement of negotiations for "on-call" architectural services for the Division of Architectural Services. Services will include work on small projects for a one-year period, renewable for two additional years. One or two firms may be selected.

For information regarding the scope of services, contact Randy Riveland, Division of Architectural Services, 1020 S. Kansas Ave., Topeka, 66612, (785) 296-8899, ext. 230.

If interested, an original and six copies (seven total) of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 1020 S. Kansas Ave., Topeka, 66612-1311, (785) 296-8899. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. February 1.

Thaine Hoffman, AIA
Director, Division of
Architectural Services

Doc. No. 027460

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 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, draft permits have been prepared and/or permit applications have been received for discharges to the waters of the United States and the State of Kansas for the class of discharges described below.

The determinations for permit content are based on staff review, applying the appropriate standards, regulations and effluent limitations of the State of Kansas and the EPA, and when issued will result in a State Water Pollution Control Permit and National Pollutant Discharge Elimination System Authorization subject to certain conditions.

All Kansas Department of Health and Environment district office addresses and telephone numbers are listed below.

Public Notice No. KS-AG-02-10/14

Pending Permits for Confined Feeding Facilities

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Row 1: Scott E. Cossairt, NW/4 of Section 3, Neosho River Basin.

Kansas Permit No. A-NECK-F024
This is a renewal permit for an existing facility for 33,000 head (594 animal units) of turkeys.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements.

Compliance Schedule: The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Row 1: Russell Kerb, SE/4 of Section 25, Neosho River Basin.

Kansas Permit No. A-NEMN-M015
This is a permit renewal for an existing facility from a maximum of 60 head (84 animal units) of lactating dairy cows, 35 head (35 animal units) of dairy cattle weighing more than 700 pounds, and 15 head (7.5 animal units) of dairy cattle weighing less than 700 pounds, for a total of 110 head (126.5 animal units) of dairy cattle.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements.

Compliance Schedule: The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Row 1: William Stich, SE/4 of Section 19, Neosho River Basin.

Kansas Permit No. A-NENO-M001
This is a renewal permit for an existing facility for a maximum of 150 head (210 animal units) of mature dairy cattle.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements.

Compliance Schedule: The manure/ waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Row 1: William Stich, SW/4 of Section 16, Neosho River Basin.

Kansas Permit No. A-NENO-S002
This is a renewal permit for an existing facility with a revised animal unit and head count, due to changes in the law or method of counting the total maximum capacity, for a maximum of 430 head (172 animal units) of swine weighing greater than 55 pounds and a maximum of 740 head (74 animal units) of swine weighing 55 pounds or less.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements.

Compliance Schedule: The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Row 1: Hiss Inc., W/2 of Section 25, Upper Arkansas River Basin.

Kansas Permit No. A-UABT-D001 Federal Permit No. KS0089800

This is a permit modification for an expansion of the waste control system for an existing facility for 900 head (1260 animal units) of mature dairy cattle. There will be no increase in the number of dairy cattle. A concrete settling basin is being constructed to remove solids from the washwater and flushwater from the ilk parlor and freestall barns. Berms are being constructed around some of the open lots to further reduce the possibility for open runoff to escape from the waste control system.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements.

Compliance Schedule: The manure/waste management plan developed by the designer and approved by the department shall be adhered to pursuant to Kansas law.

Public Notice No. KS-02-013/021

Table with 3 columns: Name and Address of Applicant, Waterway, Type of Discharge. Row 1: Belvue, City of, Kansas River via Various Tributaries, Treated Domestic Wastewater.

Kansas Permit No. M-KS05-0001 Federal Permit No. KS0046370

Legal: SE 1/4, S34, T9S, R11E, Pottawatomie County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids and pH. Monitoring for ammonia and fecal coliform also will be required. Included in this permit is a schedule of compliance requiring the permittee to make necessary improvements to achieve compliance with its NPDES permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

Table with 3 columns: Name and Address of Applicant, Waterway, Type of Discharge. Row 1: Lucas, City of, Wolf Creek, Treated Domestic Wastewater.

Kansas Permit No. M-SA08-0002 Federal Permit No. KS0095222

Legal: SW¼, S34, T11S, R11W, Russell County

Facility Description: The proposed action is to issue a new permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The permittee is unable to maintain the facility in a nonoverflowing status. Therefore, this permit changes the status of the facility from nonoverflowing to discharging. The proposed permit includes limits for biochemical oxygen demand, total suspended solids and pH. Monitoring for ammonia and fecal coliform also will be required. Included in this permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified wastewater treatment plant operator with a Class I or higher level of certification to achieve compliance with its NPDES permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
Nortonville, City of P.O. Box 177 Nortonville, KS 66060	Stranger Creek via Various Tributaries	Treated Domestic Wastewater
Kansas Permit No. M-KS50-001	Federal Permit No. KS0047562	

Legal: SW¼, S29, T7S, R19E, Jefferson County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, fecal coliform and pH. Monitoring for ammonia also will be required. Included in this permit is a schedule of compliance requiring the permittee to make necessary improvements to achieve compliance with its NPDES permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
BP Products North America, Inc. 1000 N. Sterling Road Independence, MO 64054-8507	Verdigris River via Four inch diameter Pipe Line	Treated Groundwater

Facility Name: Former BP Amoco Refinery Groundwater Remediation Sites

Kansas Permit No. I-VE29-PO05 Federal Permit No. KS0096385
Legal: SE¼, S18, T30S, R16E, Wilson County

Facility Description: The proposed action is to issue a new permit for the discharge of treated groundwater. Groundwater from an air sparging trench and several extraction wells is treated in an oil water separator, an equalization tank, pH adjustment, an air stripper, a particulate filter, and two activated carbon filters in series prior to discharge. The proposed permit includes limits for benzene, naphthalene, phenanthrene, biochemical oxygen demand, total suspended solids, oil and grease and pH. Monitoring for sulfate, chloride and effluent flow also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
N. R. Hamm Quarry, Inc. P.O. Box 17 Perry, KS 66073	Kansas River via Clinton Lake and Wakarusa River via Coon Creek	Pit Dewatering & Stormwater Runoff

Facility Name: Buchheim Quarry #69

Kansas Permit No. I-KS31-PO10 Federal Permit No. KS0081213
Legal: NW¼, S3, T13S, R18E, Douglas County

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarrying operation without washing. Monitoring of the effluent will not be required unless there is a significant change in the quality or quantity of the subject discharge. The permit requirements are pursuant to the Kansas Surface Water Quality

Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
N. R. Hamm Quarry, Inc. P.O. Box 17 Perry, KS 66073	Perry Lake via Various Tributaries	Pit Dewatering & Stormwater Runoff

Facility Name: Dix Quarry #50

Kansas Permit No. I-KS11-PO02 Federal Permit No. KS0088951

Legal: NW¼, S25, T8S, R16E, Jefferson County

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarrying operation without washing. Monitoring of the effluent will not be required unless there is a significant change in the quality or quantity of the subject discharge. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
N. R. Hamm Quarry, Inc. P.O. Box 17 Perry, KS 66073	Kansas River via Various Tributaries	Washwater & Stormwater Settling Pond Discharge

Facility Name: Grantville Quarry #77

Kansas Permit No. I-KS86-PO01 Federal Permit No. KS0117463

Legal: SE¼, S16, T11S, R17E, Jefferson County

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarrying operation with washing. The proposed permit includes limits for total suspended solids and pH. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
N. R. Hamm Quarry, Inc. P.O. Box 17 Perry, KS 66073	Kansas River via Clarks Creek	Pit Dewatering & Stormwater Runoff

Facility Name: Latimer Quarry #12

Kansas Permit No. I-KS30-PO01 Federal Permit No. KS0080969

Legal: SW¼, S27, T15S, R5E, Morris County

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarrying operation without washing. Monitoring of the effluent will not be required unless there is a significant change in the quality or quantity of the subject discharge. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
N. R. Hamm Quarry, Inc. P.O. Box 17 Perry, KS 66073	Big Blue River via Various Tributaries	Pit Dewatering & Uncontaminated Stormwater Runoff

Facility Name: Mellgren Quarry #29

Kansas Permit No. I-BB18-PO01 Federal Permit No. KS0085561

Legal: SW¼, S11, T7S, R7E, Pottawatomie County

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarrying operation without washing. Monitoring of the effluent will not be required unless there is a significant change in the quality or quantity of the subject discharge. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

(continued)

Persons wishing to comment on or object to the draft permits 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 or objections considered in the decision making process. Comments or objections should be submitted to the attention of Shonda Domme for agricultural permits or applications, or to the permit clerk 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 permit or application notice postmarked or received on or before February 16 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-02-10/14, KS-02-013/021) and name of applicant/application as listed when preparing comments.

If no objections are received during the public notice period regarding any proposed permit, the Secretary of Health and Environment will issue the final determination regarding issuance or denial of the proposed permit. If response to this notice indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC). Media coordination for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

For agricultural permits and applications, a copy of the permit application, supporting documentation and a KDHE-developed fact sheet, if appropriate, is available for review at the appropriate district office:

Northwest District Office, 2301 E. 13th,
Hays, 67601-2651, (785) 625-5664

North Central District Office, 2501 Market Place,
Salina, 67401-7699, (785) 827-9639

Northeast District Office, 800 W. 24th,
Lawrence, 66046-4417, (785) 842-4600

Southwest District Office, 302 W. McArtor Road,
Dodge City, 67801-6098, (620) 225-0596

South Central District Office, 130 S. Market, 6th Floor,
Wichita, 67202-3802, (316) 337-6020

Southeast District Office, 1500 W. 7th,
Chanute, 66720, (620) 431-2390

Application information and components of plans and specifications for all new facilities and for expansions of existing swine facilities may be reviewed on the Internet at <http://www.kdhe.state.ks.us/feedlots/stindex.html>.

For all other proposed permits, the draft permit(s), including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received and other information, are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water.

Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays. These documents are available upon request at the copying cost assessed by KDHE. Additional copies of this pub-

lic notice also may be obtained at the Division of Environment.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 027471

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 operating permit. Herzog Contracting Corporation has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of sulfur oxides (SOx), nitrogen oxides (NOx), carbon monoxide (CO), volatile organic compounds (VOCs) and particulate matter equal to or less than 10 microns in diameter (PM₁₀) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Herzog Contracting Corporation, St. Joseph, Missouri, owns and operates a portable asphalt plant.

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 and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, and at the KDHE Northeast District Office, 800 W. 24th, Lawrence. To obtain or review the proposed permit and supporting documentation, contact Herbert Buckland, (785) 296-6438, at the KDHE central office, or 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 Herbert Buckland, KDHE, Bureau of Air and Radiation, 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 by the close of business February 18.

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 Connie Carreno, Bureau of Air and Radiation, not later than the close of business February 18 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 027458

State of Kansas

Kansas State University

Notice to Bidders

Sealed bids for the item listed below will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (785) 532-6214 or fax (785) 532-5577 for additional information:

**Monday, January 28, 2002
#2101**

Automated Chemisorption/Physisorption Surface Area and Pore Size Analyzer

William H. Sesler
Director of Purchasing

Doc. No. 027477

State of Kansas

Department of Health and Environment

Notice of Hearing

A public hearing to discuss the proposed federal fiscal year 2002 Priority System and List and the proposed FFY 2002 Intended Use Plan will be conducted at 10 a.m. Wednesday, February 20, in Conference Room 530, Curtis Building, 1000 S.W. Jackson, Topeka.

The Bureau of Water has made minor modifications and clarifications to the priority system. Comments on the List and the Intended Use Plan can be presented at the hearing or in writing, or by e-mail prior to the hearing. Written comments should be addressed to Rod Geisler, Bureau of Water, Kansas Department of Health and Environment, Suite 420, Curtis Building, 1000 S.W. Jackson, Topeka, 66612-1367, or by e-mail to rgeisler@kdhe.state.ks.us.

Clyde D. Graeber
Secretary of Health and Environment

Doc. No. 027454

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 operating permit and a construction approval. ONEOK Field Services - Bradshaw Compressor Station has applied for a construction approval in accordance with the provisions of K.A.R. 28-19-300 and a Class I operating permit in accordance with the provisions of K.A.R. 28-19-510 et seq. The purpose of this construction approval is to limit the hazardous air pollutants (HAPs) to below major source thresholds to keep the facility from being subject to 40 CFR Part 63, Subpart HH. 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.

ONEOK Field Services - Bradshaw Compressor Station, Tulsa, Oklahoma, owns and operates a natural gas gathering plant located at Section 31, Township 21 South, Range 40 West, Hamilton County, Kansas.

A copy of the proposed permit and approval, permit/approval applications, all supporting documentation, and all information relied upon during the application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, and at the KDHE South Central District Office, 130 S. Market, Suite 6050, Wichita. To obtain or review the proposed permit/approval and supporting documentation, contact Amer Safadi, (785) 296-1993, at the KDHE central office, or 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 permits to Amer Safadi, KDHE, Bureau of Air and Radiation, 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 by the close of business February 18.

A person may request a public hearing be held on the proposed permit and approval. 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 Connie Carreno, Bureau of Air and Radiation, not later than the close of business February 18 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 45-day review period. If the EPA waives its 45-day review period, the 60-day public petition period will start directly after the 30-day public comment 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 Gary Schlicht, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7097, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Clyde D. Graeber
Secretary of Health and Environment

Doc. No. 027470

State of Kansas

**Office of Judicial Administration
Court of Appeals Docket**

(Note: Dates and times of arguments are subject to change.)

Kansas Court of Appeals
Court of Appeals Courtroom
Kansas Judicial Center
301 S.W. 10th Ave.
Topeka, Kansas

Before Rulon, C.J.; Knudson, J.; and Wahl, S.J.

Monday, February 11, 2002

9:30 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
86,201	Donald C. Young, Appellant/Cross-Appellee, v. Dennis A. Neville, Neville Welding, Inc., Richard A. Neville, Steve Ramsey, Olen M. Ramsey, a/k/a Max Ramsey, The State of Kansas Dept. of Transportation, Kingman County, Kansas, and The Board of Commissioners of Kingman County, Kansas, Appellees/Cross- Appellants.	Timothy J. King Craig Kennedy Tracy A. Cole Alisa A. Nickel Alan L. Rupe Jeff C. Spahn, Jr.	Kingman
86,912	State of Kansas, Appellee, v. Robert Lee Bradley, Jr., Appellant.	Attorney General James L. Spies, Asst. D.A. Kathryn B. Wall, Asst. A.D.	Wyandotte
86,552	State of Kansas, Appellee, v. Donna S. Bell, Appellant.	Attorney General Bradley R. Burke, Asst. D.A. Rebecca E. Woodman, Asst. A.D.	Douglas
87,315	Ed Komp, d/b/a Central Trucking, Appellee, v. Regency of Kansas, Inc., Appellant, Bob Barnes, d/b/a Double B Excavating, and CK Enterprises, LLC.	Russell L. Mills James D. Young	Sedgwick
86,676	State of Kansas, Appellee, v. Laknee Black, Appellant.	Attorney General Donna L. Longworth, Asst. C.A. Cory D. Riddle, Asst. A.D.	Harvey
1:30 p.m.			
86,932	Northglenn, Ltd., Appellee, v. Barco Energy, Inc., Farmer's Bank & Trust, N.A.; Bobby J. Beard; Boddy J. Beard, Guardian of Flint Beard; Beard Petro- leum Investments; et al., Appellants.	Greg L. Bauer Michael S. Holland	Barton
86,852	State of Kansas, Appellee, v. Nicholas D. Cox, Appellant.	Attorney General Edward C. Hageman, Asst. C.A. Patrick H. Dunn, Asst. A.D.	Rooks
85,225	State of Kansas, Appellee, v. Freda M. Briggs, Appellant.	Attorney General Terri Johnson, C.A. Patrick H. Dunn, Asst. A.D.	Bourbon
86,742	State of Kansas, Appellee, v. Albert Whitaker, Appellant.	Attorney General Stacy Lynn Cuning, Asst. C.A. Sandra Carr, Asst. A.D.	Saline

86,633	In the Matter of the Conservator of Nana Nichole Brammer, A Minor.	Caleb Boone Susan Marshall	Lincoln
87,185	Juan Paniagua, Appellant, v. National Beef Packing Co., L.P., and Wausau Insurance Companies, Appellees.	Diane F. Barger D. Shane Bangerter	Work Comp

Tuesday, February 12, 2002**9:30 a.m.**

Case No.	Case Name	Attorneys	Jurisdiction
86,616	State of Kansas, Appellee, v. Claudell Elias, Appellant.	Attorney General Jerome A. Gorman, Asst. D.A. Robert Kuchar	Wyandotte
86,933	In the Interest of: G.M.A., DOB: 06/21/93, and S.R.A., DOB: 02/16/95.	Scott E. Wasserman Steven J. Obermeier, Asst. D.A. Melinda S. Whitman, G.A.L.	Johnson
86,772	Neal E. Bigham, Appellee, v. Norman Barnett, Appellant, Safeco Insurance Company, and Commerce Bank.	George E. Mallon John L. Peterson	Wyandotte
86,408	State of Kansas, Appellee, v. Richard T. Powell, Appellant.	Attorney General Jerome A. Gorman, Asst. D.A. B. Kay Huff	Wyandotte
86,556	State of Kansas, Appellee, v. Jerry W. Hutcherson, Appellant.	Korey A. Kaul, Asst. A.D.	Wyandotte

1:30 p.m.

87,176	Ana Marie Baeza, Appellee, v. National Beef Packing Company, and Lumbermen's Underwriting, Appellants.	Lawrence M. Gurney Shirla R. McQueen	Work Comp
86,841	Jac L. Jensik and Fredonia State Bankshares, Inc., Appellants, v. Jon C. Beal, Kathleen Beal, Paige Chestnut, and Beal Enterprises, Inc., formerly known as Fredonia Bancshares, Inc., Appellees.	Michael A. Priddle Stephen M. Joseph Keith W. Hicklin Patrick T. Forbes	Wilson

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	Jurisdiction
86,725	Dan E. Turner and Carol A. Turner, Appellants, v. Howard M. Chase and Shelby J. Chase; Eleanor Hart; and Eleanor Hart Real Estate Group, Appellees.	Phillip L. Turner Gerald L. Goodell John E. Taylor Robert P. Numrich Brian J. Fowler David P. Mosh	Shawnee
86,086	State of Kansas, Appellee, v. Mark Allen Vanlerberg, Appellant.	Attorney General Steven J. Obermeier, Asst. D.A. Joseph L. Dioszeghy	Johnson
86,666	Brian Burkholder, Appellant, v. State of Kansas, Appellee.	Michael C. Brown Attorney General Debra S. Peterson, Asst. D.A. Jeffery V. Rowe, Asst. D.A.	Sedgwick

(continued)

86,602	City of Lansing, Appellee, v. Scott Swope, Appellant.	Terence A. Lober Rhonda K. Levinson	Leavenworth
87,113	Deware Enterprise, L.L.C., Appellant, v. Mike and Lori Oswalt, Appellees.	Patrick E. Henderson	Atchison
86,257	Doyle B. Washington, Appellant, v. State of Kansas, Appellee.	Michael P. Whalen Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A.	Sedgwick
87,912	Jerome T. Scaife, Appellant, v. David R. McKune, et al., Appellees.	Jerome T. Scaife, Pro Se Kenneth Smith	Leavenworth
87,190	State of Kansas, Appellee, v. Justin J. Barke, Appellant.	Attorney General Ellen H. Mitchell, C.A. Rick Kittel, Asst. A.D.	Saline
86,724	State of Kansas, Appellee, v. Joseph Anthony Janssen, Appellant.	Attorney General Steven J. Obermeier, Asst. D.A. Rick Kittel, Asst. A.D.	Johnson
87,751	Derek Anderson, Appellant, v. David R. McKune, Appellee.	Charles J. Cavenee Kenneth Smith	Leavenworth
86,335	Qui Thi Nguyen, Appellant, v. Timothy Sellens, Appellee.	David L. Nelson Craig Kennedy	Sedgwick
86,511	State of Kansas, Appellee, v. Katherine L. Daley, a/k/a Katherine Wesley, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jeffery V. Rowe, Asst. A.D. Kristen L. Chowning, Asst. A.D.	Sedgwick

**Kansas Court of Appeals
Supreme Court Courtroom
Kansas Judicial Center
301 S.W. 10th Ave.
Topeka, Kansas**

Before Elliott, P.J.; Green, J.; and Paddock, S.J.

Monday, February 11, 2002

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
85,686	State of Kansas, Appellee, v. Anthony Laterra, Appellant.	Attorney General Terra D. Morehead, Asst. D.A. Randall L. Hodgkinson, Asst. A.D.	Wyandotte
86,492	State of Kansas, Appellee, v. A.J. Kidd II, Appellant.	Attorney General Ellen H. Mitchell, C.A. Randall L. Hodgkinson, Asst. A.D.	Saline
86,285 86,286	State of Kansas, Appellee, v. Jeremy E. Boileau, Appellant.	Attorney General Angela M. Wilson, Asst. D.A. Autumn L. Fox	Douglas
85,891	State of Kansas, Appellee, v. Joyce L. Swarts, Appellant.	Attorney General Daryl E. Hawkins, Asst. C.A. Autumn L. Fox	Dickinson
86,313	In the Matter of the Marriage of Yvonne S. Anzo, n/k/a Dunn, Appellee, and Cecil G. Scrogam, Appellant.	Thomas A. Dower Richard A. Benjes	Reno

1:30 p.m.

86,894	State of Kansas, Appellee, v. Martin J. Brill, Appellant.	Attorney General Kim W. Cudney, C.A. Martin J. Brill, Pro Se Autumn L. Fox	Washington
87,300	Paul A. Fregosi, Dianne Tracy, Appellants, v. Oshawno Lake Association, Don Silver, Appellees.	Larry E. Schneider Frederick W. Godderz	Osage
86,533	Gary A. Burgess, Appellant, v. Kansas Department of Revenue, Appellee.	Steven L. Davis Dana L. Fanoele	Lyon
86,386	State of Kansas, Appellee, v. James McIntosh, Appellant.	Attorney General Thomas R. Stanton, Deputy D.A. Reid T. Nelson, Asst. A.D.	Reno
87,836	Warren Supply Companies, Inc., Appellant, v. Technical Marketing, Inc., and Tammy A. Williams, Appellees.	Marian A. Burns R. Kent Pringle	Neosho

Tuesday, February 12, 2002

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
87,508	State of Kansas, Appellant, v. Daniel F. Schuette, Appellee.	Attorney General Thomas G. Lemon Todd D. Powell Clinton W. Lee	Shawnee
86,429	Douglas Dieker and Thomas Dieker, Appellees, v. Case Corporation, Appellant.	Blake Hudson Mark M. Iba Heather S. Woodson	Anderson
86,196	State of Kansas, Appellee, v. Oscar Wayne Eugene Henry, Appellant.	Attorney General Ty Kaufman, C.A. Sarah Ellen Johnson, Asst. A.D.	McPherson
87,127	State of Kansas, Appellee, v. Javier Granado Aldrete, Jr., Appellant.	Attorney General Vernon E. Buck, Asst. C.A. Diane F. Barger	Lyon
87,220	Ronald William Adams, Appellant, v. Melody K. Adams, W.E. "Mack" Meckenstock, Bobb A. Meckenstock, David L. Meckenstock, d/b/a The Menkenstock Group, Clarica Life Insurance-U.S., Appellees.	Thomas C. Boone Joseph W. Jeter Gerald L. Green	Ellis

1:30 p.m.

86,741	State of Kansas, Appellant, v. Troy D. Frazier, Appellant.	Attorney General Julia D. Allen, Asst. C.A. Kristen Chowning, Asst. A.D.	Montgomery
87,477	Donald Guffey, Appellee, v. Midwest Titan, Inc., Zimmerman Construction Co., Inc., Appellant, and Liberty Mutual Insurance Company; Travelers Insurance Company; CGU/Hawkeye Security Insurance Co., Appellant.	Leah Brown Burkhead James K. Blickhan S. Margene Burnett John R. Emerson	Work Comp

(continued)

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	Jurisdiction
86,767	Telegram Publishing Co., Inc., Appellee, v. Kansas Department of Transportation, Appellant.	Michael W. Merriam Bradley A. Stout	Shawnee
87,292	In the Matter of A.R., A Child Under 18 Years of Age, DOB: 09/02/82.	Colton D. Eikenberry Tamara S. Hicks, C.A.	Finney
86,997	Bruce D. Hawkinson, Appellee, v. Tomes & Dvorak, Appellant.	Bruce R. Hawkinson, Pro Se Miriam Rittmater	Johnson
87,163	State of Kansas, Appellee, v. Charles F. Watters, Appellant.	Attorney General James R. Watts, Asst. C.A. Theresa Barr, Asst. A.D.	Butler
87,502	Joseph G. Beckman, d/b/a B & B Drilling, Appellant, v. Kansas Department of Human Resources and David L. Miller, Appellees.	David E. Watson John L. Yeary	Shawnee
87,083	State of Kansas, Appellee, v. Barry Brown, Appellant.	Attorney General Robert D. Hecht, D.A. Shawn Minihan, Asst. A.D.	Shawnee
84,892	State of Kansas, Appellee, v. Joe R. Anderson, Appellant.	Attorney General Angela M. Wilson, Asst. D.A. Kristi Barton, Legal Intern Shawn Minihan, Asst. A.D.	Douglas
87,096	George Jackson, Jr., Appellant, v. State of Kansas, Appellee.	Theresa L. Barr, Asst. A.D. Attorney General Julie D. Allen, Asst. C.A.	Montgomery
86,421	State of Kansas, Appellee, v. Joseph Richard Rivera, Appellant.	Attorney General Julie A. Funk, Asst. C.A. Reid T. Nelson, Asst. A.D.	Ford
86,107	Claire Fellows, Appellant, v. Original Bread, Inc., d/b/a St. Louis Bread Company, Appellee.	Michael R. Lawless Christina L. Ingersoll	Johnson
87,463	Bill Ward and Judy Ward, Appellees, v. Mark A. Young, Appellant.	Alan F. Alderson Michelle L. Miller Joseph P. Huerter	Shawnee
86,557	State of Kansas, Appellee, v. Martin L. Johnson, Appellant.	Attorney General David C. Smith, Asst. D.A. Shawn Minihan, Asst. A.D.	Wyandotte
86,229	Kenneth Gail Levy, Appellant, v. State of Kansas, Appellee.	Janine Cox, Asst. A.D. Attorney General John J. Bryant, Asst. D.A.	Wyandotte

Kansas Court of Appeals
 Court of Appeals Courtroom
 Kansas Judicial Center
 301 S.W. 10th Ave.
 Topeka, Kansas

Before Johnson, P.J.; Gernon and Marquardt, J.J.

Wednesday, February 13, 2002

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
87,492	In the Matter of B.K., DOB: 07/31/84.	Darrell Smith Steven J. Obermeier, Asst. D.A.	Johnson
87,465	Teresa Thompson, Appellee, v. Hallmark Cards, Inc., Respondent, Self-Insured, Appellant.	Chris Miller Douglas M. Grenwald John David Jurcyk	Work Comp
86,457	State of Kansas, Appellee, v. Jason C. Rush, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A. Richard Ney	Sedgwick
86,293	State of Kansas, Appellee, v. Cletus W. Gibbs, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A. Daniel C. Estes, Asst. A.D.	Sedgwick
86,403	John D. Luton, Appellant, v. State of Kansas, Appellee.	Michael P. Whalen Attorney General Debra S. Peterson, Asst. D.A. Jeffery V. Rowe, Asst. D.A.	Sedgwick
1:30 p.m.			
87,397	In the Matter of N.W., Respondent, DOB: 05/22/87.	Leah Gagne Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A.	Sedgwick
86,561	State of Kansas, Appellee, v. Daniel R. Rife, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A. Theresa L. Barr, Asst. A.D.	Sedgwick
86,683	State of Kansas, Appellee/Cross-Appellant, v. Eric Clinton Marshall, Appellant/Cross-Appellee.	Attorney General Wendy A. Wussow, Asst. C.A. Sarah Ellen Johnson, Asst. A.D.	McPherson
86,645	State of Kansas, Appellee, v. Leon T. Nicholson, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A. Patrick H. Dunn, Asst. A.D.	Sedgwick
87,730	In the Interest of A.F., A Minor Child.	Preston A. Pratt Douglas C. Spencer S. Philip Stover Cleona Flipse, G.A.L.	Logan

(continued)

Thursday, February 14, 2002

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
87,002	Peter O'Donoghue, Administrator of The Estate of Chong AE O'Donoghue and Sean O'Donoghue, Heir-At-Law of Chong AE O'Donoghue, Appellees/ Cross-Appellants, v. Farm Bureau Mutual Insurance Co., Inc., Appellant/Cross-Appellees.	Terry L. Unruh Corlin J. Pratt Don D. Gribble II	Sedgwick
87,491	Arthur A. Unruh, Appellant, v. Madonna Saunders, Appellee.	Martha A. Peterson Vernon L. Jarboe John W. Jordan	Sedgwick
86,709	State of Kansas, Appellee, v. Vickie R. Taylor, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Richard A. Olmstead, Asst. D.A. Peter Maharry, Asst. A.D.	Sedgwick
87,416	State of Kansas, Appellee, v. Dana R. Ballinger, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Richard A. Olmstead, Asst. D.A. Kathryn B. Wall, Asst. A.D.	Sedgwick
87,298	Anna Mary Landauer, Appellant, v. E. Dean Carlson, Secretary of Kansas Department of Transportation, Appellee.	John C. Tillotson Timothy P. Orrick	Shawnee

1:30 p.m.

86,659	State of Kansas, Appellee, v. Donald P. Ayres, Appellant.	Attorney General Melissa G. Johnson, Asst. A.G. Mike Sheahon	Ottawa
87,290	In the Interest of H.R.B., DOB: 12/05/00, A Child Under 18 Years of Age.	Randy M. Barker Karen Black Jason L. Reed Patrick H. Thompson	Saline
85,590 85,648	Scott Lofquist, Appellant, v. The J.D. Reece Company, Appellant, and Donald Dunne and Linda Dunne, Appellees.	Neysa L. Day Robert R. Laing, Jr. Loren W. Moll James E. Phelan Mark A. Buck	Johnson

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	Jurisdiction
86,346	State of Kansas, Appellee, v. Lawrence W. Kinchion, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. McFadden, Asst. D.A. Patrick H. Dunn, Asst. A.D.	Sedgwick
86,426	State of Kansas, Appellee, v. Marlon M. Sears, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Ian H. Taylor, Asst. D.A. Theresa L. Barr, Asst. A.D.	Sedgwick
86,233	Joseph L. Whittaker, Appellant, v. State of Kansas, Appellee.	Stephen B. Plummer Attorney General Debra S. Peterson, Asst. D.A. Ian H. Taylor, Asst. D.A.	Sedgwick
87,554	In the Matter of D.J.L., Respondent. DOB: 08/03/81.	Mark A. Kahrs Debra S. Peterson, Asst. D.A. Ian H. Taylor, Asst. D.A.	Sedgwick

85,707 86,783	State of Kansas, Appellee, v. Jason S. Brown, Appellant.	Attorney General Jan Satterfield, C.A. Rebecca E. Woodman, Asst. A.D. Jason S. Brown, Pro Se	Butler
86,702	State of Kansas, Appellee, v. Robert J. Collins, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Ian H. Taylor, Asst. D.A. Rick Kittel, Asst. A.D.	Sedgwick
86,195	State of Kansas, Appellee, v. Gaylen D. Clark, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jeffery V. Rowe, Asst. D.A. Stephen B. Chapman	Sedgwick
86,544	State of Kansas, Appellee, v. Derrick M. Smith, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jeffery V. Rowe, Asst. D.A. Rebecca E. Woodman, Asst. A.D.	Sedgwick
85,820	Gary J. Bell, Sr., Appellant, v. State of Kansas, Appellee.	Cortland E. Berry Gary J. Bell, Sr., Pro Se Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A.	Sedgwick
86,797	State of Kansas, Appellee, v. Ricky Thomas, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Ian H. Taylor, Asst. D.A. Rick Kittel, Asst. A.D.	Sedgwick
86,717	State of Kansas, Appellee, v. Timothy J. Thompson, Appellant.	Attorney General Franklin T. Bruce, Asst. D.A. Rick Kittel, Asst. A.D.	Reno
86,467	State of Kansas, Appellee, v. Ron E. Pritchard, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Ian H. Taylor, Asst. D.A. Autumn L. Fox	Sedgwick

Kansas Court of Appeals
Supreme Court Courtroom
Kansas Judicial Center
301 S.W. 10th Ave.
Topeka, Kansas
Before Lewis, P.J.; Pierron and Beier, J.J.
Wednesday, February 13, 2002
9:30 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
86,802	Steven Stigge, Executor of the Estate of Orvill Stigge, Deceased, and Stigge & Sons, Inc., Appellants, v. Joe Apsey; Dulaney, Johnston & Priest; and Commercial Union Insurance Com- pany, Appellees.	J. Darin Hayes Larry D. Toomey Jeffrey W. Jones Gary E. Laughlin	Washington
86,389	State of Kansas, Appellee, v. Jerry L. Stark, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jeffery V. Rowe, Asst. A.D. Virginia Girard-Brady	Sedgwick

(continued)

86,762	State of Kansas, Appellee, v. John L. Johnson, Appellant.	Attorney General Daryl E. Hawkins, Asst. D.A. Allen B. Angst	Dickinson
87,219	In the Matter of the Application of American Warrior, Inc., for Exemption from Ad Valorem Taxation in Ness County, Kansas.	Linda A. Terrill	Tax Appeal
1:30 p.m.			
86,546	State of Kansas, Appellee, v. Aaron J. Scott, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Richard A. Olmstead, Asst. D.A. Rebecca E. Woodman, Asst. A.D.	Sedgwick
86,377	State of Kansas, Appellee, v. Marcelino G. Ben, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Ian H. Taylor, Asst. D.A. Libby Snider, Asst. A.D.	Sedgwick
86,440	State of Kansas, Appellee, v. Jason L. Tisdale, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A. Rebecca E. Woodman, Asst. A.D.	Sedgwick
85,731	State of Kansas, Appellee, v. Gerry A. Burden, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Richard A. Olmstead, Asst. D.A. Mary Curtis, Asst. A.D.	Sedgwick
86,516 86,517 86,518	In the Matter of the Application of Emporia Motors, Inc., for Relief From A Tax Grievance in Lyon County, Kansas.	Richard D. Greene Clarence D. Holeman Norbert C. Marek, Jr.	Tax Appeal

Thursday, February 14, 2002

9:30 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
87,612	Butler National Corporation, Appellant, v. Gerald T. Kelly & Company, Appellee.	Christopher J. Reedy Michelle M. Suter	Johnson
86,706	The Wichita Child Guidance Center, Inc., Appellant, v. Board of Commissioners of Sedgwick County, Kansas, Appellee.	Jim L. Lawing Rachael K. Pirner	Sedgwick
86,982	Mark S. Narducci II, Appellant, v. State of Kansas, Appellee.	Autumn L. Fox Attorney General Chris Biggs, C.A.	Geary
86,500	State of Kansas, Appellee, v. Rufus Webb, Appellant.	Attorney General Tony Cruz, Asst. C.A. Libby Snider, Asst. D.A.	Geary
1:30 p.m.			
87,596	George Argeropoulos, Appellant, v. Sonya May, Appellee.	Thomas Stein Jennifer R. Rose	Wyandotte
86,856	Ruby L. Jones, Appellee, v. Robert M. Beatty, M.D., Appellant.	Rosie M. Quinn Kristopher A. Kuehn	Wyandotte

87,207	Louis C. Johnson, Individually and as Administrator C.T.A. of the Estate of Neva Johnson, Deceased, Appellant, v. Edward F. Wieggers and Galloway, Wieggers, & Heeney, LLP, Appellees.	Larry G. Michel John D. Conderman	Marshall
87,480	Kenby Oil Company, d/b/a Fuelman, Appellant, v. Greg H. Lange, Appellee.	Christopher W. O'Brien W. Thomas Gilman	Sumner
86,988	John E. Schwartz, Appellant, v. Eustaquio O. Abay II, M.D., Appellee.	Phillip R. Fields Gary M. Austerman	Sedgwick

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	Jurisdiction
86,931	State of Kansas, Appellee, v. Jose S. Olivarez, Appellant.	Attorney General Vernon E. Buck, Asst. C.A. Diane F. Barger	Lyon
87,106	Anthony C. Smith, Appellant, v. State of Kansas, Appellee.	Shawn Minihan, Asst. A.D. Attorney General Vernon E. Buck, Asst. C.A.	Lyon
86,424	Richard Shockley, Appellant, v. State of Kansas, Appellee.	Patrick H. Dunn, Asst. A.D. Attorney General Debra S. Peterson, Asst. D.A. Jeffery V. Rowe, Asst. D.A.	Sedgwick
87,680	Orlando Dudley, Appellant, v. El Dorado Correctional Facility, Appellee.	Orlando Dudley, #61114, Pro Se Julie Riddle	Butler
86,632	Rah-Maan Saleem, Appellant, v. State of Kansas, Appellee.	Rah-Mann Saleem, #61687, Pro Se Attorney General Robert D. Hecht, D.A.	Shawnee
86,274	Trevor R. Baldwin, Appellant, v. State of Kansas, Appellee.	Stephen B. Plummer Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A.	Sedgwick
84,165	State of Kansas, Appellee, v. Lee Spoorre, Appellant.	Attorney General Steven J. Obermeier, Asst. D.A. Stephen B. Chapman	Johnson
86,623	State of Kansas, Appellee, v. Michael D. Culton II, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jeffery V. Rowe, Asst. D.A. Nathan Webb, Asst. A.D.	Sedgwick
87,311	Ronald Martin, Appellant, v. Charles Simmons, et al., Appellees.	Ronald Martin, #19842, Pro Se Jon D. Graves	Reno
87,189	State of Kansas, Appellee, v. Dennis Brown, Appellant.	Attorney General Chris Biggs, C.A. Allen B. Angst	Geary
86,366	State of Kansas, Appellee, v. Patricia Lynn Wig, Appellant.	Attorney General Thomas V. Black, C.A. Autumn L. Fox	Pratt
86,737	State of Kansas, Appellee, v. David Lee Baitey, Appellant.	Attorney General Steven J. Obermeier, Asst. D.A. Mary Curtis, Asst. A.D.	Johnson

Carol G. Green
Clerk of the Appellate Courts

State of Kansas

State Corporation Commission

Notice of Motor Carrier Applications

The following motor carriers have filed various applications. All applications listed herein are for statewide authority, unless otherwise stated.

Requests to inspect and copy the notices provided to the parties and questions in regard to these applications should be addressed to the State Corporation Commission, Transportation Division, 1500 S.W. Arrowhead Road, Topeka, 66604-4027, (785) 271-3225 or 271-3151. For general inquiries, contact Vickie Berg at (785) 271-3225. To lodge an official complaint, submit your protest in writing, supported by relevant facts, to Mike J. Hoeme, Director of Transportation, at the address above within 20 days of the date of publication of this notice.

Applications for Certificate of Public Service:

American Superior Foods, Inc., dba Bluebonnett Milling Co., 100 S. Mill St., Ardmore, OK 73401; MC ID No. 132808; General commodities (except household goods and hazardous materials)

Terry Barnes, 839 E. 510 Ave., Pittsburg, KS 66762; MC ID No. 153258; Pipe, lumber, steel, building materials

Bassi Trucking, Inc., 6201 Mullen Road, Shawnee, KS 66216; MC ID No. 259966; General commodities (except household goods and hazardous materials)

Donald L. Beesley, dba Lone Wolf Transportation, 851 County Road 54, Gove, KS 67736; MC ID No. 161343; General commodities (except household goods and hazardous materials)

Shannon Bowie, dba Bowie Trucking, Route 1, Box 56, Hanston, KS 67849; MC ID No. 159780; General commodities (except household goods and hazardous materials)

John R. Burnside, dba Burnside Trucking Express, 1208 N. Y Hwy., Plattsburg, MO 64477; MC ID No. 159766; General commodities (except household goods)

Richard and Stacy Carlile, dba Carlile Trucking, 1728 S.W. Green Acres, Topeka, KS 66604; General commodities (except household goods and hazardous materials)

John Chadwell Trucking, Inc., 582 190th St., Fairview, KS 66425; MC ID No. 161349; Joseph Weiler, Attorney; General commodities (except Classes A and B explosives, household goods and hazardous materials)

D. J. Lee, Inc., 1000 Scott Blvd., South Hutchinson, KS 67505; MC ID No. 158163; General commodities (except household goods and hazardous materials)

Dreamcatcher Transportation L.L.C., 602 W. St., Norton, KS 67654; MC ID No. 159774; General commodities (except household goods)

Duncan Diversified, Inc., 1602 S. Madison, Hugoton, KS 67951; MC ID No. 161341; William Barker, Attorney; General commodities (except household goods and hazardous materials)

Rene Ede, dba Ede Trucking Co., 241 W. 4th St., Springfield, CO 81073; MC ID No. 159784; General commodities (except household goods and hazardous materials)

Eisenhour Trucking, Inc., 214 S. Buffalo St., Stafford, KS 67578; MC ID No. 161419; William Barker, Attorney; General commodities (except household goods and hazardous materials)

Darrell Wayne Gaskill, 245 N. Tyler Road, Wellington, KS 67152; MC ID No. 161400; William Barker, Attorney; General commodities (except household goods and hazardous materials)

Joseph L. Getman and Jackson L. Getman, dba Getman Brothers, Trucking and Farming, 1383 S.W. 90th, Columbus, KS 66725; MC ID No. 161417; William Barker, Attorney; General

commodities (except household goods and hazardous materials)

Patti and Bob Gilmer, dba Gilbec Enterprises, 375 2nd Ave., Bethune, CO 80805; MC ID No. 159795; General commodities (except household goods and hazardous materials)

Holderman Family, Inc., 1180 Nighthawk Road, Yates Center, KS 66783; MC ID No. 161315; General commodities (except household goods and hazardous materials)

J.D. Trucking Services, Inc., 18123 Plymouth Road, Russell, KS 67665; MC ID No. 159794; Joseph Weiler, Attorney; General commodities (except Classes A and B explosives, household goods and hazardous materials)

JNT Trucking, Inc., 712 Wilkerson, Groom, TX 79039; MC ID No. 145354; General commodities (except household goods and hazardous materials)

Max Jantz Excavating, Inc., 26503 11 Road, Montezuma, KS 67867; MC ID No. 161383; General commodities (except household goods and hazardous materials)

Fred Johnson, dba F.J. Johnson, Route 1, Box 44, Haviland, KS 67059; MC ID No. 161165; General commodities (except household goods and hazardous materials)

Steven D. Kahrs, dba Kahrs Harvesting, 1554 28th Road, Clay Center, KS 67432; MC ID No. 159782; General commodities (except household goods and hazardous materials)

Kelly's Heroes, Inc., 216 N. Douglas, Cunningham, KS 67035; MC ID No. 159791; William Barker, Attorney; General commodities (except household goods and hazardous materials)

Lyle H. Kimminau, dba Mr. K's Trucking, 3406 Lakeview Road, Hutchinson, KS 67502; MC ID No. 161353; General commodities (except household goods and hazardous materials)

Kistner Enterprises, Inc., 2591 Planter Road, Waverly, KS 66871; MC ID No. 159785; General commodities (except household goods and hazardous materials)

L and D Trucking, Inc., dba Lee's Trucking, 820 Industrial Drive, Garden City, KS 67846; MC ID No. 156533; General commodities (except household goods and hazardous materials)

Lane Express, Inc., 415 Broadway, Valley Falls, KS 66088; MC ID No. 161398; William Barker, Attorney; General commodities (except household goods and hazardous materials)

Sterling M. Lewallen, dba Sterling Transport, 5710 E. Chadowes, Wichita, KS 67208; MC ID No. 260089; General commodities (except household goods and hazardous materials)

Mark Lieneman, dba Mark Lieneman Trucking, 402 Parsons, Robinson, KS 66532; MC ID No. 161384; Clyde Christey, Attorney; General commodities (except household goods)

Lovgren Trucking, Inc., 4549 Shawnee Drive, Kansas City, KS 66106; MC ID No. 159781; General commodities (except household goods and hazardous materials)

Chip Miller, 3000 Tuttle Creek Blvd., #51, Manhattan, KS 66502; General commodities (except household goods and hazardous materials)

Kevin Montgomery, dba Montgomery Transportation, Route 3, Box 35, Sabetha, KS 66534; MC ID No. 158985; General commodities (except household goods)

Roy E. Morain, dba Morain Trucking, 315 S. Pine, Stockton, KS 67669; MC ID No. 161385; William Barker, Attorney; General commodities (except household goods and hazardous materials)

Jose Munoz, dba Jose Munoz Trucking, 2970 N. Anderson Road, Garden City, KS 67846; MC ID No. 161270; General commodities (except household goods and hazardous materials)

Ray L. Myers, dba Myers Transport, 1775 Hwy. 24 West, Goodland, KS 67735; MC ID No. 257897; General commodities (except household goods and hazardous materials)

N-F-R Trucking, Inc., 147 Turkey Road, Dighton, KS 67839; MC ID No. 161393; Clyde Christey, Attorney; General commodities (except household goods and hazardous materials)

Nobody's Auto Recycling, Inc., 332 N. 281 Hwy., Great Bend, KS 67530; MC ID No. 159792; Brock McPherson, Attorney; Wrecked, disabled, repossessed and replacement vehicles

Wayne J. Olsen, dba Olsen Trucking, 10592 S.E. U.S. Hwy. 54, El Dorado, KS 67042; MC ID No. 260098; General commodities (except household goods and hazardous materials)

Marvin Parrack, dba Marvel Farms, 416 S. School Ave., Mahaska, KS 66955; MC ID No. 159776; General commodities (except household goods and hazardous materials)

Ranchers Dispatch, LLC, 4612 188th St., Russell, KS 67665; MC ID No. 159755; General commodities (except household goods and hazardous materials)

Wade D. Ricker, dba Wade Ricker Trucking, 103 N. Ohio, Collyer, KS 67631; MC ID No. 159779; General commodities (except household goods and hazardous materials)

Rylie Equipment and Contracting Company, 913 S. Boeke St., Kansas City, KS 66105; MC ID No. 159786; General commodities (except household goods, Classes A and B explosives and hazardous materials)

Kevin Saylor, dba Saylor Trucking, 403 N. 2nd St., Osborne, KS 67473; MC ID No. 156916; General commodities (except household goods and hazardous materials)

James Spellman, dba J and J Old School Trucking, 222 N. Second St., Drexal, MO 64742; MC ID No. 159790; General commodities (except household goods)

Phillip H. Studer, dba Studer Wrecker Service, 511 Smith St., Beattie, KS 66406; MC ID No. 159778; Wrecked, disabled, repossessed and replacement vehicles

Kenneth Svoboda and Doyle Kvasnicka, dba Bubba's Trucking, 542 Cottonwood St., Narka, KS 66960; MC ID No. 159783; General commodities (except household goods and hazardous materials)

Gazory J. Thompson, dba Allen's Wrecker Service, 1620 W. Kansas, McPherson, KS 67460; MC ID No. 159775; Joseph Weiler, Attorney; Vehicles, wrecked and disabled vehicles, recreational vehicles, parts and accessories

Wesco Feed Transport, Inc., E. Hwy. 36 Road 1E, Norton, KS 67654; MC ID No. 260090; General commodities (except household goods and hazardous materials)

Gene Wilkins, dba Gene Wilkins Farms, 2550 Lilac St., Osceola, IA 50213; MC ID No. 152558; General commodities (except household goods and hazardous materials)

Stan Windholz, dba Windholz Trucking, Route 1, Box 96, Hill City, KS 67642; MC ID No. 158454; General commodities (except household goods, passengers and hazardous materials)

Application for Transfer of Certificate of Public Service:

Larry W. Owens, dba Webee Lube 'N' Stuff, 129 Maple, Cheptopa, KS 67336, MC ID No. 154112, to: Chuck George, dba George's Towing and Radiator Service, 2240 13000 Road, Oswego, KS 67356; Wrecked, disabled, repossessed and replacement vehicles

Application for Extension of Certificate of Public Service:

James E. Wilson, dba Jim Wilson Crane Service, 2528 W. Road 10, Ulysses, KS 67880; MC ID No. 118364; Clyde Christey, Attorney; General commodities (except household goods and hazardous materials)

Application for Transfer of Certificate of Public Service:

Robert V. Cooley, dba B and L Towing, 625 Industrial Drive, Garden City, KS 67846, MC ID No. 101420, to: B and L Tow-

ing, Inc., 625 Industrial Drive, Garden City, KS 67846; Gerald Schultz, Attorney; Wrecked and disabled vehicles

Mike J. Hoeme, Director
Transportation Division

Doc. No. 027474

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, January 31, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the Kansas Development Finance Authority to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the respective borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond of acquiring the project or for the purpose of refunding a bond previously issued to finance the project. The project shall be located as shown:

Project No. 000522—Maximum Principal Amount: \$120,609.14. Owner/Operator: Scott F. and Monica C. Schertz. Description: Acquisition of 635 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is located at Section 9, Township 13, Range 35 West, Logan County Kansas, approximately 1 mile north of Russell Springs on State Highway 25, 1 mile west on Quail (southeast corner of the section).

The bond, when issued, will be a limited obligation of the Kansas Development Finance Authority and will not constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including the Authority, nor will it be an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. The bond 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 bond when it becomes due.

All individuals who appear at the hearing will be given an opportunity to express their views, and all written comments previously filed with the Authority at its offices at 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting the Authority.

Any individual affected by the above-described project may, at or prior to the hearing, file a written request with the Authority that a local hearing be held on the proposal to issue a bond to finance said project. A local hearing, if requested, would be conducted in the county where the project in question is located.

Jack H. Brier
President

Doc. No. 026773

State of Kansas

State Corporation Commission

Notice of Motor Carrier Hearings

The following motor carriers have filed various applications and are scheduled for hearing at 9:30 a.m. February 5 before the commission at its offices, 1500 S.W. Arrowhead Road, Topeka, as indicated below. All applications listed herein are for statewide authority unless otherwise stated. This list does not include cases that have been continued from earlier assigned hearing dates for which parties of record have received notice.

Requests to inspect and copy the notices provided to the parties and questions in regard to these hearings should be addressed to the State Corporation Commission, Transportation Division, 1500 S.W. Arrowhead Road, Topeka, 66604-4027, (785) 271-3225 or 271-3151. The presiding officer for these matters is Paula Lentz, Assistant General Counsel, (785) 271-3279. Anyone needing special accommodations should give notice to the commission 10 days prior to the scheduled hearing date.

Attention should be directed to Kansas Administrative Regulation 82-1-228, "Rules of Practice and Procedure Before the Commission."

Applications for Abandonment of Certificate of Public Service:

A B L T Trucking, Inc., 1317 Warner Road, Great Bend, KS 67530-3248; MC ID No. 102878

A-B Sales, Inc., 435 Eldora, Wichita, KS 67202-4790; MC ID No. 111833

C J & J, Inc., dba Robinson Construction, 2880 N. Farmland Road, Garden City, KS 67846; MC ID No. 155777

Grain & Gravel Express, Ltd, 13563 County Road 49, Burlington, CO 80807; MC ID No. 151455

Harold D. Griffith, dba A Better Tow, 12008 Beacon Ave., Grandview, MO 64030; MC ID No. 149396

M & M Land & Cattle, Inc., 2251 E. Hwy. 56, Marion, KS 66861; MC ID No. 153457

Marvin Oerke, dba Oerke Farms, Route 4, Box 753, Butler, MO 64730; MC ID No. 143850

Dean O'Mara, West 4th & N.E. Wyandotte, Longton, KS 67352; MC ID No. 153494

Randall E. Peddicord, dba Peddicord Harvesting, 17425 Pheasant Run, Wamego, KS 66547; MC ID No. 157925

Seferino Ramirez, dba Butterfly Trucking, 310 N. Sullivan, Ulysses, KS 67880; MC ID No. 154567

Randan, Inc., Harper Street, Barnard, KS 67418; MC ID No. 146346

Milford Roupp, dba Hesston Auto & Truck Repair, 112 Old Hwy. 81 North, Hesston, KS 67062; MC ID No. 124893

Westway Transportation Company, Inc., 365 Canal St., Suite 2900, New Orleans, LA 70130; MC ID No. 158549

Applications for Certificate of Convenience and Necessity:

Quicksilver Enterprises, Inc., 9817 W. 67th St., Merriam, KS 66203; MC ID No. 158875; Passenger

Servant Enterprises, Inc., dba Action Moving, 3737 E. 20th, Unit 8, Joplin, MO 64801; MC ID No. 159793; Dwight Douglas, Attorney; Household goods

Starcoach Limousine, Inc., 3004 W. 27th St., Lawrence, KS 66047; MC ID No. 159756; Passengers and their baggage, in charter and special operations

Application for Certificate of Convenience and Necessity and Certificate of Public Service:

Berger Missouri, Inc., dba Berger Kansas City, 7500 E. 35th Terrace, Kansas City, MO 64129; MC ID No. 159789; Household goods and general commodities

Mike J. Hoeme, Director
Transportation Division

Doc. No. 027475

(Published in the Kansas Register January 17, 2002.)

City of Overland Park, Kansas

Notice to Bidders

Sealed bids for **Metcalf Avenue 151st Street to 135th Street, KDOT Project No. 46 N-0186-01**, will be received by the City of Overland Park, Kansas, at the office of the City Clerk, City Hall, 8500 Santa Fe Drive, Overland Park, 66212, until 2 p.m. local time February 19. At that time all sealed bids will be transferred to the City Council Chamber, City Hall, where they will be publicly opened and read aloud. Any bid received after the designated closing time will be returned unopened.

All bidders shall be prequalified by the Kansas Department of Transportation to perform the class or classes of construction to be performed by the general contractor. Bids not meeting this requirement will be considered nonresponsive.

All bids shall be submitted in sealed envelopes addressed to the City Clerk of Overland Park, Kansas, and marked "BID FOR: Metcalf 151st Street to 135th Street, KDOT Project No. 46 N-0186-01." Copies of plans, specifications, bid documents and other contract documents are on file at the office of Larkin Group Consulting Engineers, Inc., 7401 W. 129th St., Suite 110, Overland Park, 66213. Contractors desiring the contract documents for use in preparing bids may obtain a set of such documents from Larkin Group Consulting Engineers, Inc., (913) 239-1100, upon payment of \$350, which amount is not refundable.

Contractors should read and be fully familiar with all contract documents before submitting a bid. In submitting a bid, the bidder warrants that it has read the contract documents and is fully familiar therewith and that it has visited the site of the work to fully inform itself as to all existing conditions and limitations and shall include in its bid a sum to cover the cost of all items of the work.

Should a bidder find "defects" as defined in paragraph GC-2 of the General Conditions, it shall follow the procedures outlined in paragraph GC-3 to bring same to the attention of city. Changes necessitated thereby shall be in the form of addenda issued by the consulting engineer.

All bidders shall verify that they have considered all written addenda. Neither the city nor the consulting engineer shall be responsible for oral instructions.

Any written addenda issued during the time of bidding shall be covered and included in the bid. There will be no clarifications or exceptions allowed on the bid. Bids are for a total bid package, total contract price.

Bids shall be made upon the form provided in ink or typewritten. Numbers shall be stated both in writing and in figures, the signature shall be long hand, and the com-

plete form shall be without alteration or erasure. On alternate items for which a bid is not submitted, a written indication of "no bid" on the form is required.

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

The following items must be included in the sealed envelope with the bid:

- a. Bid
- b. 5% Bid Security—Bid Bond, Cashier’s Check or Certified Check (see below)
- c. Signed Documents (KDOT Certifications)
 - Certification—Noncollusion & History of Debarment
 - Certification—Federal Funds for Lobbying
 - Required Contract Provisions—Certification—Contractual Services with Current Legislator or Legislator’s Firm
 - Required Contract Provision—DBE Contract Goals

Each bidder shall file with its bid a bid bond, a cashier’s check or a certified check drawn on any acceptable bank, made payable to the City of Overland Park, Kansas, in an amount of not less than 5 percent of the total bid, which shall be retained by the City of Overland Park until a contract for the project has been executed. Bid bonds will be returned to the unsuccessful bidders, with the exception of the second qualifying bidder, at such time as their bids are rejected. The bid deposit of the successful bidder and the second qualifying bidder will be returned when satisfactory bonds in an amount equal to 100 percent of the contract amount, required insurance certificates and other required documents shall have been furnished and the contract documents have been executed.

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 by written request of the bidder received in the office of the city clerk prior to the time and date for bid opening, provided, however, that no bidder may withdraw its bid for a period of 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, and 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 conducted at 1:30 p.m. February 6 in Conference Room 1, City Hall, 8500 Santa Fe Drive, Overland Park.

Mary Lou McCann
Public Works Department
City of Overland Park, Kansas

Doc. No. 027476

State of Kansas

Department of Administration
Division of Purchases

Notice to Bidders

Sealed bids for the following items will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, 66612, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (785) 296-2377 for additional information:

Tuesday, January 29, 2002

04486

Department of Transportation—Bituminous Plant Mixture (Hot Mix-Cold Lay) District 5

Wednesday, January 30, 2002

04388

Department of Wildlife and Parks—Solar Lighting

04479

University of Kansas Medical Center—Fine Paper

04484

Wichita State University—Automated Parking Management System

Friday, February 1, 2002

04461

Atchison Juvenile Correctional Facility—Pharmacy Services

04463

Statewide—Bakery Products

04485

Kansas Public Employees Retirement System—Provide and Install Letter Folder/Inserter Machine with Annual Service Agreement

Tuesday, February 5, 2002

A-9337

Juvenile Justice Authority - TJCF—ACA Lighting Level Upgrade for Living Units

Tuesday, February 12, 2002

A-9326

Atchison Juvenile Correctional Facility—Replace Sewer Near Maple Living Unit

Request for Proposals

Tuesday, January 29, 2002

04488

Zero Turning Radius Riding Mowers for Statewide

Wednesday, February 13, 2002

04471

Abandoned Well Plugging, District 2, for the State Corporation Commission

John T. Houlihan
Director of Purchases

Doc. No. 027472

State of Kansas

Social and Rehabilitation Services

Permanent Administrative
RegulationsARTICLE 64.—DEVELOPMENTAL DISABILITIES—
COMMUNITY DEVELOPMENTAL DISABILITY
ORGANIZATIONS (CDDO's)

30-64-20. Contracting community developmental disability organizations; requirements; enforcement actions. (a) Each CDDO established according to this article desiring to contract with the secretary pursuant to the provisions of the developmental disabilities reform act, K.S.A. 39-1801 et seq., and amendments thereto, shall comply with the provisions of this article.

(b) Any CDDO having entered into a contract with the secretary, but failing to maintain compliance with the provisions of this article or with the provisions of the contract, may be subject to one or more of the following enforcement actions:

(1) The requirement of a corrective action plan, approved by the commission, with specific corrective or improvement activities identified and implemented, measurable outcomes, and implementation timelines;

(2) the requirement of a peer review process, approved by the commission, with specific review and improvement activities identified and implemented, measurable outcomes, and implementation timelines;

(3) suspension of part or all of the payments provided for in the contract until the violation is corrected;

(4) civil penalties in an amount not to exceed \$125.00 per day for each violation from a specified date forward until the CDDO complies; or

(5) cancellation of the contract.

The contract may specifically provide for any or all of the penalties specified in this subsection. (Authorized by and implementing K.S.A. 39-1804, 39-1805, 39-1807, and 39-1810; effective July 1, 1996; amended Feb. 1, 2002.)

30-64-22. Implementation responsibilities of CDDOs. Each contracting CDDO shall perform the following:

(a) Implement the approved service area procedures specified in K.A.R. 30-64-21;

(b) collect and report to the secretary, in a manner specified by the commission, all information requested by the commission, including the following:

(1) Information required by the basic assessment and services information system (BASIS);

(2) copies of the plans of care detailing home- and community-based services to be provided to persons served by that program;

(3) copies of independent financial audits obtained by the CDDO, as well as any management letters generated as a result of the audits; and

(4) any other information or records the CDDO has that the commission needs in order to monitor how services are provided in the CDDO's service area;

(c) organize a council of community members as specified in K.A.R. 30-64-31;

(d) organize a local committee on quality assurance as specified in K.A.R. 30-64-27;

(e) ensure that all services are provided in a manner that meets these requirements:

(1) Provides to all persons equal access to services, including to persons currently residing in any ICF/MR or institution but referred to the CDDO for possible services;

(2) provides that each person receiving or applying for community services, and that person's guardian if one has been appointed, receives information at least annually, communicated in a format appropriate for the person to understand, regarding the following:

(A) The types of community services available in the person's service area and information concerning the providers of those services; and

(B) the rights of persons served pursuant to the developmental disabilities reform act and implementing regulations, the content of which shall be approved by the commission;

(3) enables a person or the person's guardian, if one has been appointed, to choose the person's community service provider; and

(4) promotes the efficient delivery of services within the service area; and

(f) ensure that each community service provider entering into an affiliating agreement with the CDDO and operating within the CDDO's service area abides by the procedures applicable to that service area as established by the CDDO according to K.A.R. 30-64-21. In meeting this requirement, the CDDO may establish a procedure that would allow the CDDO to refuse to enter into or continue an affiliation agreement with any community service provider under any of these circumstances:

(1) If the provider refuses to accept a reimbursement rate for services to be provided that is at least equal to that established by the secretary to apply to the CDDO, or as agreed to in the affiliation agreement with the CDDO;

(2) if the provider has established a pattern of failing or refusing to abide by the service area procedures established by the CDDO according to K.A.R. 30-64-21, or failing to comply with its affiliation agreement with the CDDO; or

(3) if the CDDO demonstrates to the satisfaction of the secretary that being required to enter into the affiliating agreement would seriously jeopardize the CDDO's ability to fulfill its responsibilities either under these regulations or pursuant to its contract with the secretary. (Authorized by and implementing K.S.A. 39-1804, 39-1805, 39-1806, and 39-1810; effective July 1, 1996; amended Oct. 1, 1998; amended Feb. 1, 2002.)

30-64-23. Single point of application, determination, and referral. (a) Each contracting CDDO shall develop and implement policies and procedures by which the CDDO shall act as the single point of application, eligibility determination, and referral for persons desiring to receive either information about community services or these services within the service area of that CDDO. Procedures shall be established for the following:

(1) Distributing, completing, accepting, and processing the uniform statewide application for community services, as published by the commission;

(2) determining if the applicant meets the definitional criteria to be considered a person with a developmental disability as defined in K.S.A. 39-1803, and amendments thereto;

(3) impartially informing a person of the types and availability of community services provided within the service area and of the licensed providers and other agencies existing within the service area that the CDDO has been advised might be willing to provide services to the person, and the way to contact those licensed providers or other agencies;

(4) impartially assisting a person in deciding which community services the person may wish to obtain or would accept within the next year from the date of the person's application;

(5) impartially assisting a person in accessing the community services of the person's choice;

(6) maintaining a list of persons who have made application to the CDDO for community services and have been determined eligible, and allowing access to this list, except for the names of those persons who have requested that their names be kept confidential by the licensed providers in the service area who have entered into affiliation agreements with the CDDO; and

(7) ensuring that when any person receiving any services expresses a desire to consider changing service providers, that person is referred directly and only to an individual who is not involved in the delivery of any service, has no involvement in any dispute about the person's current services, and honors the confidentiality of the person considering a change in service providers. The individual shall supply to the person and the person's guardian information about the types and availability of community services within the service area and assist the person in accessing alternative service providers.

(b) Each contracting CDDO shall require any employees or agents of the CDDO who perform any of the functions specified in subsection (a) to maintain records that shall demonstrate compliance with these requirements.

(c) Each contracting CDDO shall require any employees or agents of the CDDO who perform the functions of determining eligibility, processing applications for service or referral of persons for service, or assisting persons in accessing services, to complete a training program that is approved by the division and meets these criteria:

(1) Is developed by the CDDO and approved by the CDDO council of community members required by K.A.R. 30-64-22(c);

(2) includes topics regarding the following:

(A) The types of community services available in the service area and information concerning the licensed providers and other agencies offering those services; and

(B) potential referral contacts for persons who are determined not to be eligible for services; and

(3) is offered in a manner and frequency that shall ensure that employees or agents of the CDDO who perform the duties required by subsection (a) are competent to do so. (Authorized by and implementing K.S.A. 39-1804, 39-1805, and 39-1810; effective July 1, 1996; amended Oct. 1, 1998; amended Feb. 1, 2002.)

30-64-30. Statewide service access list. Each contracting CDDO shall ensure that each person who has

applied for services, been determined eligible for services, and agreed to accept services within the next year following the date of the person's application, but who cannot now be provided those services by either the CDDO, or any affiliate, because the maximum number of persons to be served as established in the contract with the secretary are already being served, or because supporting funding is not available, will receive the following services:

(a) Be assisted in the person's current setting by any means the CDDO can provide within existing resources in order to avoid as much as possible a crisis from developing until services can be arranged to be provided by the CDDO or an affiliate;

(b) be referred to other community agencies that may be able to provide any type of support or assistance appropriate to the needs of that person until services can be arranged to be provided by the CDDO or an affiliate;

(c) be reported to the secretary as waiting to access services in accordance with the division's policy governing service access lists; and

(d) be contacted at least annually from the initial application date to determine the continued need for services. (Authorized by and implementing K.S.A. 39-1804, 39-1805, and 39-1810; effective July 1, 1996; amended Feb. 1, 2002.)

30-64-31. Council of community members. (a) A council of community members organized according to K.A.R. 30-64-22(c) shall meet these criteria:

(1) Consist of a selected number of individuals, a majority of whom shall be made up of representatives from each of the following two categories:

(A) Persons with a developmental disability; and

(B) family members or guardians of a person with a developmental disability;

(2) include representatives from the following:

(A) The CDDO; and

(B) affiliates of the CDDO;

(3) not have served more than two consecutive three-year terms as members of the council;

(4) have the right to express opinions and make suggestions and recommendations to the governing board of the CDDO concerning any services issue, including the following:

(A) The types of services being offered by the various providers within the service area; and

(B) the manner in which those services are being provided;

(5) be responsible for the development and implementation of the dispute resolution procedures required by K.A.R. 30-64-32;

(6) be responsible for overseeing development, implementation, and progress reporting as to local capacity building plans, in accordance with guidelines provided by the division; and

(7) meet at least quarterly and at other times as necessary to fulfill the council's responsibilities for dispute resolution according to K.A.R. 30-64-32.

(b) For purposes of initial organization of the council, the CDDO shall appoint each member to the council. Thereafter, the selection of successor members of the

(continued)

council shall be determined pursuant to the bylaws or procedures agreed to and adopted by the council. Those bylaws or procedures shall stipulate a process by which consumer, family member, or guardian council members are chosen in an election by consumers, family members, and guardians following nominations by individuals residing in the service area.

(c) In order for a quorum to exist at any meeting of the council, at least 51 percent of those council members present and qualified to vote shall meet the provisions of both paragraphs (c) (1) and (2) below:

(1) Be any of the following:

- (A) Persons being served;
- (B) family members of persons being served; or
- (C) legal guardians of persons being served; and

(2) not also be either of the following:

(A) An employee or paid consultant to any provider or CDDO; or

(B) a member of the board of directors of any provider or CDDO. (Authorized by and implementing K.S.A. 39-1804, 39-1805, and 39-1810; effective July 1, 1996; amended Oct. 1, 1998; amended Feb. 1, 2002.)

30-64-32. Dispute resolution. (a) Each contracting CDDO, in conjunction with the council of community members as specified in K.A.R. 30-64-31, shall develop and implement a dispute resolution procedure that shall provide persons being served by the CDDO, or by any community service provider affiliated with that CDDO, with a means for resolving disputes that may arise between the following:

(1)(A) The person;

(B) the person's legal guardian, if one has been appointed; or

(C) other individuals from the person's support network; and

(2)(A) The CDDO;

(B) an affiliated community service provider; or

(C) any other component of the community services system.

(b) These procedures shall provide a means for resolving disputes that may arise between any of the following:

(1) The CDDO and any affiliated community service provider;

(2) the CDDO and any entity that wishes to become an affiliated provider;

(3) the CDDO and any other component of the community services system;

(4) any affiliated community service providers; or

(5) any affiliated provider and any other component of the community service system.

(c) The procedures shall provide for the following:

(1) A local dispute-resolution process providing the opportunity for resolution between the disputing parties, to be completed no later than 20 calendar days following receipt of written notice to the CDDO of a dispute;

(2) an opportunity for the intervention into the dispute by a mediator who has no decision-making authority and is impartial to the issues being discussed, and a mechanism by which any fees charged by the mediator can be shared equally between the parties to the mediation. A person shall not be denied mediation services solely be-

cause of an inability to pay the applicable fee. Mediation shall be completed no later than 40 calendar days following the receipt of written notice to the CDDO of a dispute referred to in paragraph (c) (1) above. Any party to the dispute may decline to enter into any process of mediation if that party chooses to proceed directly to the appeal procedures provided for in paragraph (c) (3) below. Any party to the dispute may withdraw from any mediation whenever that party believes further efforts at mediation will not likely result in resolution of the dispute; and

(3) the right of any party to the dispute to appeal to either of the following:

(A) The governing board of the CDDO, or any other body that the board may designate, if the dispute involves the CDDO as a party. The board shall have 20 days from the date of receipt of a written notice of appeal to conduct any appropriate proceedings and issue a written decision concerning the issues in dispute. If the board fails to issue a written decision by the end of this 20-day period, the appeal shall be deemed to have been decided in favor of the appellant. Each decision of the board shall be binding upon the parties unless either party further appeals to the commission as specified in paragraph (c) (3) (B); or

(B) the commission, unless the dispute involves the CDDO as a party, in which case the appeal shall first have been made to the governing board, as specified in paragraph (c) (3) (A). If the appeal is from a decision of the governing board of the CDDO, a written notice of appeal shall be delivered to the commission within 10 calendar days of the appealing party's receipt of the board's decision. If the dispute does not involve the CDDO as a party, a written notice of appeal shall be delivered to the commission within 60 calendar days following the CDDO's receipt of written notice of the dispute as specified in paragraph (c) (1) above. The authority to review the dispute and make an appropriate decision shall be reserved by the commission to assist the parties in resolving the dispute and preventing similar disputes in the future, including by requiring changes of policies, procedures, or practices of community service participants; by requiring corrective action or a peer review process by community service participants; or by using other resolution guidelines. The decision of the division may be appealed to the office of administrative appeals within the Kansas department of administration pursuant to article 7.

(d) Nothing in this resolution shall be construed to limit the right of any person to bring any action against a CDDO, any affiliated community service provider, or any other individual or entity as may be permitted by law. (Authorized by and implementing K.S.A. 39-1804, 39-1805, and 39-1810; effective July 1, 1996; amended Oct. 1, 1998; amended Feb. 1, 2002.)

30-64-34. (Authorized by and implementing K.S.A. 39-1801, et seq.; effective July 1, 1996; revoked Feb. 1, 2002.)

Janet Schalansky
Secretary of Social and
Rehabilitation Services

Doc. No. 027448

State of Kansas

Department of Corrections

Permanent Administrative
RegulationsArticle 14.—ADMINISTRATIVE AND
DISCIPLINARY SEGREGATION

44-14-101. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1992 Supp. 75-5210, 75-5251, 75-7552; effective May 1, 1980; amended May 1, 1984; amended Dec. 6, 1993; revoked Feb. 15, 2002.)

44-14-102. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1992 Supp. 75-5210, 75-5251, 75-7552; effective May 1, 1980; amended May 1, 1984; amended Dec. 6, 1993; revoked Feb. 15, 2002.)

44-14-201. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1992 Supp. 75-5251, 75-5252; effective May 1, 1980; amended May 1, 1981; amended Dec. 6, 1993; revoked Feb. 15, 2002.)

44-14-202. This revocation shall be effective on and after February 15, 2002. (Authorized by K.S.A. 75-5251, K.S.A. 1979 Supp. 75-5252, 75-5252(c); effective May 1, 1980; revoked Feb. 15, 2002.)

44-14-301. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1992 Supp. 75-5210, 75-5251, 75-5252; effective May 1, 1980; amended May 1, 1981; amended Dec. 6, 1993; revoked Feb. 15, 2002.)

44-14-302. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1993 Supp. 75-5210, 75-5251, 75-5252; effective May 1, 1980; amended May 1, 1981; amended, T-83-23, Aug. 11, 1982; amended, T-84-6, May 1, 1983; amended May 1, 1984; amended Dec. 6, 1993; amended July 11, 1994; revoked Feb. 15, 2002.)

44-14-303. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1992 Supp. 75-5210, 75-5251, 75-5252; effective May 1, 1980; amended May 1, 1984; amended May 1, 1985; amended Dec. 6, 1993; revoked Feb. 15, 2002.)

44-14-304. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 75-5251, K.S.A. 1983 Supp. 75-5210, 75-5252; effective May 1, 1980; amended May 1, 1984; revoked Feb. 15, 2002.)

44-14-305. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1992 Supp. 75-5210, 75-5251, and 75-5252; effective May 1, 1980; amended May 1, 1984; amended Dec. 6, 1993; revoked Feb. 15, 2002.)

44-14-306. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1992 Supp. 75-5251, 75-5252; effective May 1, 1980; amended Dec. 6, 1993; revoked Feb. 15, 2002.)

44-14-307. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1992 Supp. 75-5251, 75-5252; effective May 1, 1980; amended May 1, 1987; amended Dec. 6, 1993; revoked Feb. 15, 2002.)

44-14-308. This revocation shall be effective on and after February 15, 2002. (Authorized by K.S.A. 75-5251, 75-5252; effective May 1, 1980; amended May 1, 1986; revoked Feb. 15, 2002.)

44-14-309. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1992 Supp. 75-5251, 75-5252; effective May 1, 1980; amended Dec. 6, 1993; revoked Feb. 15, 2002.)

44-14-310. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1992 Supp. 75-5210, 75-5251, 75-5252; effective May 1, 1980; amended, T-83-23, Aug. 11, 1982; amended, T-84-6, May 1, 1983; amended May 1, 1984; amended Dec. 6, 1993; revoked Feb. 15, 2002.)

44-14-311. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1992 Supp. 75-5210, 75-5251, 75-5252; effective May 1, 1980; amended May 1, 1984; amended Dec. 6, 1993; revoked Feb. 15, 2002.)

44-14-312. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 75-5251, K.S.A. 1983 Supp. 75-5210, 75-5252; effective May 1, 1980; amended May 1, 1984; revoked Feb. 15, 2002.)

44-14-313. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 75-5251, K.S.A. 1983 Supp. 75-5210, 75-5252; effective May 1, 1984; revoked Feb. 15, 2002.)

44-14-314. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1992 Supp. 75-5210, 75-5251, and 75-5252; effective May 1, 1984; amended Dec. 6, 1993; revoked Feb. 15, 2002.)

44-14-315. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 75-5251, K.S.A. 1983 Supp. 75-5210, 75-5252; effective May 1, 1984; revoked Feb. 15, 2002.)

44-14-316. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1992 Supp. 75-5210, 75-5251, 75-5252; effective May 1, 1984; amended Dec. 6, 1993; revoked Feb. 15, 2002.)

44-14-317. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 75-5210, 75-5251, 75-5252; effective May 1, 1987; revoked Feb. 15, 2002.)

44-14-318. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 1992 Supp. 75-5210, 75-5251, 75-5252; effective Dec. 6, 1993; revoked Feb. 15, 2002.)

(continued)

**Article 15.—GRIEVANCE PROCEDURE
FOR INMATES**

44-15-101. Inmate or parolee grievance procedure; informal resolution; formal levels. (a) Throughout this article comprising the grievance procedure, all references to inmates shall include parolees, offenders, or both, supervised on either conditional release or postrelease supervision unless the meaning is clearly to the contrary. References to parolees shall include offenders supervised on either conditional or postrelease supervision. References to the warden shall include the parole director. The unit team equivalent shall be the parole officer.

(b) Before utilizing the grievance procedure, the inmate shall be responsible for attempting to reach an informal resolution of the matter with the personnel who work with the inmate on a direct or daily basis. An inmate in a facility or parole setting shall contact the unit team members for the attempt at informal resolution. That attempt shall be documented. The facility's inmate request forms may be used to document this process. If this informal resolution attempt fails, the grievance system may then be used. If an emergency exists and a resolution could not be obtained by going to the unit team, the inmate may go directly into the grievance process.

(c) At each stage, all grievances shall be answered in as short a time as possible to insure that delay will not impose additional hardship upon the inmate or unnecessarily prolong a misunderstanding. Grievances of inmates who have since been transferred, paroled, or discharged shall be answered to the extent possible.

(d) The grievance procedure shall incorporate several levels of problem solving to assure solution at the lowest administrative level possible.

(1) Level 1. The inmate shall first submit the grievance report form to an appropriate unit team member of the facility. The parolee shall first submit the form to the parole officer.

(2) Level 2. The inmate shall then submit the grievance report form to the warden of the facility. The parolee shall then submit the form to the regional parole director.

(3) Level 3. If not resolved, the grievance may be next submitted to the office of the secretary of corrections. Either a response to the grievance or referral of the matter to a deputy secretary of corrections for additional investigation, if necessary, shall be made by the warden. Grievances of inmates may be referred by the secretary to the deputy secretary of corrections for facility management. Grievances of parolees may be referred by the secretary to the deputy secretary of corrections for community and field services management.

(e) Inmate grievance report forms and appeal forms shall be made available to all inmates. Grievance forms and appeal forms shall be provided in containers in each inmate living unit and on each segregation wing or tier. The unit team shall assist the inmate in obtaining copies of supporting material necessary to complete the grievance if the number of photocopies requested by the inmate is reasonable.

(f) No staff member shall refuse to sign, date, and return an inmate request form, an inmate grievance form,

or a grievance receipt slip showing that the inmate came to that person for assistance.

(g) Each inmate shall be entitled to invoke the grievance procedure. The procedure shall be made accessible to mentally impaired and physically handicapped inmates by the warden. This amendment shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 75-5210, K.S.A. 75-5251; effective May 1, 1980; amended May 1, 1984; amended May 1, 1987; amended April 20, 1992; amended Feb. 15, 2002.)

44-15-101a. Grievance procedure distribution; orientation; applicability; remedies; advisory committee; investigation. (a) Grievance procedure regulations shall be distributed or made readily available to all employees and inmates in each correctional facility.

(b) Each inmate and employee, upon admittance to or employment by the facility, shall receive an oral explanation of the procedure including an opportunity to have questions regarding the procedure answered orally. Explanatory materials and the oral presentation shall be available in any language spoken by a significant portion of the facility's population. To the extent feasible, inmates who do not understand English shall receive an explanation of the grievance procedure in a language in which the inmate is fluent. Mentally impaired and physically handicapped inmates shall receive explanations in a manner comprehensible to them. Parole officers shall provide each parolee with a brief grievance procedure orientation that explains the manner in which the system functions for parolees. Following the explanation, each inmate and each parolee shall sign a statement indicating that the required explanation has been given.

(c) All employees of the facility who are directly involved in the operation of the grievance procedure shall receive training in the skills necessary to operate, or participate in, the grievance procedure.

(d) (1) The grievance procedure shall be applicable to a broad range of matters that directly affect the inmate, including the following:

(A) Complaints by inmates regarding policies and conditions within the jurisdiction of the facility or the department of corrections; and

(B) actions by employees and inmates, and incidents occurring within the facility.

(2) The grievance procedure shall not be used in any way as a substitute for, or as part of, the inmate disciplinary procedure, the classification decision-making process, or the property loss or personal injury claims procedure. The grievance system shall not challenge the decision of these other procedures. If the other procedure was conducted improperly, the grievance may challenge the manner in which the decision was made. Grievances of this type shall be made only after the decision process is completed unless the inmate would incur irreparable harm if delayed until the end of the process.

(e) The remedies available to the inmate may include action by the warden of the facility to correct the problem or action by the secretary of corrections to cause the problem to be corrected. Relief may include an agreement by facility officials to remedy an objectionable condition within a reasonable, specified time, or to change a facility policy or practice.

(f) A procedure shall be established by the warden for investigating the allegations and establishing the facts of each grievance. An inmate or employee who appears to be involved in the matter shall not participate in any capacity in the resolution of the grievance.

(g) A copy of the grievance response at each level shall be delivered to the unit team, to the inmate, and to the warden last responding. This amendment shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 75-5251, K.S.A. 75-5210; effective May 1, 1984; amended May 1, 1985; amended Feb. 15, 2002.)

44-15-102. Procedure. (a) Grievance step one; preliminary requirement; informal resolution and problem solving at unit team level.

(1) Each inmate shall first seek information, advice, or help on any matter from the inmate's unit team, or from a member of the team. If unable to solve the problem, the unit team shall refer the inmate to the proper office or department. The unit team shall assist those inmates who are unable to complete the form themselves.

(2) If an inmate does not receive a response from the unit team within 10 calendar days, a grievance report may be sent to the warden without the unit team signature or signatures. Each grievance report form shall include an explanation of the absence of the signature or signatures.

(b) Grievance step two; complaint to the warden. If any inmate receives a response but does not obtain a satisfactory solution to the problem through the informal resolution process within 10 calendar days, the inmate may fill out an inmate grievance report form and submit it, within three calendar days after the deadline for informal resolution, to a staff member for transmittal to the warden.

(1) The inmate shall attach copies of all inmate request forms used to attempt to solve the problem and shall indicate on the inmate grievance report the following information:

(A) A specific complaint that states what or who is the subject of the complaint, related dates and places, and what effect the situation, problem, or person is having on the inmate that makes the complaint necessary;

(B) title and number, if possible, of any order or regulation that may be the subject of the complaint;

(C) the action the inmate wants the warden to take to solve the problem;

(D) the name and signature of the responsible institution employee or employees or of the parole officer from whom the inmate sought assistance. This signature shall be on either an inmate request form or the grievance report form. The date the help was sought shall be entered by the employee on the form; and

(E) the date the completed grievance report was delivered to the staff member for transmittal to the office of the warden.

(2) The staff member shall forward the report to the warden before the end of the next working day and shall give a receipt to the inmate.

(3) Warden's response.

(A) (i) Upon receipt of each grievance report form, a serial number shall be assigned by the warden or desig-

nee, and the date of receipt shall be indicated by the warden or designee. The nature of the grievance shall be ascertained by the warden or designee.

(ii) Each inmate grievance shall be returned to the inmate, with an answer, within 10 working days from the date of receipt.

(B) Each answer shall contain findings of fact, conclusions drawn, the reasons for those conclusions, and the action taken by the warden. Each answer shall inform the inmate that the inmate may appeal by submitting the appropriate form to the secretary of corrections.

(C) In all cases, the original and one copy of the grievance report shall be returned by the warden to the inmate. The copy shall be retained by the inmate for the inmate's files. The original may be used for appeal to the secretary if the inmate desires. The necessary copies shall be provided by the warden.

(D) A second copy shall be retained by the warden.

(E) Each facility shall maintain a file on grievance reports indexed by inmate name and subject matter. Grievance report forms shall not be placed in the inmate's institution file.

(F) Any grievance report form may be rejected by the warden if the form does not document any unit team action as required for the preliminary informal resolution process. The grievance report form shall then be sent back to the unit team for an immediate answer to the inmate.

(G) If no response is received from the warden in the time allowed, any grievance may be sent by an inmate to the secretary of corrections with an explanation of the reason for the delay.

(c) Grievance step three; appeal to the secretary of corrections.

(1) If the warden's answer is not satisfactory, the inmate may appeal to the secretary's office by indicating on the grievance appeal form exactly what the inmate is displeased with and what action the inmate believes the secretary should take. The inmate's appeal shall be made within three calendar days of receipt of the warden's decision, or within three calendar days of the deadline for that decision, whichever is earlier.

(2) The appeal shall then be sent directly and promptly by U.S. mail to the department of corrections central office in Topeka.

(3) When an appeal of the warden's decision is made to the secretary, the secretary shall then have 20 working days from receipt to return the grievance report form to the inmate with an answer. The answer shall include findings of fact, conclusions made and actions taken.

(4) If a grievance report form is submitted to the secretary without prior action by the warden, the form may be returned to the warden. If the warden did not respond in a timely manner, the form shall be accepted by the secretary.

(5) An appropriate deputy secretary may be designated by the secretary to prepare the answer.

This amendment shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 75-5210, K.S.A. 75-5251; effective May 1, 1980; amended May 1, 1984; amended May 1, 1985; amended May 1, 1988; amended April 20, 1992; amended Feb. 15, 2002.)

(continued)

44-15-201. Special kinds of problems. (a) If an inmate wants to bring a problem to the attention of a higher authority without going through the grievance procedure, the inmate may address as official mail a sealed letter or grievance report form to the warden of the facility, the secretary of corrections, or the state pardon attorney. However, these letters or grievance report forms should be reserved for the most difficult and complex problems. Generally, any matter that can be internally handled under the inmate grievance procedure shall not be considered as appropriate for the use of the official mail correspondence privilege.

(b) Any department of corrections or facility official who receives a complaint letter may return it to the inmate with instructions to the inmate to make use of and follow the proper grievance procedure if, in the opinion of the official, the matter is appropriate for handling through the grievance procedure.

This amendment shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 75-5251, K.S.A. 75-5210; effective May 1, 1980; amended Feb. 15, 2002.)

Article 16.—REPORTING AND CLAIMS; LOST OR DAMAGED PROPERTY OR PERSONAL INJURY

44-16-102. Reporting loss or damage to property. (a) Each inmate shall report every loss of or damage to the inmate's own property immediately. In reporting property damage or loss, inmates shall use applicable avenues of redress as established by internal management policies and procedures. These procedures shall be strictly followed.

(b) The facility warden shall not be required to accept any property loss or damage claim unless it is made within 15 working days of the discovery of the loss. The warden shall not be required to accept any claim at all if both of the following conditions are met:

(1) The claim is submitted later than one year and one day after the date of the loss, regardless of when the loss was discovered.

(2) the inmate could have discovered the loss by exercising reasonable effort to know the status of the inmate's property and money.

This amendment shall be effective on and after February 15, 2002. (Authorized by K.S.A. 75-5251; implementing K.S.A. 46-920, 75-5254, 75-5255, 75-5257, 75-5210; ef-

fective May 1, 1980; amended May 1, 1984; amended Feb. 15, 2002.)

44-16-103. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 46-920, as amended by L. 1988, Ch. 183, Sec. 1, K.S.A. 75-5210, 75-5251, 75-5254, 75-5257; effective May 1, 1980; amended May 1, 1984; amended Jan. 2, 1989; revoked Feb. 15, 2002.)

44-16-104. This revocation shall be effective on and after February 15, 2002. (Authorized by K.S.A. 1990 Supp. 75-5210, K.S.A. 75-5251; implementing K.S.A. 1990 Supp. 46-920, 75-5254, 75-5257; effective May 1, 1980; amended May 1, 1984; amended Jan. 2, 1989; amended April 20, 1992; revoked Feb. 15, 2002.)

44-16-105. Property at own risk. An inmate shall be deemed to own personal property at the inmate's own risk. Loss or damage of personal property shall not provide a basis for recovery on a claim unless the loss or damage directly resulted from the intentional or negligent act or omission of a correctional employee and was reported according to applicable internal management policies and procedures.

This amendment shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 75-5210; effective May 1, 1980; amended May 1, 1984; amended Feb. 15, 2002.)

44-16-106. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 75-5251, K.S.A. 1979 Supp. 75-5252; effective May 1, 1980; revoked Feb. 15, 2002.)

44-16-107. This revocation shall be effective on and after February 15, 2002. (Authorized by K.S.A. 1983 Supp. 75-5210, K.S.A. 75-5251; implementing K.S.A. 1983 Supp. 75-5210, K.S.A. 46-920, 75-5251, 75-5254, 75-5257; effective May 1, 1984; revoked Feb. 15, 2002.)

44-16-108. This revocation shall be effective on and after February 15, 2002. (Authorized by and implementing K.S.A. 46-920, as amended by L. 1988, Ch. 183, Sec. 1, K.S.A. 75-5210, 75-5251, 75-5254, 75-5257; effective May 1, 1980; amended May 1, 1984; amended Jan. 2, 1989; revoked Feb. 15, 2002.)

Charles E. Simmons
Secretary of Corrections

Doc. No. 027457

INDEX TO ADMINISTRATIVE REGULATIONS

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Table with 3 columns: Reg. No., Action, Register. Rows include 100-15-1, 100-27-1, 100-28a-1, 100-28a-16, 100-60-1, 100-60-2, 100-60-4, 100-60-5, 100-60-6, 100-60-8, 100-6-15.

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Table with 3 columns: Reg. No., Action, Register. Rows include 102-1-1, 102-1-10, 102-1-10a, 102-1-19, 102-1-20, 102-2-15, 102-3-16, 102-4-16, 102-5-15.

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Table with 3 columns: Reg. No., Action, Register. Rows include 109-9-1, 109-9-4, 109-10-1, 109-11-10.

AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING

Table with 3 columns: Reg. No., Action, Register. Rows include 110-4-1, 110-6-1, 110-6-1a, 110-6-2, 110-6-3, 110-6-4, 110-6-5, 110-7-1, 110-7-4, 110-7-5, 110-7-6, 110-7-8, 110-7-9, 110-7-10.

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. The regulations listed below were published after December 31, 2000.

Table with 3 columns: Reg. No., Action, Register. Rows include 111-2-4, 111-2-119, 111-2-124.

111-2-120	Amended	V. 20, p. 1094
111-2-124	Amended	V. 20, p. 1343
111-2-125	New	V. 20, p. 573
111-2-126	New	V. 20, p. 573
111-2-127	Amended	V. 20, p. 937
111-2-128	New	V. 20, p. 1188
111-2-129	New	V. 20, p. 1343
111-2-130	New	V. 20, p. 1394
111-2-131	New	V. 20, p. 1778
111-2-132	New	V. 20, p. 1901
111-2-133	New	V. 20, p. 1901
111-2-134	New	V. 20, p. 1901
111-3-12	Amended	V. 20, p. 40
111-3-35	Amended	V. 20, p. 1189
111-4-1795	through	
111-4-1813	New	V. 20, p. 40-47
111-4-1801	Amended	V. 20, p. 1095
111-4-1803	Amended	V. 20, p. 1095
111-4-1805a	New	V. 20, p. 1095
111-4-1814	through	
111-4-1823	New	V. 20, p. 419-427
111-4-1818	Amended	V. 20, p. 575
111-4-1824	New	V. 20, p. 575
111-4-1825	through	
111-4-1839	New	V. 20, p. 937-942
111-4-1828	Amended	V. 20, p. 1096
111-4-1832	Amended	V. 20, p. 1344
111-4-1840	through	
111-4-1844	New	V. 20, p. 1096-1100
111-4-1845	through	
111-4-1850	New	V. 20, p. 1189-1193
111-4-1849	Amended	V. 20, p. 1344
111-4-1851	New	V. 20, p. 1345
111-4-1852	New	V. 20, p. 1346
111-4-1853	New	V. 20, p. 1347
111-4-1854	through	
111-4-1870	New	V. 20, p. 1395-1405
111-4-1864	Amended	V. 20, p. 1569
111-4-1866	Amended	V. 20, p. 1570
111-4-1867	Amended	V. 20, p. 1601
111-4-1869	Amended	V. 20, p. 1601
111-4-1871	New	V. 20, p. 1571
111-4-1872	New	V. 20, p. 1572
111-4-1873	New	V. 20, p. 1572
111-4-1874	through	
111-4-1877	New	V. 20, p. 1779-1781
111-4-1877	Amended	V. 20, p. 1902

111-4-1878	through	
111-4-1885	New	V. 20, p. 1902-1906
111-5-23	Amended	V. 20, p. 428
111-5-24	Amended	V. 20, p. 428
111-5-27	Amended	V. 20, p. 429
111-7-123	Amended	V. 20, p. 48
111-7-134	Amended	V. 20, p. 429
111-7-152	Amended	V. 20, p. 49
111-7-158	through	
111-7-162	New	V. 20, p. 577
111-7-159	Amended	V. 20, p. 1101
111-7-162	Amended	V. 20, p. 944
111-7-163	through	
111-7-170	New	V. 20, p. 1101-1103
111-7-165	Amended	V. 20, p. 1194
111-7-171	through	
111-7-175	New	V. 20, p. 1782, 1783
111-8-101	through	
111-8-126	New	V. 20, p. 1573-1579
111-9-111	New	V. 20, p. 1406
111-9-112	Amended	V. 20, p. 1579
111-9-113	New	V. 20, p. 1906

AGENCY 112: KANSAS RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-4-1	Amended	V. 20, p. 765
112-7-19	Amended	V. 20, p. 547
112-10-3	Amended	V. 20, p. 1728
112-10-6	Amended	V. 20, p. 1728
112-11-20	Amended	V. 20, p. 945
112-17-4	Amended	V. 20, p. 1729
112-18-11	Amended	V. 20, p. 1922

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-2-1	Amended	V. 20, p. 1499
115-2-4	Amended	V. 20, p. 1499
115-3-1	Amended	V. 20, p. 766
115-3-2	Amended	V. 20, p. 767
115-4-1	Revoked	V. 20, p. 767
115-4-2	New	V. 20, p. 767
115-4-3	Revoked	V. 20, p. 768
115-4-4	New	V. 20, p. 768
115-4-5	Revoked	V. 20, p. 769
115-4-7	through	
115-4-10	Revoked	V. 20, p. 769
115-4-11	Amended	V. 20, p. 769

115-4-12	Revoked	V. 20, p. 770
115-4-13	Amended	V. 20, p. 770
115-8-1	Amended	V. 20, p. 1061
115-8-4	Amended	V. 20, p. 1500
115-8-5	Revoked	V. 20, p. 1061
115-8-8	Amended	V. 20, p. 1061
115-8-12	Amended	V. 20, p. 1062
115-8-16	Revoked	V. 20, p. 1062
115-8-18	Revoked	V. 20, p. 1062
115-8-20	Amended	V. 20, p. 1062
115-8-21	Amended	V. 20, p. 1062
115-13-1	Amended	V. 20, p. 1500
115-13-2	Amended	V. 20, p. 1500
115-13-5	Amended	V. 20, p. 1501
115-14-2	Amended	V. 20, p. 1501
115-14-3	Amended	V. 20, p. 1502
115-14-5	Amended	V. 20, p. 1502
115-14-6	Amended	V. 20, p. 1502
115-14-7	Revoked	V. 20, p. 1502
115-14-9	Amended	V. 20, p. 1502
115-14-10	Amended	V. 20, p. 1503
115-18-5	Revoked	V. 20, p. 1504
115-18-8	Amended	V. 20, p. 1504
115-18-9	Amended	V. 20, p. 1504
115-18-14	Amended	V. 20, p. 1504
115-18-17	New	V. 20, p. 1062
115-20-1	Amended	V. 20, p. 1063
115-20-2	Amended	V. 20, p. 1063
115-21-1	Amended	V. 20, p. 1803
115-21-2	Amended	V. 20, p. 1804
115-21-3	Revoked	V. 20, p. 1804
115-21-4	New	V. 20, p. 1804
115-22-1	New	V. 20, p. 1804

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-6-3	Amended	V. 20, p. 862
117-6-4	New	V. 20, p. 863
117-7-1	Amended	V. 20, p. 863
117-8-1	Amended	V. 20, p. 1020

AGENCY 118: STATE HISTORICAL SOCIETY

Reg. No.	Action	Register
118-5-1	through	
118-5-10	New (T)	V. 20, p. 1492-1495

AGENCY 125: AGRICULTURAL REMEDIATION BOARD

Reg. No.	Action	Register
125-1-1	through	
125-1-9	New (T)	V. 20, p. 1496-1498
125-1-1	through	
125-1-9	New	V. 20, p. 1891-1893

