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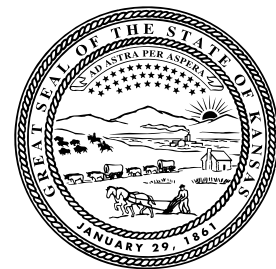
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Cover Artwork: Wheat Ready to Harvest
Photo by Todd Caywood

State of Kansas

Legislative Administrative Services

Interim Committee Schedule

The Legislative Research Department gives notice that the following legislative committees plan to meet on the dates listed below based on current information and subject to change. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at 785-296-2391 or TTY 711, or email legserv@las.ks.gov.

October 7 through October 25, 2024

Date	Room	Time	Committee	Agenda
Oct. 7	546-S	2:00 p.m.	Legislative Post Audit	https://www.kslpa.gov/wp-content/uploads/2024/10/Draft-LPAC-Agenda-10.7.2024.pdf
Oct. 8	548-S	9:00 a.m.	Joint Committee on Kansas Security	https://kslegislature.gov/li/b2023_24/committees/ctte_jt_ks_security_1/documents/agenda/weeklyinterim/20241008.pdf
Oct. 9	112-N	9:00 a.m.	Joint Committee on State Building Construction	https://kslegislature.gov/li/b2023_24/committees/ctte_jt_bldg_constr_1/documents/agenda/weeklyinterim/20241009.pdf
Oct. 9	144-S	9:00 a.m.	Special Committee on Targeted Case Management	https://kslegislature.gov/li/b2023_24/committees/ctte_spc_2024_on_case_mgmt_1/documents/agenda/weeklyinterim/20241009.pdf
Oct. 9	548-S	9:00 a.m.	Joint Committee on Kansas Security	https://kslegislature.gov/li/b2023_24/committees/ctte_jt_ks_security_1/documents/agenda/weeklyinterim/20241008.pdf
Oct. 10	112-N	9:00 a.m.	Special Committee on Sedation Dentistry	https://kslegislature.gov/li/b2023_24/committees/ctte_spc_2024_on_dentistry_1/documents/agenda/weeklyinterim/20241010.pdf
Oct. 10	548-S	8:30 a.m.	LCC Subcommittee on Administration	Legislative Matters
Oct. 10	Virtual	10:00 a.m.	State Finance Council	Agenda Not Available
Oct. 16	548-S	8:00 a.m.	Special Committee on Medical Marijuana	Agenda Not Available
Oct. 18	152-S	9:00 a.m.	Kansas Fights Addiction Grants Review Board	Agenda Not Available
Oct. 22	112-N	9:00 a.m.	Robert G. (Bob) Bethell Joint Committee on Home and Community Based Services and KanCare Oversight	Agenda Not Available
Oct. 23	112-N	9:00 a.m.	Robert G. (Bob) Bethell Joint Committee on Home and Community Based Services and KanCare Oversight	Agenda Not Available
Oct. 23	548-S	10:00 a.m.	Legislative Coordinating Council	Legislative Matters
Oct. 23	281-N	12:00 p.m.	Joint Committee on Special Claims Against the State	https://kslegislature.gov/li/b2023_24/committees/ctte_jt_clms_agnst_1/documents/agenda/weeklyinterim/20241023.pdf
Oct. 23	548-S	1:00 p.m.	Build Kansas Advisory	Agenda Not Available
Oct. 24	582-N	9:00 a.m.	Joint Committee on Special Claims Against the State	https://kslegislature.gov/li/b2023_24/committees/ctte_jt_clms_agnst_1/documents/agenda/weeklyinterim/20241024.pdf

Tom Day
Director
Legislative Administrative Services

State of Kansas

Pooled Money Investment Board

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 75-4210. These rates and their uses are defined in K.S.A. 12-1675(b)(c)(d) and K.S.A. 12-1675a(g).

Effective 10-7-24 through 10-13-24

Term	Rate
1-89 days	4.83%
3 months	4.52%
6 months	4.29%
12 months	3.95%
18 months	3.78%
2 years	3.69%

Joel Oliver
Executive Director
Chief Investment Officer
Pooled Money Investment Board

Doc. No. 052544

State of Kansas

Statewide Independent Living Council of Kansas

Notice of Meeting

The Statewide Independent Living Council of Kansas is having a board meeting at 10:00 a.m. November 7, 2024, via Zoom. For accommodations, questions, or the zoom link please email amber@disability-revolution.com no later than October 21, 2024.

Kathy Cooper
Executive Director
Statewide Independent Living Council of Kansas

Doc. No. 052557

State of Kansas

Department of Administration
Office of Procurement and Contracts

Notice to Bidders

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

All bids are to be submitted via email only to procurement@ks.gov. For more information, please visit https://supplier.sok.ks.gov/psc/sokfspdsc/SUPPLIER/ERP/c/SCP_PUBLIC_MENU_FL.SCP_PUB_BID_CMP_FL.GBL.

10/04/2024	EVT0009933	Automated Biometric Identification System (ABIS) Edge Devices – KBI
10/14/2024	EVT0009932	Langley Point Boat Ramp – KDWP
10/30/2024	EVT0009913	Fleet Operations Parking Lot Resurfacing – KHP
10/30/2024	EVT0009928	On-Call Electrical – KDOA
11/11/2024	EVT0009934	Engineering Consultant Services – KDA
11/13/2024	EVT0009926	Barnes Mine Land Reclamation Project – KDHE

11/13/2024 EVT0009937 E-Rate Program Hotline/Training N00997 – KSDE

The above referenced bid documents can be downloaded at the following website:

https://supplier.sok.ks.gov/psc/sokfspdsc/SUPPLIER/ERP/c/SCP_PUBLIC_MENU_FL.SCP_PUB_BID_CMP_FL.GBL

Additional files may be located at the following website (please monitor this website on a regular basis for any changes/addenda):

10/24/2024	A-014871	Printmaking Ventilation; McKnight Art Center – Wichita State University
10/29/2024	A-015088	Reroof; Kedzie Hall – Kansas State University
11/14/2024	A-014636	Utility Tunnel Repairs – Pittsburg State University

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

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

Todd Herman
Director
Office of Procurement and Contracts
Department of Administration

Doc. No. 052560

State of Kansas

Board of Regents Universities

Notice to Bidders

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

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

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

Kansas State University – Bid postings: <https://bidportal.ksu.edu>. Effective August 1, 2023, all bids, quotes, or proposals must be submitted via the Kansas State University Bid Portal at <https://bidportal.ksu.edu>. Division of Financial Services/Purchasing, 2323 Ander-

son Ave., Kansas State University, Manhattan, KS 66506. Additional contact information, phone: 785-532- 6214, email: kspurch@k-state.edu.

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

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

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

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

Jim Hughes
Director of Purchasing
Pittsburg State University

Doc. No. 052485

State of Kansas

Board of Regents Universities

Notice of Intent to Sell Real Property

Kansas State University announces its intent to sell real property by digital sealed bids as follows:

Fraternity Knoll Addition, S12, T10, R07E, Lot 3, Acres 1.3, (1930 College Heights Road, Manhattan, Riley County, Kansas also known as Parcel ID# 081-211-12-0-40-20-003.00.0) in Riley County, Kansas.

Commencing at a point on the southeast corner of Lot 3 Fraternity Knoll Addition, S12, T10, R07E, 222.44 feet West, thence North 263.31feet, thence East 222.48 feet, thence South 263.37 feet to the place of beginning.

The Invitation to Bid, and related solicitation documentation, will be published on the Kansas State University Bid Portal at <https://bidportal.ksu.edu>.

Ethan Erickson
Vice President for Administration and Finance
Kansas State University

Doc. No. 052546

State of Kansas

Wichita State University

Notice of Intent to Lease Real Property

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to lease, subject to all required state approvals, up to 1.22 acres of real property located on the northwest corner of the intersection of Fountain Avenue and 21st Street North, directly adjacent to the Wichita State University campus. This location would be designated for private development committed to supporting broadband infrastructure and Internet exchanges. The university is interested in leasing such ground to any individual, organization, or entity whose presence would advance WSU’s vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good. WSU intends to lease such space for a mutually agreeable period of time, but extended terms and renewal options would be considered. Interested tenants must be willing to be a good fit with WSU’s educational mission and identify anticipated benefits to the university, its students, and the surrounding community (i.e. applied learning, joint research, faculty start-up, WSU curriculum or program support, community benefit commitments, etc.), and must agree to the essential ground lease terms and restrictive covenants. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU and the surrounding community, design concepts, financial stability, and proposed use. Interested tenants will be responsible for all costs associated with the development and ongoing maintenance costs of any improvements. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of the improvement, and benefit to WSU. WSU will consider serious offers and inquiries from any financially qualified individual, group, organization. If interested, please contact Property Manager Crystal Stegeman at crystal.stegeman@wichita.edu. This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

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

Doc. No. 052352

State of Kansas

Wichita State University

Notice of Intent to Lease Real Property

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to lease, subject to all required state approvals, up to four acres of real property located on the Wichita State University’s campus designated as the “Innovation Campus,” for the private development and operation
(continued)

of a partnership building or buildings. The university is interested in leasing such ground to any individual, organization, or entity whose presence on campus would advance the university’s applied learning vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good. The university intends to lease such space for a mutually agreeable period of time up to sixty years, but extended terms and renewal options would be considered. Interested tenants must be willing to be a good fit with the university’s educational mission and identify anticipated benefits to the university, its students, and the WSU community (i.e. applied learning, joint research, faculty start-up, WSU curriculum or program support, etc.), and must agree to the essential ground lease terms and restrictive covenants. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU, design concepts, financial stability, and proposed use. Interested tenants will be required to construct adjacent and adequate surface parking that will not be included in the leased ground. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of building improvement, and benefit to the university. The university will consider serious offers and inquiries with detailed proposal terms from any financially qualified individual, group, organization. If interested, please contact Senior Vice President for Industry and Defense Programs, Dr. John Tomblin at john.tomblin@wichita.edu or Property Manager Crystal Stegeman at crystal.stegeman@wichita.edu. This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

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

Doc. No. 052353

State of Kansas

Department of Health and Environment

Notice of Proposed Kansas/Federal Water Pollution Control Permits and Applications

In accordance with Kansas Administrative Regulations 28-16-57a through 63, 28-18-1 through 17, 28-18a-1 through 31 and 33, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation, and reissuance

of the designated permit or termination of the designated permit.

Las acciones propuestas con respecto a los documentos preliminares se basan en la revisión del personal, aplicando los estándares, regulaciones y limitaciones de efluentes apropiados del estado de Kansas y de la Agencia de Protección Ambiental de Estados Unidos. La acción final resultará en la emisión de una Autorización Federal del Sistema Nacional de Eliminación de Descargas de Contaminantes y un permiso de Control de Contaminación del Agua de Kansas, sujeto a ciertas condiciones, revocación y reemisión del permiso designado o terminación del permiso designado. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación al 785-296-5156 o en: KDHE.NonDiscrimination@ks.gov.

Public Notice No. KS-AG-24-321/329

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Clayton Carothers 18803 Maddox Rd. La Cygne, KS 66040	NW/4 of Section 23 T20S, R23E Linn County	Marais Des Cygnes River Basin

Kansas Permit No. A-MCLN-S007

The proposed action is to reissue an existing state permit for an existing facility for 878 head (351.2 animal units) of swine weighing more than 55 pounds and 360 head (36 animal units) of swine weighing 55 pounds or less, for a total of 387.2 animal units. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Cow Camp Feed Yard Tracy Brunner 1611 100 Ave. Ramona, KS 67475	SW/4 of Section 34 T16S, R03E Dickinson County	Smoky Hill River Basin

Kansas Permit No. A-SHDK-C001
Federal Permit No. KS0086614

The proposed action is to reissue an existing NPDES permit for an existing facility for 7,999 head (7,999 animal units) of cattle weighing more than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Edward Pfrang Feedlot Gary Pfrang 1750 120th Rd. Goff, KS 66428	NW/4 of Section 23 T03S, R13E Nemaha County	Missouri River Basin

Kansas Permit No. A-MONM-B009

The proposed action is to reissue an existing state permit for an existing facility for 999 head (999 animal units) of cattle weighing greater than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Emma Creek Farms, LLC 717 29th Ave. Canton, KS 67428	SE/4 of Section 26 T20S, R01W McPherson County	Little Arkansas River Basin

Kansas Permit No. A-LAMP-B006

The proposed action is to reissue an existing state permit for an existing facility for 200 head (200 animal units) of cattle more than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Goddard Feedlot John Goddard 2869 170th Ave. Penokee, KS 67659	SE/4 of Section 31 T07S, R24W Graham County	Solomon River Basin

Kansas Permit No. A-SOGH-B001

The proposed action is to reissue an existing state permit for an existing facility for 400 head (400 animal units) of cattle weighing more than 700 pounds and 200 head (100 animal units) of cattle weighing less than 700 pounds, for a total of 500 animal units. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
H&H Feedlot 20th Ave. and H Rd. Larned, KS 67550	SW/4 of Section 25 T22S, R15W Pawnee County	Upper Arkansas River Basin

Kansas Permit No. A-UAPN-B007

The proposed action is to reissue an existing state permit for an existing facility for 999 head (999 animal units) of cattle weighing greater than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Stalker, Inc. - Feed Pens CR FF and CR 230 Satanta, KS 67870	SW/4 of Section 24 T30S, R34W Haskell County	Cimarron River Basin

Kansas Permit No. A-CIHS-B001

The proposed action is to reissue an existing state permit for an existing facility for 850 head (425 animal units) of cattle weighing less than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Thielen Feedlot Tim Thielen 70523 S. 1st Ave. Sawyer, KS 67134	SE/4 of Section 09 T29S, R13W Pratt County	Lower Arkansas River Basin

Kansas Permit No. A-ARPR-B001

The proposed action is to modify and reissue an existing state permit for an existing facility for 999 head (999 animal units) of cattle weighing more than 700 pounds. This is an increase in animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Vulgamore Land & Cattle Co. Inc. - West Yard 8250 S. Mesquite Rd. Scott City, KS 67871	E/2 of Section 28 T19S, R33W Scott County	Upper Arkansas River Basin

Kansas Permit No. A-UASC-B002

The proposed action is to reissue an existing state permit for an existing facility for 990 head (990 animal units) of cattle weighing more than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Public Notice No. KS-AG-R-24-016

Per Kansas Statutes Annotated 65-171d, the following registration has been received for a proposed facility.

Name and Address of Registrant	Legal Description	County
Apsley Livestock Casey Apsley DD Rd. and 70th Rd. Satanta, KS 67870	SW/4 of Section 34 T27S, R34W	Haskell

Public Notice No. KS-Q-24-206/214

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-g), and Federal Surface Water Criteria.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Baldwin City, City of PO Box 86 Baldwin City, KS 66006	Tauy Creek via East Fork Tauy Creek	Treated Domestic

Permit No. M-MC04-0003
Federal Permit No. KS0119601

Legal Description: NE¹/₄, SW¹/₄, NE¹/₄, Section 9, Township 15S, Range 20E, Douglas County

Location: [38.76260, -95.19142](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a mechanical wastewater treatment plant consisting of: influent pump station, mechanical bar screen, grit/grease removal, two Schreiber aeration basins and clarifiers, UV disinfection, cascade reaeration of effluent, aerated sludge storage tank, and screw press. The facility receives domestic wastewater from residential and commercial areas and industrial wastewater from local manufacturers. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, pH, Ammonia, and E. coli. The permit contains monitoring for Total Phosphorus, and Nitrates + Nitrites.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Chanute, City of 900 S. Katy Chanute, KS 66720	Neosho River	Process Wastewater

Permit No. I-NE11-PO07
Federal Permit No. KS0094617

Legal Description: NE¹/₄, Section 28, Township 27S, Range 18E, Neosho County

Location: [37.67194, -95.44250](#)

The proposed action consists of reissuing the NPDES permit for this facility. No significant changes were made to the permit. This is a potable water treatment plant consisting of two pre-sedimentation basins, three clarifiers, two flocculator basins, two secondary settling basins, six filters, two clearwells, a wash water holding basin, numerous pumps and chemical storage tanks and a two-cell lagoon system. This permit contains limits for Total Residual Chlorine, Total Suspended Solids, and pH.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Frontenac, City of PO Box 1012 Frontenac, KS 66763	Cow Creek via First Cow Creek via Unnamed Tributary	Treated Domestic

Permit No. M-NE27-0002
Federal Permit No. KS0200025

(continued)

Legal Description: NW¼, SE¼, SE¼, Section 6, Township 30S, Range 25E, Crawford County

Location: 37.45853, -94.70849

The proposed action consists of issuance of a new Kansas/NPDES Water Pollution Control permit for a new wastewater treatment facility (WWTF) to replace an existing facility. The new WWTF will be a mechanical treatment plant consisting of an influent lift station, bar screen, grit removal, Aero-Mod SEQUOX system, polyaluminum chloride (PAC) feed system, final clarifiers (2), UV disinfection, cascade reaeration, aerobic digesters (2), sludge dewatering, and a 10 MG flow equalization basin. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, pH, Ammonia, E. coli, and Dissolved Oxygen. The permit contains monitoring for Sulfates, Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, and Total Nitrogen. In compliance with Kansas and federal law, KDHE has approved an antidegradation review for this new facility for increased concentrations and mass of some pollutants to the receiving stream. The water quality of the receiving stream will not be lowered below the quality necessary to support existing designated uses.

Name and Address of Applicant	Receiving Stream	Type of Discharge
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Lawrence, City of PO Box 708 Lawrence, KS 66044		Municipal Stormwater
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Permit No. M-KS31-SU01
Federal Permit No. KSR410014

Legal Description: Douglas County

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed action is to issue a new individual NPDES Municipal Separate Storm Sewer System (MS4) permit from an existing MS4 general permit. The proposed MS4 permit requires the permittee to develop, implement, and enforce a stormwater management program designed to reduce the discharge of pollutants from the MS4 to the maximum extent practicable, to protect water quality, and to satisfy the appropriate water quality requirements of the Clean Water Act and Kansas surface water quality statutes and regulations. The proposed permit requires the permittee to update the Stormwater Management Program document, implement six minimum control measures and implement best management practices to reduce any identified total maximum daily load (TMDL) regulated pollutants if listed in the permit (TMDL Table). If there is an identified TMDL regulated pollutant, surface water monitoring may be required on the impaired water body to evaluate performance of the best management practices. Monitoring of industrial stormwater discharges and oversight of construction activities within the MS4 may be required if it is applicable. The proposed permit requires the submittal of an annual report that addresses all compliance requirements for the previous year. This permit contains generic language to protect water quality.

Name and Address of Applicant	Receiving Stream	Type of Discharge
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Ottawa, City of PO Box 60 Ottawa, KS 66067		Municipal Stormwater
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Permit No. M-MC31-SN01
Federal Permit No. KSR4440015

Legal Description: Franklin County

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed action is to issue a new individual NPDES Municipal Separate Storm Sewer System (MS4) permit from an existing MS4 general permit. The proposed MS4 permit requires the permittee to develop, implement, and enforce a stormwater management program designed to reduce the discharge of pollutants from the MS4 to the maximum extent practicable, to protect water quality, and to satisfy the appropriate water quality requirements of the Clean Water Act and Kansas surface water quality statutes and regulations. The proposed permit requires the permittee to update the Stormwater Management Program document, implement six

minimum control measures and implement best management practices to reduce any identified total maximum daily load (TMDL) regulated pollutants if listed in the permit (TMDL Table). If there is an identified TMDL regulated pollutant, surface water monitoring may be required on the impaired water body to evaluate performance of the best management practices. Monitoring of industrial stormwater discharges and oversight of construction activities within the MS4 may be required if it is applicable. The proposed permit requires the submittal of an annual report that addresses all compliance requirements for the previous year. This permit contains generic language to protect water quality.

Name and Address of Applicant	Receiving Stream	Type of Discharge
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Manhattan, City of 1101 Poyntz Ave Manhattan, KS 66502		Municipal Stormwater
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Permit No. M-KS38-SN01
Federal Permit No. KSR440012

Legal Description: Riley County

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed action is to issue a new individual NPDES Municipal Separate Storm Sewer System (MS4) permit from an existing MS4 general permit. The proposed MS4 permit requires the permittee to develop, implement, and enforce a stormwater management program designed to reduce the discharge of pollutants from the MS4 to the maximum extent practicable, to protect water quality, and to satisfy the appropriate water quality requirements of the Clean Water Act and Kansas surface water quality statutes and regulations. The proposed permit requires the permittee to update the Stormwater Management Program document, implement six minimum control measures and implement best management practices to reduce any identified total maximum daily load (TMDL) regulated pollutants if listed in the permit (TMDL Table). If there is an identified TMDL regulated pollutant, surface water monitoring may be required on the impaired water body to evaluate performance of the best management practices. Monitoring of industrial stormwater discharges and oversight of construction activities within the MS4 may be required if it is applicable. The proposed permit requires the submittal of an annual report that addresses all compliance requirements for the previous year. This permit contains generic language to protect water quality.

Name and Address of Applicant	Receiving Stream	Type of Discharge
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Martin Marietta Materials 7381 W. 133rd St., Bldg. 4, Suite 401 Overland Park, KS 66213	Neosho River via Cottonwood River	Process Wastewater
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Permit No. I-NE26-PO01
Federal Permit No. KS0087769

Legal Description: NW¼ of Section 5, Section 6, Township 21S, Range 5E and SE¼, Section 31, Township 20S, Range 5E, Marion County

Location: 38.25227, -96.91483

The proposed action consists of reissuing the above referenced NPDES permit. There were no significant changes were made to this permit. This facility is engaged in a limestone quarrying operation with some washing. Rock is crushed, processed and washed to meet specifications. Outfalls 001A, 002A, 003A and 004A consists of stormwater runoff. Outfall 003A also contains treated wash-water, if a large settling pond discharges. Normally a discharge from the settling pond does not occur. This permit contains limits for Total Suspended Solids. The permit contains monitoring for Sulfate.

Name and Address of Applicant	Receiving Stream	Type of Discharge
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Pottawatomie County Commission PO Box 187 Westmoreland, KS 66549		Municipal Stormwater
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Permit No. M-KS38-SU03
Federal Permit No. KSR410047

Legal Description: Pottawatomie County

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed action is to issue a new individual NPDES Municipal Separate Storm Sewer System (MS4) permit from an existing MS4 general permit. The proposed MS4 permit requires the permittee to develop, implement, and enforce a stormwater management program designed to reduce the discharge of pollutants from the MS4 to the maximum extent practicable, to protect water quality, and to satisfy the appropriate water quality requirements of the Clean Water Act and Kansas surface water quality statutes and regulations. The proposed permit requires the permittee to update the Stormwater Management Program document, implement six minimum control measures and implement best management practices to reduce any identified total maximum daily load (TMDL) regulated pollutants if listed in the permit (TMDL Table). If there is an identified TMDL regulated pollutant, surface water monitoring may be required on the impaired water body to evaluate performance of the best management practices. Monitoring of industrial stormwater discharges and oversight of construction activities within the MS4 may be required if it is applicable. The proposed permit requires the submittal of an annual report that addresses all compliance requirements for the previous year. This permit contains generic language to protect water quality.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Salina, City of PO Box 736 Salina, KS 67402		Municipal Stormwater

Permit No. M-SH33-SN01
Federal Permit No. KSR440018

Legal Description: Saline County

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed action is to issue a new individual NPDES Municipal Separate Storm Sewer System (MS4) permit from an existing MS4 general permit. The proposed MS4 permit requires the permittee to develop, implement, and enforce a stormwater management program designed to reduce the discharge of pollutants from the MS4 to the maximum extent practicable, to protect water quality, and to satisfy the appropriate water quality requirements of the Clean Water Act and Kansas surface water quality statutes and regulations. The proposed permit requires the permittee to update the Stormwater Management Program document, implement six minimum control measures and implement best management practices to reduce any identified total maximum daily load (TMDL) regulated pollutants if listed in the permit (TMDL Table). If there is an identified TMDL regulated pollutant, surface water monitoring may be required on the impaired water body to evaluate performance of the best management practices. Monitoring of industrial stormwater discharges and oversight of construction activities within the MS4 may be required if it is applicable. The proposed permit requires the submittal of an annual report that addresses all compliance requirements for the previous year. This permit contains generic language to protect water quality.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment (KDHE) if they wish to have the comments or objections considered in the decision-making process. All written comments regarding the draft documents, application or registration notices received on or before November 9, 2024, will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-24-321/329, KS-AG-R-24-016, KS-Q-24-206/214) and name of the applicant/permittee when preparing comments.

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

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

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the KDHE. For agricultural related draft documents or applications an appointment can be scheduled, or copies requested by contacting Jada Martin at 1000 SW Jackson St., Suite 430, Topeka, KS 66612, telephone 785-296-0076 or email at kdhe.feedlots@ks.gov. Las preguntas o comentarios por escrito deben dirigirse a Erich Glave, Director, Bureau of Environmental Field Services en KDHE: 1000 SW Jackson St., Suite 430, Topeka, KS 66612-1367; por correo electrónico: kdhe.feedlots@ks.gov; por teléfono: 785-296-6432. For all other proposed permits or actions an appointment can be scheduled, or copies requested by contacting Jamie Packard, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612, telephone 785-296-4148 or email at Jamie.Packard@ks.gov. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available at <http://www.kdhe.ks.gov/livestock>. Division of Environment offices are open from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 052554

State of Kansas

Department of Health and Environment

Notice of Proposed Kansas Phase II Acid Rain Permit

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is proposing to issue a five-year permit to the Evergy, Inc. – Osawatomie Generating Station, 32808 Lone Star Rd., Paola, Miami County, KS 66071, pursuant to Title IV (Acid Deposition Control) of the Federal Clean Air Act and implementing regulations found at 40 CFR Parts 72 through 78. The effective *(continued)*

date of the permit is from January 1, 2025 through December 31, 2029.

One (1) simple cycle combustion turbine affected by this permit action, identified as EU-CT1 in the Title V Operating Permit is located at the 32808 Lone Star Rd., Paola, Miami County, KS 66071, operated by Evergy, Inc., 818 S. Kansas Ave., Topeka, KS 66601, would receive zero (0) allowances for each year from 2025 through 2029. Each allowance authorizes the utility boiler or turbine to emit up to one ton of sulfur dioxide during or after each of the years specified above. Evergy, Inc. – Osawatomi Generating Station proposes to comply with the Acid Rain Program emission requirements by holding enough allowances to cover all sulfur dioxide emissions. Issuance of this permit would not affect the responsibility of Evergy, Inc. – Osawatomi Generating Station to meet all other existing local, state, and federal sulfur dioxide emission requirements.

The designated representative for Evergy, Inc. – Osawatomi Generating Station is John T. Bridson.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are available for public review during normal business hours of 8:00 a.m. to 5:00 p.m. at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the Northeast District Office, 800 W. 24th St., Lawrence, KS 66046. To obtain or review the proposed permit and supporting documentation, contact Florinda Yasmin at the central office of KDHE at 785-296-5231, or Wendi Kessler at the Northeast District Office at 785-842-4600. The standard departmental cost will be assessed for any copies requested. The proposed permit, accompanied with supporting information, is available, free of charge, at the KDHE BOA Public Notice website at <https://www.kdhe.ks.gov/413/Public-Notices>.

Please direct written comments or questions regarding the proposed permit to Florinda Yasmin, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than 12:00 p.m. November 11, 2024.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Florinda Yasmin, KDHE BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than 12:00 p.m. Monday, November 11, 2024, in order for the Secretary of Health and Environment to consider the request.

The preceding notice refers to the air permit for Evergy, Inc. – Osawatomi Generating Station located at 32808 Lone Star Rd., Paola, Miami County, KS 66071. If you want more information or you have other questions, please contact the KDHE Non-Discrimination coordinator and call 785-296-5156 or send an email to: KDHE.NonDiscrimination@ks.gov. [El aviso anterior se refiere al permiso de aire para Evergy, Inc. – Osawatomi Generating Station ubicado en 32808 Lone Star Rd., Paola, Miami County, KS 66071. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación

de KDHE y llame al 785-296-5156 o envíe un correo electrónico a: KDHE.NonDiscrimination@ks.gov.]

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 052548

State of Kansas

Department of Health and Environment

Notice of Proposed Kansas Phase II Acid Rain Permit

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is proposing to issue a five-year permit to the Evergy, Inc. – West Gardner Generating Station, 18827 S. Dillie Rd., Edgerton, Johnson County, KS 66021, pursuant to Title IV (Acid Deposition Control) of the Federal Clean Air Act and implementing regulations found at 40 CFR Parts 72 through 78. The effective date of the permit is from January 1, 2025 through December 31, 2029.

Four (4) simple cycle combustion turbines affected by this permit action, identified as Units 1, 2, 3, and 4 in 40 CFR Part 73 Table 2 are located at the 18827 S. Dillie Rd., Edgerton, Johnson County, KS 66021, operated by Evergy, Inc., 818 S. Kansas Ave., Topeka, KS 66601, would receive zero (0) allowances (respectively,) for each year from 2025 through 2029. Each allowance authorizes the utility turbine to emit up to one ton of sulfur dioxide during or after each of the years specified above. Evergy, Inc. – West Gardner Generating Station proposes to comply with the Acid Rain Program emission requirements by holding enough allowances to cover all sulfur dioxide emissions. Issuance of this permit would not affect the responsibility of Evergy, Inc. – West Gardner Generating Station to meet all other existing local, state, and federal sulfur dioxide emission requirements.

The designated representative for Evergy, Inc. – West Gardner Generating Station is John T. Bridson.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are available for public review during normal business hours of 8:00 a.m. to 5:00 p.m. at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the Johnson County Department of Health and Environment, 11811 S. Sunset, Suite 2700, Olathe, KS 66061. To obtain or review the proposed permit and supporting documentation, contact Florinda Yasmin at the central office of KDHE at 785-296-5231, or Rollin Sachs at the Johnson County Department of Health and Environment at 913-715-6970. The standard departmental cost will be assessed for any copies requested. The proposed permit, accompanied with supporting information, is available, free of charge, at the KDHE BOA Public Notice website at <https://www.kdhe.ks.gov/413/Public-Notices>.

Please direct written comments or questions regarding the proposed permit to Florinda Yasmin, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than 12:00 p.m. Monday, November 11, 2024.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Florinda Yasmin, KDHE BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than 12:00 p.m. Monday, November 11, 2024, in order for the Secretary of Health and Environment to consider the request.

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

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 052549

State of Kansas

Department of Health and Environment

Notice of Proposed Kansas Phase II Acid Rain Permit

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is proposing to issue a five-year permit to the Sunflower Electric Power Corporation – Cimarron River Station, 12406 Road R, Liberal, Seward County, KS 67901, pursuant to Title IV (Acid Deposition Control) of the Federal Clean Air Act and implementing regulations found at 40 CFR Parts 72 through 78. The effective date of the permit is from January 1, 2025 through December 31, 2029.

One (1) utility boiler(s) affected by this permit action, identified as CR1 located at the 12406 Road R, Liberal, Seward County, KS 67901, operated by Sunflower Electric Power Corporation, PO Box 430, Holcomb, KS 67851, would receive CR1: 11 allowances (respectively,) for each year from 2025 through 2029. Each allowance authorizes the utility boiler to emit up to one ton of sulfur dioxide during or after each of the years specified above. Sunflower Electric Power Corporation – Cimarron River Station proposes to comply with the Acid Rain Program emission requirements by holding enough allowances to cover all sulfur dioxide emissions. Issuance of this permit would not affect the responsibility of Sunflower Electric Power Corporation – Cimarron River Station to meet all other existing local, state, and federal sulfur dioxide emission requirements.

The designated representative for Sunflower Electric Power Corporation – Cimarron River Station is Emily Vsetecka.

A copy of the proposed permit, permit application, all supporting documentation, and all information re-

lied upon during the permit application review process are available for public review during normal business hours of 8:00 a.m. to 5:00 p.m. at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the Southwest District Office, 302 W. McArtor Rd., Dodge City, KS 67801. To obtain or review the proposed permit and supporting documentation, contact Parker Robb at the central office of KDHE at 785-296-1947, or Ethel Evans at the Southwest District Office at 620-356-1075. The standard departmental cost will be assessed for any copies requested. The proposed permit, accompanied with supporting information, is available, free of charge, at the KDHE BOA Public Notice website at <https://www.kdhe.ks.gov/413/Public-Notices>.

Please direct written comments or questions regarding the proposed permit to Parker Robb, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than 12:00 p.m. November 11, 2024.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Parker Robb, KDHE BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than 12:00 p.m. November 11, 2024, in order for the Secretary of Health and Environment to consider the request.

The preceding notice refers to the air permit for Sunflower Electric Power Corporation – Cimarron River Station located at 12406 Road R, Liberal, Seward County, KS 67901. If you want more information or you have other questions, please contact the KDHE Non-Discrimination coordinator and call 785-296-5156 or send an email to: KDHE.NonDiscrimination@ks.gov. [El aviso anterior se refiere al permiso de aire para Sunflower Electric Power Corporation – Cimarron River Station ubicado en 12406 Road R, Liberal, Seward County, KS 67901. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación de KDHE y llame al 785-296-5156 o envíe un correo electrónico a: KDHE.NonDiscrimination@ks.gov.]

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 052550

State of Kansas

Department of Health and Environment

Notice of Proposed Kansas Phase II Acid Rain Permit

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is proposing to issue a five-year permit to the Sunflower Electric Power Corporation – Fort Dodge Station, 11453 Fort Dodge Rd., Ford County, KS 67801, pursuant to Title IV (Acid Deposition Control) of the Federal Clean Air Act and implementing regulations found at 40 CFR Parts 72 through 78. The effective date of the permit is from January 1, 2025 through December 31, 2029.

(continued)

One (1) utility boiler(s) affected by this permit action, identified as FD4 located at the 11453 Fort Dodge Rd., Ford County, KS 67801, operated by Sunflower Electric Power Corporation, PO Box 430, Holcomb, KS 67851, would receive FD4: 34 allowances (respectively,) for each year from 2025 through 2029. Each allowance authorizes the utility boiler to emit up to one ton of sulfur dioxide during or after each of the years specified above. Sunflower Electric Power Corporation – Fort Dodge Station proposes to comply with the Acid Rain Program emission requirements by holding enough allowances to cover all sulfur dioxide emissions. Issuance of this permit would not affect the responsibility of Sunflower Electric Power Corporation – Fort Dodge Station to meet all other existing local, state, and federal sulfur dioxide emission requirements.

The designated representative for Sunflower Electric Power Corporation – Fort Dodge Station is Emily Vse-tecka.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are available for public review during normal business hours of 8:00 a.m. to 5:00 p.m. at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the Southwest District Office, 302 W. McArtor Rd, Dodge City, KS 67801. To obtain or review the proposed permit and supporting documentation, contact Parker Robb at the central office of KDHE at 785-296-1947, or Ethel Evans at the Southwest District Office at 620-356-1075. The standard departmental cost will be assessed for any copies requested. The proposed permit, accompanied with supporting information, is available, free of charge, at the KDHE BOA Public Notice website at <https://www.kdhe.ks.gov/413/Public-Notices>.

Please direct written comments or questions regarding the proposed permit to Parker Robb, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than 12:00 p.m. Monday, November 11, 2024.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Parker Robb, KDHE BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than 12:00 p.m. Monday, November 11, 2024, in order for the Secretary of Health and Environment to consider the request.

The preceding notice refers to the air permit for Sunflower Electric Power Corporation – Fort Dodge Station located at 11453 Fort Dodge Rd., Ford County, KS 67801. If you want more information or you have other questions, please contact the KDHE Non-Discrimination coordinator and call 785-296-5156 or send an email to: KDHE.NonDiscrimination@ks.gov. [El aviso anterior se refiere al permiso de aire para Sunflower Electric Power Corporation – Fort Dodge Station ubicado en 11453 Fort Dodge Rd., Ford County, KS 67801. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Co-

ordinador de No Discriminación de KDHE y llame al 785-296-5156 o envíe un correo electrónico a: KDHE.NonDiscrimination@ks.gov.]

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 052551

State of Kansas

Department of Health and Environment

Notice of Proposed Kansas Phase II Acid Rain Permit

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is proposing to issue a five-year permit to The Empire District Electric Company – Riverton Power Station, 7240 SE K-66 Hwy., Riverton, Cherokee County, KS 66770, pursuant to Title IV (Acid Deposition Control) of the Federal Clean Air Act and implementing regulations found at 40 CFR Parts 72 through 78. The effective date of the permit is from January 1, 2025 through December 31, 2029.

Two (2) retired coal-fired boilers affected by this permit action, identified as Boiler No. 39 and Boiler No. 40 in 40 CFR Part 73, Table 2, and formerly referred to as EU-007 and EU-008 in the Title V Class I Operating Permit and one (1) active combined cycle combustion turbine affected by this permit action, identified as EU-012 in the Title V Class I Operating Permit are located at the 7240 SE K-66 Hwy., Riverton, Cherokee County, KS 66770, operated by The Empire District Electric Company, PO Box 127, Joplin, MO 64802, would receive 1041, 1766, and zero (0) allowances (respectively,) for each year from 2025 through 2029. Each allowance authorizes the utility boiler to emit up to one ton of sulfur dioxide during or after each of the years specified above. The Empire District Electric Company – Riverton Power Station proposes to comply with the Acid Rain Program emission requirements by holding enough allowances to cover all sulfur dioxide emissions. Issuance of this permit would not affect the responsibility of The Empire District Electric Company – Riverton Power Station to meet all other existing local, state, and federal sulfur dioxide emission requirements.

Riverton Power Station's Unit No. 39 is Phase II dry bottom wall fired boilers and will comply with the standard Btu-weighted annual average emission rate of 0.46 lb NO_x/MMBtu heat input and Unit No. 40 is tangentially fired boilers and will comply with the standard Btu-weighted annual average emission rate of 0.40 lb NO_x/MMBtu heat input.

The designated representative for The Empire District Electric Company – Riverton Power Station is Jeff Burkett.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are available for public review during normal business hours of 8:00 a.m. to 5:00 p.m. at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the Southeast District Office, 308 W. 14th St., Chanute, KS 66720. To obtain or review the proposed permit and supporting documentation, contact Florinda

Yasmin at the central office of KDHE at 785-296-5231 or Ryan Jack at the Southeast District Office at 620-431-2390. The standard departmental cost will be assessed for any copies requested. The proposed permit, accompanied with supporting information, is available, free of charge, at the KDHE BOA Public Notice website at <https://www.kdhe.ks.gov/413/Public-Notices>.

Please direct written comments or questions regarding the proposed permit to Florinda Yasmin, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than 12:00 p.m. Monday, November 11, 2024.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Florinda Yasmin, KDHE BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than 12:00 p.m. Monday, November 11, 2024, in order for the Secretary of Health and Environment to consider the request.

The preceding notice refers to the air permit for The Empire District Electric Company – Riverton Power Station located at 7240 SE K-66 Hwy., Riverton, Cherokee County, KS 66770. If you want more information or you have other questions, please contact the KDHE Non-Discrimination coordinator and call 785-296-5156 or send an email to: KDHE.NonDiscrimination@ks.gov. [El aviso anterior se refiere al permiso de aire para The Empire District Electric Company – Riverton Power Station ubicado en 7240 SE K-66 Hwy., Riverton, Cherokee County, KS 66770. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación de KDHE y llame al 785-296-5156 o envíe un correo electrónico a: KDHE.NonDiscrimination@ks.gov.]

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 052552

State of Kansas

Department of Health and Environment

Notice of Proposed Kansas Phase II Acid Rain Permit

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is proposing to issue a five-year permit to the Winfield Municipal Power Plant #2, 2801 E. 12th Ave., Winfield, Cowley County, KS 67156, pursuant to Title IV (Acid Deposition Control) of the Federal Clean Air Act and implementing regulations found at 40 CFR Parts 72 through 78. The effective date of the permit is from January 1, 2025 through December 31, 2029.

One (1) utility boiler affected by this permit action, identified as Unit No. 4 in 40 CFR Part 73, Table 2 and referred to as EU-001 in their Title V Class I Operating Permit is located at the 2801 E. 12th Ave., Winfield, Cowley County, KS 67156, operated by City of Winfield, PO Box 646, Winfield, KS 67156, would receive eight (8) allowances for each year from 2025 through 2029. Each allow-

ance authorizes the utility boiler or turbine to emit up to one ton of sulfur dioxide during or after each of the years specified above. Winfield Municipal Power Plant #2 proposes to comply with the Acid Rain Program emission requirements by holding enough allowances to cover all sulfur dioxide emissions. Issuance of this permit would not affect the responsibility of Winfield Municipal Power Plant #2 to meet all other existing local, state, and federal sulfur dioxide emission requirements.

The designated representative for Winfield Municipal Power Plant #2 is Bryan Pingry.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are available for public review during normal business hours of 8:00 a.m. to 5:00 p.m. at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the South Central District Office, 300 W. Douglas, Suite 700, Wichita, KS 67202. To obtain or review the proposed permit and supporting documentation, contact Florinda Yasmin at the central office of the KDHE at 785-296-5231, or Josh Webb at the South Central District Office at 316-337-6042. The standard departmental cost will be assessed for any copies requested. The proposed permit, accompanied with supporting information, is available, free of charge, at the KDHE BOA Public Notice website at <https://www.kdhe.ks.gov/413/Public-Notices>.

Please direct written comments or questions regarding the proposed permit to Florinda Yasmin, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than 12:00 p.m. Monday, November 11, 2024.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Florinda Yasmin, KDHE BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than 12:00 p.m. Monday, November 11, 2024, in order for the Secretary of Health and Environment to consider the request.

The preceding notice refers to the air permit for Winfield Municipal Power Plant #2 located at 2801 E. 12th Ave., Winfield, Cowley County, KS 67156. If you want more information or you have other questions, please contact the KDHE Non-Discrimination coordinator and call 785-296-5156 or send an email to: KDHE.NonDiscrimination@ks.gov. [El aviso anterior se refiere al permiso de aire para Winfield Municipal Power Plant #2 ubicado en 2801 E. 12th Ave., Winfield, Cowley County, KS 67156. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación de KDHE y llame al 785-296-5156 o envíe un correo electrónico a: KDHE.NonDiscrimination@ks.gov.]

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 052553

State of Kansas

Department of Administration
Office of Accounts and Reports

Public Notice

Under requirements of K.S.A. 65-34,117(c), as amended, records of the Office of Accounts and Reports show the unobligated balances are \$4,558,254.70 in the Underground Petroleum Storage Tank Release Trust Fund and \$5,891,583.39 in the Aboveground Petroleum Storage Tank Release Trust Fund at September 30, 2024.

Jocelyn Gunter
Director
Office of Accounts and Reports
Department of Administration

Doc. No. 052545

(Published in the Kansas Register October 10, 2024.)

Kansas City Kansas Community College

Request for Proposals

Kansas City Kansas Community College (KCKCC) extends an invitation to qualified firms with the necessary resources and experience to submit bids to remove/replace outdoor signage on the KCKCC main campus. (Bid #24-009)

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

Linda Burgess
Purchasing Specialist
Kansas City Kansas Community College
lburgess@kckcc.edu

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

Linda Burgess
Purchasing Specialist
Kansas City Kansas Community College

Doc. No. 052561

State of Kansas

Department of Transportation

Request for Proposals

Notice to Consulting Firms

The Kansas Department of Transportation (KDOT) is seeking a qualified consulting firm or team of firms to perform professional services for the project(s) described in Table 1 below. Interested consultants must submit a proposal as laid out herein by 12:00 p.m. (Central Time) October 30, 2024, to be considered for selection.

Consultant Prequalification

Interested consulting firms must be prequalified by KDOT or otherwise demonstrate qualification in category(s):

- 171 - Environmental Documentation

- 201 - Location and Design Concept Studies/Corridor Studies
- 211 - Highway Design—Major Facility
- 212 - Highway Design—Minor Facility
- 221 - Non-Standard Span Bridge Design
- 222 - Standard Span Bridge Design
- 231 - Traffic Control Analysis and Design
- 321 - Bridge Structural Analysis
- 325 - Hydraulic and Hydrologic Studies
- 401 - Landscape Seeding and Erosion Control

If a firm is not currently prequalified by KDOT in any of the required categories, a proposal may still be submitted. Firms not prequalified must also provide documentation that demonstrates the firm is qualified for each specified category listed in this solicitation for the project. Firms must use the KDOT prequalification form to provide this documentation. KDOT 1050 Prequalification Category Definitions (Blue Book) can be found at <http://www.ksdot.org/descons.asp>. Consultants may create a team to meet the prequalification requirements. All firms doing business with KDOT must be registered and in good standing under the laws of the State of Kansas at the time of contracting and must comply with applicable state and federal laws, rules, and regulations.

Table 1: Background and Scope of Project

Project Number	Background and Scope of Project
K-8245-01	This project includes the new construction of US-54 from one mile west of junction K-14/US-54, east to the existing 4-lane section east of Kingman in Kingman County. The design phase is expected to evaluate the current shelved design and make improvements based on community feedback. Services associated with this Request for Proposals are for the Preliminary and Final Design, with an option to supplement the contract through Construction Phase Services. This project will require a value engineering study to be completed. A separate value engineering Request for Proposals will be issued.

Table 2: Project Summary

Project Number	Route and Scope	Length (mi)	Project Termini
K-8245-01	054-048 Grading, surfacing, and bridges for construction of a 4-lane freeway section that will bypass the city of Kingman to the north.	9	US-54 in Kingman County

Project Number	Structure BR#, Structure Scope, Structure Size and Type
K-8245-01	Structures designed under Project No. 54-48 K-8245-01 to be evaluated with current industry standards and redesigned, if necessary. Additional structures should be anticipated with changes to the current project design. There are currently 13 bridges designed (including 8 large bridge-sized culverts) with the potential for more to be added with plan changes.

Anticipated Consultant Scope

KDOT anticipates the following to be included in the consultant's scope:

- Preliminary Design Services
- Final Design Services
- Public Involvement Services

- Environmental Documentation Preparation (Permitting)
- Letting and Construction Phase Services
- 3D Electronic Deliverables Preparation

The scope included herein may not be all-inclusive. A scoping meeting will take place after consultant selection is made.

- Mini-Discovery Phase to review previous project materials.
- NEPA/Potential for Break in Access.
- Utility Coordination Assistance.
- Structural improvement needs.
- Public Outreach and Stakeholder Engagement:
 - Develop Stakeholder Engagement Plan:
 - Identify list of stakeholder groups. At a minimum, the stakeholder groups will include:
 - Political subdivisions including cities and counties.
 - Businesses.
 - Property owners.
 - Outline targeted outreach for each stakeholder group which may include brochures, media releases, fact sheets, presentations, and public meeting boards.
 - Outreach may also occur using technology including virtual public meetings, infographics, social media, and websites.
 - Develop and Implement Public Outreach Effort:
 - Identify appropriate opportunities to engage public and gather input.
 - Outreach efforts could include a wide range of materials including:
 - Brochures.
 - Media releases.
 - Fact sheets.
 - Presentations.
 - Public meeting boards.
 - Document all stakeholder engagement and public outreach efforts.
- Grant Application Support:
 - Data collection and review.
 - Identify strategies for maximum points.
 - Prepare cost estimates as needed.
 - Coordinate with KDOT for required information.
 - Draft support letters for public, elected and appointed officials, stakeholders and other relevant entities as identified by KDOT and advance the application.
 - Establish application schedule.
 - Coordinate and lead meetings.
 - Consultant shall prepare the grant application based on NOFO requirements.
 - Provide tables and graphics as necessary.
 - Provide final draft grant documents for review that will be coordinated with the Grant Lead, project team and others that are relevant in the process.
- Bi-annual Cost Estimates, as well as, at major project milestones.

Activities performed by KDOT include:

- Engineering Survey.
- Development of Existing Right of Way.
- Traffic Forecast.
- Geotechnical Services:
 - Soil Investigations.
 - Bridge Foundation Geology.
 - Pavement Field Investigation and Design.
 - Surfacing Recommendations.
- Lighting and Sign Structures.
- Environmental Services:
 - Lead Paint Testing.
 - Permit Application.
 - Permits will include NPDES – Storm Water Run-off Permit for which KDOT will need from consultant:
 - Total project site area in acres.
 - Total disturbed area in acres (from Seeding Plans).
 - Impervious area in square feet (existing and proposed).
 - Above information needs to be provided by consultant (90) days prior to letting.

KDOT, at the Secretary's discretion, reserves the right to retain for subsequent phases of design and consulting services the consultant selected to provide services associated with this Request for Proposals. Scope in subsequent phases will likely include, but is not limited to, plan development through preliminary and final design as well as traffic engineering.

Anticipated Schedule and Key Dates

1. Proposals are due by or before 12:00 p.m. (Central Time) October 30, 2024.
2. Ranking of proposals is expected to occur on or around November 1, 2024. Negotiations with the most highly ranked firm are expected to begin on or around November 15, 2024. An executed agreement is anticipated around November 29, 2024.
3. The program fiscal year for this project is FY2031 (July 2030–June 2031).

Schedule for the project has not been released. FY 2031 is simply a placeholder.

Instructions for Proposal

1. No cost or pricing information shall be submitted with the proposal. Proposals including cost or pricing information will be considered non-responsive and withdrawn from further consideration.
2. The consultant's proposal must not exceed 6 pages total (including any cover letter, index, etc.). All pages shall be standard letter size (8.5" x 11"). Any page larger than standard letter size will be counted as two or more pages depending on size.
3. A single PDF (10 MB maximum size) of the proposal must be uploaded to the appropriate bid form on Bid Express by the proposal due date and time.
4. The proposal PDF file name must read:
 - a. "K-8245-01_Kingman Bypass_FIRM NAME"
5. The proposal must be accompanied by Special Attachments No. 8 ("Tax Clearance Certificate"), No. 10 ("Policy Regarding Sexual Harassment"), and No. 12 ("Certification of Company Not Cur-

(continued)

rently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems”). If you need a Tax Clearance Certificate, you can request at <https://www.ksrevenue.org/taxclearance.html>. Allow 2-3 business days for processing. Both attachments are required for every firm involved in a multi-consultant team. Upload these files as instructed in Bid Express.

6. The outline in Table 3 below describes the expected proposal organization and content sections.
7. Depending on the number and quality of responses received, KDOT anticipates shortlisting (based on proposals) and holding interviews prior to final selection (which may be based on both proposal and interview content). If KDOT deems interviews to be necessary, interview details and requirements and evaluation criteria for the interview will be distributed to shortlisted consultant teams in advance.
8. Table 4 lists the evaluation criteria and associated weights which will be used to shortlist respondents and may be considered in final selection.

Table 3: Proposal Content

Section	Description of Intent	Page Limit
Cover Letter		1 Page
Project Approach	Demonstrate a unique approach to accomplish the design efficiently and to a high standard. Include cost-effective and optimized solutions to address the anticipated improvements in the design. Include unique qualifications or experience related to the project approach.	
Approach to Schedule	Describe the approach to accomplish the scope of services within the schedule requirements. Include anticipated key milestone dates and availability of staff.	
Approach to Quality Control	Describe methods or procedures your firm will use to provide all drawings, reports and other services with professional quality and technical accuracy.	
Qualifications and Experience	For key personnel to be assigned to the project provide names, office location, qualifications, education, training, and expertise. Identify their area(s) of responsibility and percent of their time dedicated to the project. List work for which you do not have in-house capability and name the firm you propose to subcontract with.	
Past Performance	Describe team’s past performance with respect to ability to meet project schedules; quality of work; and ability to control costs on similar transportation projects, especially those performed for KDOT. Include three references and contact information.	
Familiarity with KDOT and Project Area	Describe team’s familiarity with KDOT’s design process and standards. Describe familiarity with the project area and any identified special site conditions.	

Table 4: Evaluation Factors

Evaluation Factor	Weight
Qualifications and experience of project manager and other key project team members proposed for services	20%
Approach and commitment to meet advertised schedule	15%
Understanding of the project area	20%
Approach to quality control	15%
Knowledge of the NEPA process	10%
Demonstrated understanding of nature and scope of project	20%

Contract Terms and Conditions

A standard KDOT agreement for engineering and technical services will be used for professional services projects. The following special attachments will need to be provided by the selected consultant and all subconsultants with the signed work order following negotiations and will become attachments to the contract.

- Special Attachment No. 8 (“Tax Clearance Certificate”)
- Special Attachment No. 10 (“Policy Regarding Sexual Harassment”)
- Special Attachment No. 12 (“Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems”)

Questions

All questions regarding this Request for Proposals shall be submitted via Q&A section of bid form in Bid Express.

Questions can be submitted until October 17, 2024; answers will be provided to all prequalified consultants on October 24, 2024.

Calvin Reed
Secretary
Department of Transportation

Doc. No. 052555

State of Kansas

Department of Transportation

Request for Proposals

Notice to Consulting Firms

The Kansas Department of Transportation (KDOT) is seeking a qualified consulting firm, or team of firms, to perform construction inspection services on multiple projects in various counties. Summary information for each project is provided below in Table 1.

Interested consultants must upload a proposal by 12:00 p.m. (Central Time) October 30, 2024, to the Bid Express page to be considered for selection.

Consultant Prequalification

Interested consulting firms must be prequalified by KDOT or otherwise demonstrate qualification in category(s):

- 241 - Construction Inspection and Testing

If a firm is not currently prequalified by KDOT, a proposal may still be submitted. Firms not prequalified must also provide documentation that demonstrates the firm is qualified for each specified category listed

in this notice for the project. Firms must use the KDOT prequalification form to provide this documentation. KDOT 1050 Prequalification Category Definitions (Blue Book) can be found at <http://www.ksdot.org/descons.asp>. Consultants may create a team to meet the prequalification requirements. All firms doing business with KDOT must be registered and in good standing under the laws of the State of Kansas at the time of contracting and must comply with applicable state and federal laws, rules, and regulations.

Background and Scope of Projects

With this single solicitation, KDOT is requesting consulting services for construction inspections on the projects listed in Table 1. This table provides summary information for each project. One consultant will be selected to perform services associated with each group listed. Firms can express interest in the groups for which they would like to be considered by submitting a response as indicated below. There is no guarantee that a firm which has expressed interest will be selected for any project(s).

Table 1: Summary of Project Information

Group	RT-CO	Project #	Scope, County	Anticipated Start	Working Days or CCD	Office	Comments
24411	-106	KA-6862-01	Signing, Multiple		150	Iola	
24126	U024-081	KA-5565-01	Grading and Surfacing, Riley		June 26, 2026	Wamego	Anticipate project start
24126	U024-081	KA-5564-01	Grading and Surfacing, Riley		June 26, 2026	Wamego	Anticipate project start
24410	U069-054	KA-6791-01	Resurfacing Linn		160	Garnett	
24410	U069-006	KA-6738-01	Resurfacing, Bourbon		160	Iola	
24411	-106	KA-6862-01	Signing, Multiple		150	Iola	
24412	K003-006	KA-5711-01	Grading, Bridge, and Surfacing, Bourbon		160	Iola	Early Start date of signed contract
24413	U069-006	KA-6967-01	Bridge Repair, Bourbon		100	Iola	

Additional project information including construction scope to be inspected, a detailed description of the project location, and resources and inspection scope specifically requested from consultants in this request can be viewed in an online table at <https://ike.ksdot.gov/about/construction-inspection-rfps>. Upon publication of this Request for Proposals, KDOT anticipates each of these inspection efforts will require full teams (project manager and inspectors, as opposed to single role staff augmentation as is occasionally request) for various types of construction inspection except as noted in the table. Watch the website linked above for updated information. Tabulated information (both in this Request for Proposals and on the website) shall not be relied upon during inspections. It is provided for the convenience of consultants, specifically to aid in making decisions about which projects they are interested in performing.

Specific project needs are subject to modification and/or cancellation at KDOT's discretion.

Anticipated Consultant Scope

The scope of construction inspection services and certifications required will vary for each project and are listed in the table available on the website noted above. Inspection efforts will be managed out of the offices listed. Also included for the convenience of consultants are indications of which grouped projects are currently slated to be performed by the same contractors.

Anticipated Schedule and Key Dates

1. Proposals are due by or before 12:00 p.m. (Central Time) October 30, 2024.
2. Ranking of proposals is expected to occur on or around November 1, 2024. Negotiations with the most highly ranked firm are expected to begin on or around November 8, 2024. An executed agreement is anticipated shortly thereafter.
3. Anticipated scope starts dates and working days or anticipated calendar completion dates are shown in the table. All dates are subject to change.

Instructions for Proposal

1. No cost or pricing information shall be submitted with the proposal. Proposals including cost or pricing information will be considered non-responsive and withdrawn from further consideration.
2. The consultant's proposal must not exceed the page limit laid out in Table 2 below (including any cover letter, index, etc.). All pages shall be standard letter size (8.5" x 11"). Any page larger than standard letter size will be counted as two or more pages depending on size.
3. A single PDF (10MB maximum size) of the proposal including all attachments must be uploaded to the appropriate bid form on Bid Express by the proposal due date and time.
4. The proposal PDF file name must read:

(continued)

- a. "ConstInsp Multiple Projects_2024.10 Release FIRM NAME"
- 5. The proposal must be accompanied by Special Attachments No. 8 ("Tax Clearance Certificate"), No. 10 ("Policy Regarding Sexual Harassment"), and No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems"). If you need a Tax Clearance Certificate, you can request one <https://www.ksrevenue.org/taxclearance.html>. Allow 2-3 business days for processing. All attachments are required for every firm involved in a multi-consultant team. Upload these files as instructed in Bid Express.
- 6. The outline in Table 2 below describes the expected proposal organization, content sections, and limits on number of pages.
 - a. Each team is limited to a single, one-page cover letter.
 - b. Consultants may indicate interest in any and all projects, indicate preference (s) for up to three projects, and shall both indicate interest and preferences on the "June 2024 Construction Inspections Interest & Preference Form is provided on the Bid Express page to complete and upload. Also, consultants are to use the bottom of that form to indicate any capacity limitations that need to be taken into account when making selections.
 - c. Thereafter, each team is limited to two pages per project in which they express interest. In these pages, consultants shall:
 - i. Describe the approach they plan to execute to deliver success on the project.
 - ii. Present the relevant qualifications and experience of the people they are proposing will provide the services.
 - iii. Provide the firm's familiarity with KDOT and the project area.
 - d. Finally, consultants are limited to a single, one-page descriptions of general qualifications ("Past Performance" selection plus "Approach to Quality Control" section) regardless of the number of projects in which they are expressing interest.
- 7. Table 3 lists the evaluation criteria and associated weights which will be used to make a selection.
- 8. Although not anticipated at this time, KDOT reserves the right to interview for the requested services associated with any of the listed projects prior to making final selections.

Table 2: Proposal Content

Section	Description of Intent	Page Limit
Cover Letter		1 Page

Project Approach	Describe how your firm will meet the fluctuating inspection needs of the project.	2 Pages per project in which team is interested
Qualifications and Experience	For key personnel to be assigned to the project provide names, qualifications, education, training, and expertise. Identify their area(s) of responsibility and percent of their time dedicated to the project. List work for which you do not have in-house capability and name the firm you propose to subcontract with.	
Familiarity with KDOT and Project Area	Describe team's familiarity with KDOT's inspection processes and standards. Describe familiarity with the project area and any identified special site conditions.	1 Page total
Past Performance	Describe team's past performance with respect to ability to meet project schedules; quality of work; and ability to control costs on similar transportation projects, especially those performed for KDOT. Include three references and contact information.	
Approach to Quality Control	Describe methods or procedures your firm will use to provide all services with professional quality and technical accuracy.	

Table 3: Evaluation Factors

Evaluation Factor	Weight
The quality and completeness of the response	10%
Availability to respond to the work	20%
Qualifications and experience of project manager and other key project team members proposed for services	20%
Past performance history for similar projects/services for KDOT	20%
Understanding of the project area	10%
Understanding of KDOT contract administration and closeout procedures	20%

Contract Terms and Conditions

A standard KDOT agreement for engineering and technical services will be used for professional services projects. The following special attachments will need to be provided by the selected consultant and all subconsultants with the signed work order following negotiations and will become attachments to the contract.

- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")
- Special Attachment No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems")

Special Contract Conditions

Batch Request for Proposals.

Questions

All questions regarding this Request for Proposals shall be submitted via Q&A section of bid form in Bid Express.

Questions can be submitted until October 17, 2024; answers will be provided to all prequalified consultants on October 24, 2024.

Calvin Reed
Secretary

Department of Transportation

Doc. No. 052556

State of Kansas

Office of the Governor

Executive Directive No. 24-589 Establishment of a Federal Fund

By virtue of the authority vested in the Governor as the head of the Executive Branch of the State of Kansas, the following transactions are hereby authorized:

Pursuant to the authority of the Office of Information Technology Services to receive and expend federal funds, and pursuant to the authority granted the Governor by Section 200 of Chapter 88 of the *2024 Session Laws of Kansas*, approval is hereby granted to the Office of Information Technology Services for expenditures in FY 2025 of monies in the federal fund account entitled "KS SLCGP Grant."

Pursuant to the authority of the Director of the Kansas Bureau of Investigation to receive and expend federal funds, and pursuant to the authority granted the Governor by Section 200 of Chapter 88 of *The 2024 Session Laws of Kansas*, approval is hereby granted to the Kansas Bureau of Investigation for expenditures in FY 2025 of monies in the federal fund entitled "State/Community Highway Safety."

Pursuant to the authority of the Secretary of the Kansas Department for Children and Families to receive and expend federal funds, and pursuant to the authority granted the Governor by Section 200 of Chapter 88 of *The 2024 Session Laws of Kansas*, approval is hereby granted to the Kansas Department for Children and Families for expenditure in FY 2025 of monies in the federal fund entitled Commodity Supplemental Food Program "CSFP CCC Fund."

I have conferred with the Director of the Budget and members of my staff, and I have determined that the guidelines set forth in K.S.A. 75-3711 and 75-3711c have been applied and that none of the forgoing actions exceeds the limitations contained therein.

Dated October 1, 2024.

Laura Kelly
Governor

Doc. No. 052562

(Published in the Kansas Register October 10, 2024.)

City of Barnes, Kansas

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

Notice is hereby given that the City of Barnes, Kansas (the "Issuer") proposes to seek a private placement of the above-referenced bonds (the "Bonds"). The maximum aggregate principal amount of the Bonds shall not exceed \$490,000. The proposed sale of the Bonds is in all re-

spects subject to approval of a bond purchase agreement between the Issuer and the purchaser of the Bonds and the passage of an ordinance and adoption of a resolution by the governing body authorizing the issuance of the Bonds and the execution of various documents necessary to deliver the Bonds.

Dated October 3, 2024.

Kim Perkins
Clerk
City of Barnes, Kansas

Doc. No. 052558

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9:00 a.m. Friday, November 1, 2024, in the offices of the Kansas Development Finance Authority (K DFA), 534 S. Kansas Ave., Suite 800, Topeka, Kansas, on the proposal for the K DFA 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 borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond, which is then typically purchased by a lender bank who then, through the K DFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The project shall be located as shown:

Project No. 001145 Maximum Principal Amount: \$452,625. Owner/Operator: Nathan and Ashley Roth; Description: Acquisition of acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes (the "Project"). The Project is being financed by the Lender for Nathan and Ashley Roth (the "Beginning Farmer") and is located at Section 10, Valley Township, Phillips County, Kansas, approximately 3 miles south of Kirwin, Kansas on East 1100 Road.

The bond, when issued, will be a limited obligation of the K DFA and will not constitute a general obligation or indebtedness of the state of Kansas or any political subdivision thereof, including the K DFA, 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.

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

All individuals who appear at the hearing will be given an opportunity to express their views concerning the proposal to issue the bond to finance the project, and all written comments previously filed with the K DFA at its

(continued)

offices at 534 S. Kansas Ave., Suite 800, Topeka, KS 66603, will be considered. Additional information regarding the project may be obtained by contacting the K DFA.

Rebecca Floyd
President

Kansas Development Finance Authority

Doc. No. 052547

State of Kansas

Board of Pharmacy

Notice of Hearing on Proposed Administrative Regulation

A public hearing will be conducted at 8:30 a.m. Wednesday, December 11, 2024, at the Board of Healing Arts Conference Room on the Lower Level of 800 SW Jackson, Topeka, Kansas, to review and consider the adoption of the proposed permanent regulation of the Kansas State Board of Pharmacy.

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 regulation. All interested parties may submit written comments prior to the public hearing to Alexandra Blasi, Executive Secretary, 800 SW Jackson, Suite 1414, Topeka, KS 66612-1244, or by email to pharmacy@ks.gov. All interested parties will be given a reasonable opportunity to present their views orally regarding the adoption of the proposed regulation during the public hearing. In order to provide 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 an accommodation in order to participate in the public hearing and may request the regulation and economic impact statement in an accessible format. Requests for accommodation to participate in the public hearing should be made at least 10 business days in advance of the hearing by contacting Alexandra Blasi, Executive Secretary, 800 SW Jackson, Suite 1414, Topeka, KS 66612-1244 or by phone at 785-296-4056. Handicapped parking is located at the north entrance to the building. Curbs at the north entrance are accessible to individuals with disabilities.

A summary of the proposed regulation and its economic impact follows. Copies of the regulation and economic impact statement may be viewed at <http://www.pharmacy.ks.gov/legal/proposed-state-reg-changes>.

K.A.R. 68-7-20a. Delivery of prescriptions dispensed to an alternate site for administration. The proposed regulation addresses an area of pharmacy practice that regulations have previously been silent on, but recent amendments to the Kansas Pharmacy Act regarding prescription delivery have created the need for regulatory guidance. The regulation governs several areas for public protection, including requirements for policies and procedures, notifications, drug storage during delivery, returning drugs to the originating pharmacy, and delivery time. The proposed regulation addresses the practice known as “white bagging” in the pharmacy setting. White bagging refers to the process where health insurers cover essential patient-specific medications contingent

upon the medication being distributed from a third-party pharmacy to an administration site for administering. The top patient conditions for which hospitals see white bagging used are auto-immune conditions and cancer. The Board anticipates that the proposed regulation will have minor to no negative economic impact and will help prevent medication waste.

Alexandra Blasi
Executive Secretary
Board of Pharmacy

Doc. No. 052564

State of Kansas

Board of Nursing

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 2:00 p.m. Tuesday, December 17, 2024, in Room 560 on the 5th floor of the Landon State Office Building, 900 SW Jackson St., Topeka, Kansas, to consider the adoption of proposed changes in nine existing regulations: K.A.R. 60-17-101, 60-17-102, 60-17-103, 60-17-104, 60-17-105, 60-17-106, 60-17-107, 60-17-108 and 60-17-109, relating to graduate nursing education and programs that offer the education.

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 the Executive Administrator of the Kansas State Board of Nursing, 900 SW Jackson St., Suite 1051, Topeka, KS 66612 or by email to carol.moreland@ks.gov. All interested parties will be given a reasonable opportunity to present their views orally regarding the adoption of the proposed regulations during the public hearing. Phone comments will be taken by calling 1-877-278-8686 (access code 185877) at the time of the hearing. To provide 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 an accommodation to participate in the public hearing and may request the proposed regulations and economic impact statement in an accessible format. Requests for accommodation to participate in the hearing should be made at least five working days in advance of the hearing by contacting Carol Moreland at 785-296-5752. The north entrance to the Landon State Office Building is handicapped accessible. Handicapped parking is located at the north end of the Landon State Office Building, across the street from the north entrance to the building, and on Ninth Street, just around the corner from the north entrance to the building.

Summaries of the proposed regulations and their economic impact follow. Copies of the proposed regulations and associated economic impact statement may be obtained by accessing the Kansas State Board of Nursing website at <https://ksbn.kansas.gov> or by contacting the Executive Administrator of the Kansas State Board of Nursing, Landon State Office Building, 900 SW Jackson St., Suite 1051, Topeka, KS 66612,

phone 785-296-5752, or carol.moreland@ks.gov prior to the date of the hearing.

K.A.R. 60-17-101. Definitions. This proposed regulation provides clarity and updating with current educational practices. Language for the following definitions are added: academic equivalent, criteria for unscheduled survey or site visit, debriefing, loss of approval, online or distance learning, practice hours, program evaluation plan, semester credit hours, simulation, survey or site visit, student learning outcomes and quarter credit hour. This proposed regulation changes the current definition of preceptor to include a licensed interdisciplinary professional with a health science degree at a master's level or above for practice hours over 750.

K.A.R. 60-17-102. Requirements for initial approval. This proposed regulation provides clarity to the requirements for initial approval. The changes to this regulation align more with the national accrediting agencies that accredit graduate nursing programs. This change makes it easier for the graduate nursing programs as it is alignment with their national accreditation agency's requirements and elevates our requirements to a national benchmark.

K.A.R. 60-17-103. Reapproval requirements. This proposed regulation provides clarity to the requirements for reapproval of the graduate nursing education program. It adds the requirements to have an audited fiscal report for the previous two years and the testing process available during the site visit for reapproval of the program.

K.A.R. 60-17-104. Administrator, faculty and preceptor qualifications. The proposed regulation provides clarity to the qualifications for the program administrator, faculty and preceptors. The preceptor requirements are expanded to include a licensed interdisciplinary professional with a health science degree at a master's level or above for any practice hours greater than 750 in the program curriculum.

K.A.R. 60-17-105. Curriculum requirements. This proposed regulation clarifies the curriculum requirements for any graduate nursing program in Kansas. College hours has been changed to semester credit hours or the academic equivalent. The number of practice hours required after March 1, 2025, will increase to at least 750.

K.A.R. 60-17-106. Clinical resources. This proposed regulation clarifies some of the language for clinical resources in a graduate nursing program.

K.A.R. 60-17-107. Educational facilities. This proposed regulation clarifies requirements for the educational facility in an advanced nursing program.

K.A.R. 60-17-108. Student policies. This proposed regulation adds the following language for required student policies in an advanced nursing program: oral and written English proficiency, difference between the student and employee role, refund policies, ethical practices for the performance of activities and the requirement for written policy providing information to all students regarding licensure denial before admission to the program.

K.A.R. 60-17-109. Reports. This proposed regulation clarifies the requirements for the annual report submitted to the Kansas State Board of Nursing. This proposed revision adds the following requirements: an audited fiscal report for the previous two years, any complaints received involving KSBN educational statutes and regulations, policies used to safeguard students and a copy of the school's current catalog.

These revisions were requested by the advanced practice graduate programs in Kansas and provide clarity to requirements in the regulations. There will be no additional cost to the programs with these proposed revisions. A benefit to the programs and students is the availability to have interdisciplinary preceptors for practice hours greater than 750 in the curriculum. These proposed revisions align more with national accreditation guidelines for advanced practice nursing programs than current regulations. The cost to KSBN in the current fiscal year will be absorbed and no additional costs in the next fiscal year. The long-range economic impact for businesses and small employers will be minimal, if any. There will be no long-range economic impact for the general public. The businesses impacted by these revisions are the nine educational institutions in Kansas that offer the graduate nursing programs.

Carol Moreland, MSN, RN
Executive Administrator
Board of Nursing

Doc. No. 052563

State of Kansas

Department of Agriculture

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10:00 a.m. December 11, 2024, in the 1st floor meeting room 124 of the Kansas Department of Agriculture, 1320 Research Park Dr., Manhattan, Kansas, to consider the adoption of the proposed regulations. The public hearing will be conducted in person and via video conferencing system. Members of the public who wish to attend the public hearing virtually must pre-register at <https://kansasag.zoom.us/meeting/register/tZwsfu2qpjgoHdLroXgIU6EFTZpuPPgcq7B7>.

After registering, you will receive a confirmation email containing information about joining the meeting.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments regarding the proposed regulations. All interested parties may submit written comments prior to the hearing by mail or email to Kansas Department of Agriculture, Attn: Ronda Hutton, 1320 Research Park Dr., Manhattan, KS 66502, or ronda.hutton@ks.gov. Comments may also be made via the Kansas Department of Agriculture's website at <https://www.agriculture.ks.gov/public-resources/public-comments>.

All interested parties will also be given a reasonable opportunity to orally present their views regarding the adoption of the proposed regulations during the hear-

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ing. 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. These regulations are proposed for adoption on a permanent basis.

The Kansas Department of Agriculture (KDA) is proposing regulations to implement changes to the Plant Pest and Agriculture Commodity Certification Act, K.S.A. 2-2112, et seq. The regulations will implement changes to the structure of KDA's live plant dealer licensing framework as well as changes to licensing and voluntary inspection and certification fees. A summary of each proposed regulation and their economic impact follows:

K.A.R. 4-15-5 would increase the cost for a live plant dealer license from \$80 to \$100. It would also allow for a "reduced fee" application of \$30 if the requirements of K.S.A. 2-2010(c) have been met.

K.A.R. 4-15-7 sets requirements for "special event live plant dealers" to register annually and at least 10 days prior to any "special event" for which the license is sought.

K.A.R. 4-15-8 sets the basis for calculating fees for inspections of live plants, plant products, bees, bee-keeping equipment, and regulated articles.

K.A.R. 4-15-9 sets fees for certain inspections and the issuance of certain certificates.

K.A.R. 4-15-10 sets forth "pest freedom standards" applicable to live plant dealers, including requirements related to the presence of quarantine pests and regulated nonquarantine pests. The regulation also establishes the classes of regulated nonquarantine pests and creates an exemption from the requirements related to limits on the presence of regulated nonquarantine pests if the plant pest at issue is known to infect a large percentage of a particular plant species, is confined to that species, and is generally accepted to cause little or no known injury to its host. This regulation further provides that pest freedom standards more stringent than those set forth in the regulation may be applied when doing so is necessary in order to meet other states' or countries' import requirements.

A detailed quantification of implementation and compliance costs is difficult to predict with certainty because of fluctuations in the number of licenses issued and requested inspections performed, but an estimate of these costs based on previous years' license numbers, voluntary requested inspections performed, and inspection miles logged is as follows:

Previously, the Department has licensed approximately 1,436 live plant dealers at a fee of \$80 per license. 1,386 of those licensees will incur the increased live plant dealer license fee of \$100 under these proposed regulations, and 50 of those licensees will be eligible for no-cost licenses under the proposed regulations. Previously, approximately 521 live plant dealers were exempt from licensing fees. 100 of those will remain exempt from any fee under the proposed regulations, and approximately 421 of those licensees will incur a license fee of \$30 under the proposed regulations. In total, the new licensing

framework will result in increased implementation and compliance costs of approximately \$36,350.

Changes to "inspection fees" proposed in the regulations relate to voluntary inspections requested by exporters in order for them to obtain certification for domestic or international exports. These fee increases reflect increases in the costs KDA incurs in actually providing these certificates to private exporters. The industry members most likely to be impacted by the increase for these inspections are those dealers that request domestic inspection certificates, such as European Corn-Borer and State Phytosanitary certificates. The \$10 cost increase for these certificates (from \$20 to \$30) will amount to an approximate increase in costs of \$3,000, based upon KDA having issued approximately 300 such certificates in prior years. The \$15 increase in the hourly rate of fees for requested inspections (from \$30-\$45) similarly reflects the increase in costs incurred by KDA in conducting those inspections. Based upon approximately 1,104 hours of voluntary requested inspection time logged previously, this fee increase will result in an increase in implementation and compliance costs of approximately \$16,564. There will be no change to the costs for a certificate for international shipment, which will remain at \$50.

Finally, the cost of weed-free forage tags will increase by 5 cents per tag from 20 cents to 25 cents. This increase also reflects the real-world cost of procuring these tags for exporters to attach to their products to certify their "Weed Free" status to end-users in other states/countries. Based upon the number of weed-free forage tags issued in previous years, this fee increase will result in increased implementation and compliance costs of approximately \$700. In total, these regulations will result in increased implementation and compliance costs of approximately \$56,614. Increased costs to individual licensees will be quite small, as detailed in this section. The costs and benefits of the proposed rules and regulations more generally are set forth below.

The proposed rules and regulations are similar to rules and regulations of contiguous states in this area and are consistent with the requirements of federal law.

The proposed rules and regulations are not mandated by federal law as a requirement for participating in or implementing a federally subsidized or assisted program and do not exceed any requirements of federal law.

The proposed regulations will not significantly enhance or restrict business activities and growth. Some licensees will incur small increases in licensing, inspection, and certification fees and may pass those increased costs on to their customers, but the overall impact of this on business activities should be small, as the various increases in fees and costs associated with these regulations range from less than a dollar for weed-free forage tags to a \$20 increase for a live plant dealer's license. Additionally, some smaller live plant dealers who will be eligible for no-cost licenses under these proposed regulations will save costs.

A detailed quantification of implementation and compliance costs to businesses and individuals licensed as live plant dealers is set out above. The rules and regulations will not affect public utility ratepayers or local governments.

Individuals and entities licensed as live plant dealers, such as greenhouses, nurseries, garden centers, retail centers, and exporters of plant products will be directly affected by the proposed rules and regulations.

These regulations will clarify and streamline the live plant dealer licensing process. Additionally, they will reduce fees for non-profits using special event plant sales to meet short-term fundraising goals. A further benefit will be the increased traceability of plants brought into the State and sold for short-term fundraising purposes, which could be of great benefit in the event of a plant disease or pest outbreak. These regulations will also ensure the agency is able to cover its costs in administering the Act, in accordance with the wishes of the legislature. The regulations also create an exemption to requirements limiting the presence of plant pests in instances where the pests at issue are not harmful. The agency believes the benefits of these regulations will outweigh the relatively small costs borne by regulated individuals.

The regulations provide for low to no cost licensing classifications depending on the purpose and the gross sales of the person or entity seeking the license. This is in contrast to the existing fee structure, which charges many smaller dealers the same license fee as much larger dealers. The agency also created the exemption contained within K.A.R. 4-15-10 in order to not impose an undue regulatory burden when a plant pest is essentially harmless. This regulation also sets costs for inspections based on more current economic standards while not imposing more costs than are necessary to cover the costs KDA incurs in administering the Act.

The agency does not expect the rules and regulations to have any significant immediate or long-range economic impact on individuals, small employers, or the general public, as individual cost increases will be relatively small, as discussed herein. Additionally, many licensees who are individuals or smaller operators may be subject to the no-cost license provided for by these regulations, though that number is difficult to predict with certainty.

The agency reached out to those entities and none of them indicated any economic impact to their organization as a result of these regulations. The agency does not expect any impact to the revenues of cities, counties, or school districts to occur.

In developing the proposed regulations, the agency consulted with the Kansas Nursery Landscape Association, Kansas Greenhouse Growers Association, the Kansas Turf Foundation, and the Kansas Grain and Feed Association.

Any individual with a disability may request accommodations to participate in the public hearing and may request the proposed regulations and their economic impact statement in an accessible format. Requests for accommodations should be made at least five working days in advance of the hearing by contacting Ronda Hutton, via telephone at 785-564-6715 or via fax at 785-564-6777. Handicapped parking is located on the west side of the building at 1320 Research Park Dr., Manhattan, Kansas, and the west entrance to the building is accessible to individuals with disabilities.

Copies of the regulations and their economic impact statement may be obtained by contacting the Department

via mail at Kansas Department of Agriculture, Attn: Ronda Hutton, 1320 Research Park Dr., Manhattan, KS 66502, via telephone at 785-564-6715, or via the Department's website at <https://www.agriculture.ks.gov>.

Michael M. Beam
Secretary

Department of Agriculture

Doc. No. 052566

State of Kansas

Wildlife and Parks Commission

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted by the Kansas Department of Wildlife and Parks Commission (the Commission) at 12:00 p.m. Thursday, November 21, 2024, at the Great Plains Nature Center, 6232 E. 29th St N #2200, Wichita, KS 67220, to consider the approval and adoption of proposed administrative regulations of the Kansas Department of Wildlife and Parks. Other Commission business will follow and will include general discussions, which may include educational presentations, workshop sessions, and public comment opportunity following the public hearing. The meeting will continue until all business is complete. The public hearing will be conducted in person and via video conferencing system. Members of the public who wish to attend the public hearing virtually must pre-register at <https://ksoutdoors.zoom.us/meeting/register/tZApfuuqDMrHNQEVUf7v68a00potnhDDOFH>.

This 30-day notice period prior to the hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed administrative regulations. All interested parties may submit written comments prior to the hearing to the Chairperson of the Commission, Kansas Department of Wildlife and Parks, 1020 S. Kansas Ave., Suite 200, Topeka, KS 66612, or to sheila.kemmis@ks.gov, if submitted electronically. All interested parties will be given a reasonable opportunity at the hearing to express their views orally regarding the adoption of the proposed regulations. During the hearing, all written and oral comments submitted by interested parties will be considered by the Commission as a basis for approving, amending and approving, or rejecting the proposed regulations.

Copies of the complete text of the regulations and economic impact statements may be obtained by writing the Chairperson of the Commission at the address above, may be accessed electronically on the Department's website at <http://www.ksoutdoors.com>, or by calling 785-296-2281.

Any individual with a disability may request an accommodation to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation to participate in the hearing should be made at least ten (10) business days in advance of the hearing by contacting Sheila Kemmis, Commission Secretary, at 620-672-5911. Persons with a hearing impairment may call the Kansas Commission for the Deaf and

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Hard of Hearing at 1-800-432-0698 to request special accommodations.

Summaries of the proposed regulations and their economic impact follow. (Note: Statements indicating that "The Commission anticipates that the proposed amendment/new regulation will have minor to no economic impact" are intended to indicate that no economic impact on the Commission, other state agencies, persons subject to the proposed regulations, or the general public have been identified.)

K.A.R. 115-25-8. Elk; open season, bag limit, and permits.

This regulation change establishes a January firearm season in Fort Riley.

Economic Impact

This regulation will have a positive impact on business activities by adding 31 days of elk hunting on Fort Riley. The added days of hunting will increase the revenue of businesses associated with elk hunting in Kansas.

K.A.R. 115-25-9a. Deer; open season, bag limit, and permits; additional considerations; military subunits.

This regulation change establishes the deer season for the military subunits for the 2024-2025 season.

Economic Impact

No economic effect nor any implementation or compliance costs are expected, and the impact on the state economy, if any, will be minimal. Businesses that engage in sales to military personnel that participate in the deer season may be minimally impacted.

Whitney Damron
Chair

Wildlife and Parks Commission

Doc. No. 052565

State of Kansas

Department of Health and Environment

Permanent Administrative Regulations

**Article 15.—APPLICATION FOR PERMITS;
DOMESTIC WATER SUPPLY**

28-15-35. Definitions. Each of the following terms, as used in K.A.R. 28-15-35 through K.A.R. 28-15-37, shall have the meaning specified in this regulation:

(a) "Accreditation" means the process by which the department certifies laboratories.

(b) "Accrediting body" means a territorial, state, federal, or international governmental agency that has responsibility and accountability for laboratory certification and that grants primary certification equivalent to standards specified in these regulations and K.A.R. 28-15-36.

(c) "Analyst" means an individual who performs the analytical methods and associated techniques at a laboratory and who is responsible for applying required laboratory practices and other pertinent quality controls.

(d) "Assessment" means an evaluation of a laboratory conducted by an assessor to determine compliance with K.A.R. 28-15-36 or 28-15-36a, as applicable. Except as otherwise provided in these regulations, an assessor may conduct an assessment on-site, virtually, or any

combination of multiple approaches as the department determines necessary.

(e) "Assessor" means any individual approved by the department to conduct assessments of laboratories and to evaluate the laboratory's ability to obtain data of known and documented quality. This term shall include laboratory certification officers, subject matter experts, or members of a third-party assessment team.

(f) "Certification" means the issuance of a certificate by the secretary that affirms a laboratory meets the minimum requirements specified in these regulations.

(1) "Primary certification" means the certification granted by an accrediting body to a laboratory compliant with the requirements in these regulations and K.A.R. 28-15-36 as determined by the secretary.

(2) "Secondary certification" means the certification granted by the secretary through reciprocity to a laboratory located outside the state of Kansas based on primary certification granted by an accrediting body other than the state of Kansas.

(3) "Field laboratory certification" means the certification granted to a laboratory or organization within the state of Kansas based on a review of the laboratory by the department for compliance with the requirements of these regulations and K.A.R. 28-15-36a.

(4) "Interim certification" means the temporary certification granted to a laboratory by the secretary to perform analyses for a field of accreditation for which the laboratory has not been granted certification after submission of documents specified in K.A.R. 28-15-36a.

(g) "Certified laboratory" and "certified field laboratory" mean any laboratory operating pursuant to a valid, current certificate granted by the secretary pursuant to these regulations and K.A.R. 28-15-36 or K.A.R. 28-15-36a, as applicable.

(h) "Clean water act" and "CWA" mean the federal water pollution control act, 33 U.S.C. 1251 et seq., and amendments thereto.

(i) "Department" means Kansas department of health and environment.

(j) "Environmental laboratory improvement program office" and "ELIPO" mean the program authorized by the secretary to implement Kansas laboratory accreditation.

(k) "EPA" means U.S. environmental protection agency.

(l) "Field of accreditation" means the combination of the following:

- (1) The matrix;
- (2) the technology or method, or both; and
- (3) the analyte or analyte group, or both.

(m) "Field laboratory" means any laboratory or organization located in the state of Kansas that performs compliance analyses limited to approved methodologies for one or more of the fields of accreditation specified in K.A.R. 28-15-36a.

(n) "Laboratory" means a legally identifiable facility performing environmental analyses in a controlled and scientific manner. This term shall include mobile laboratories and field laboratories unless otherwise provided in these regulations.

(o) "Laboratory certification officer" means any individual determined by the secretary to have adequate credentials to evaluate laboratories supplemented by successful

completion of the EPA drinking water laboratory certification officers' training course, nationally approved assessor training courses, and refresher training courses.

(p) "Laboratory management" means any person or persons who own a laboratory or any person or persons responsible for the operation of a laboratory. Laboratory management shall include any laboratory technical directors.

(q) "Laboratory technical director" means an individual whose functions are to direct technical personnel and evaluate the quality of test procedures performed in the laboratory.

(r) "Matrix" means the substrate of a sample, including any of the following:

- (1) Drinking water;
- (2) non-potable water, including all aqueous samples that are not drinking water;
- (3) solid and chemical materials, including soils, sediments, other solids, chemical waste, and non-aqueous liquids;
- (4) air and emissions, including ambient air and stack emissions; and
- (5) biological tissue.

(s) "Mobile laboratory" means a legally identifiable, unique, portable enclosed structure that performs the functions of a laboratory in conformance with these regulations.

(t) "Proficiency testing sample" and "PT sample" mean a matrix with a composition unknown to the laboratory and used to determine if the laboratory can produce analytical results within specific performance limits.

(u) "Proficiency testing study" means analysis of a PT sample or samples by a laboratory as required to obtain or retain certification.

(v) "Reciprocity" means the recognition of the validity of the certification granted from another accrediting body by the secretary in order to issue secondary certification based upon the evaluation conducted by the accrediting body.

(w) "Resource conservation and recovery act" and "RCRA" mean 42 U.S.C. 6901 et seq., and amendments thereto.

(x) "Safe drinking water act" and "SDWA" mean 42 U.S.C. §300f et seq., and amendments thereto.

(y) "Scope of accreditation" means all fields of accreditation applied for in an application for certification or maintained by a laboratory's existing certification.

(z) "Secretary" means secretary of the Kansas department of health and environment.

(aa) "Supplemental parameters" means the fields of accreditation that EPA has not approved under SDWA or CWA as regulated fields of accreditation, are not contained within an approved SDWA, CWA, or RCRA method as a measurable analyte, or are not required for testing by the state of Kansas.

(bb) "Technology" means a specific arrangement of analytical instruments, detection systems, or preparation techniques, or any combination of these.

(cc) "The NELAC institute" and "TNI" mean the standards development organization that produces consensus standards of practice, including standards for environmental testing.

(dd) "These regulations" means K.A.R. 28-15-35 through 28-15-35j and K.A.R. 28-15-37. (Authorized by K.S.A. 65-1,109a; implementing K.S.A. 65-1711 and 65-1,109a; effective, E-79-14, June 23, 1978; effective May 1, 1979; amended May 1, 1983; amended May 1, 1986; amended May 1, 1988; amended Jan. 24, 1994; amended May 25, 2001; amended March 26, 2004; amended June 1, 2007; amended Oct. 25, 2024.)

28-15-35a. Certification requirements. (a) The requirements for the certification of laboratories, other than field laboratories, shall be those requirements specified in these regulations and K.A.R. 28-15-36.

(b) The requirements for field laboratory certification shall be those requirements specified in these regulations and K.A.R. 28-15-36a. (Authorized by K.S.A. 65-1,109a; implementing K.S.A. 65-1711 and 65-1,109a; effective Oct. 25, 2024.)

28-15-35b. Application for certification or certification renewal. (a) Laboratory management seeking certification for a laboratory shall submit to the department a complete application either electronically or on forms provided or approved by the department.

(b) Laboratory management of a certified laboratory shall submit to the department an application for renewal at least 60 calendar days before the current certification expires to maintain uninterrupted certification.

(c) Laboratory management applying for certification or renewal of certification shall submit the applicable certification fees as specified in K.A.R. 28-15-37.

(d) For certification of one or more additional fields of accreditation for a certified laboratory, the expiration date for any additional certification granted shall be the same date indicated on the certification currently in effect for that laboratory. Laboratory management applying for certification shall submit additional fees for each additional field of accreditation requested as specified in K.A.R. 28-15-37. (Authorized by K.S.A. 65-1,109a; implementing K.S.A. 65-1711 and 65-1,109a; effective Oct. 25, 2024.)

28-15-35c. Assessment. (a) Each certified laboratory, excluding laboratories granted secondary certification, and each laboratory for which laboratory management has applied for certification shall undergo an assessment to determine whether the laboratory meets the minimum requirements for certification required by K.A.R. 28-15-35a as follows:

(1) Each laboratory for which laboratory management has applied for certification shall undergo an on-site assessment before receiving certification.

(2) Each laboratory granted primary certification from Kansas shall undergo an assessment at least once every 18 to 30 months from the previous assessment.

(3) Each laboratory granted field laboratory certification shall undergo an assessment at least once every 30 to 42 months from the previous assessment.

(b) Additional assessments may be required by the department at any time deemed necessary to ensure protection of human health and the environment or to resolve problems indicated by any of the following:

- (1) Deficiencies from proficiency testing;

(continued)

(2) deficiencies from prior assessments; or
 (3) changes in laboratory location, personnel, or methodology.

(c) Laboratory management shall receive an assessment report following an assessment identifying any deficiencies determined by the assessor.

(1) Within 30 days of receiving the assessment report, laboratory management shall submit a corrective action report proposing corrective actions for the deficiencies identified in the report to ELIPO for review and consideration.

(2) If the laboratory certification officer determines that the corrective action report is unacceptable, laboratory management shall submit a revised corrective action report within 30 days after notification of nonacceptance.

(3) Upon receiving written approval of a corrective action report by the laboratory certification officer, laboratory management shall implement the approved corrective actions.

(d) Failure to comply with any of the requirements of this regulation shall result in denial, suspension, or revocation of certification, in whole or in part, as specified in K.A.R. 28-15-35f. (Authorized by K.S.A. 65-1,109a; implementing K.S.A. 65-1711 and 65-1,109a; effective Oct. 25, 2024.)

28-15-35d. Proficiency testing. (a) Laboratory management applying for certification or maintaining certification of a laboratory, excluding field laboratories, shall meet the following requirements:

(1) Participate in proficiency testing studies obtained from a nationally certified proficiency testing provider;

(2) meet all PT sample requirements in “volume 1 management and technical requirements for laboratories performing environmental analysis,” adopted by reference in K.A.R. 28-15-36;

(3) demonstrate the successful performance of proficiency testing studies for each field of accreditation maintained by the certified laboratory or applied for by laboratory management; and

(4) direct the proficiency testing provider to report their results to the department.

(b) Laboratory management may report multiple results for the same field of proficiency testing from one PT sample, if using more than one method and type of technology.

(c) Laboratory management shall meet the following requirements during participation in a proficiency testing study and before the release of the results of the study:

(1) The laboratory management and all analysts shall ensure that all PT samples are handled, managed, analyzed, and reported utilizing the staff, methods, procedures, equipment, quality controls, facilities, and frequency of analysis used for routine analysis of real environmental samples.

(2) The laboratory management and all personnel shall not send PT samples to any other laboratory for any analysis applied for certification.

(3) The laboratory management and all personnel shall not knowingly accept PT samples from any other laboratory for any analysis for a field of accreditation for which the sender is seeking certification.

(4) The laboratory management and all personnel shall not exchange or offer information about PT sample results with any other laboratory.

(5) The laboratory management and all personnel shall not attempt to obtain the true values of any PT samples from the proficiency testing provider. (Authorized by K.S.A. 65-1,109a; implementing K.S.A. 65-1711 and 65-1,109a; effective Oct. 25, 2024.)

28-15-35e. Notification of certification. Upon determination by the department that a laboratory meets all requirements necessary for certification, the laboratory management shall receive a certificate containing a unique certification number. Each certificate shall include the scope of accreditation granted to the laboratory. Each certificate shall remain valid for 12 months from the date granted to the laboratory unless revoked as specified in K.A.R. 28-15-35f. (Authorized by K.S.A. 65-1,109a; implementing K.S.A. 65-1711 and 65-1,109a; effective Oct. 25, 2024.)

28-15-35f. Denial, suspension, or revocation of certification. (a) Certification may be denied, suspended, or revoked, in whole or in part, if the secretary determines that laboratory management committed any of the following violations:

(1) Failure to meet any of the requirements specified in these regulations and K.A.R. 28-15-36 or K.A.R. 28-15-36a, as applicable;

(2) failure to demonstrate to an assessor that the laboratory meets the required standards of certification based upon an assessment;

(3) denial of entry to a laboratory during normal business hours for an on-site assessment;

(4) failure to ensure that essential laboratory personnel are available for participation, as needed, for the satisfactory completion of any scheduled assessment;

(5) failure to respond to an assessment report or to submit an acceptable corrective action report within the time period as specified in K.A.R. 28-15-35c;

(6) failure to implement any corrective action approved by the laboratory certification officer;

(7) failure to participate in proficiency testing studies as specified in K.A.R. 28-15-35d;

(8) failure to successfully analyze and report proficiency testing samples results as specified in K.A.R. 28-15-35d;

(9) failure to pay the required fees as specified in K.A.R. 28-15-37;

(10) misrepresentation or omission of any material facts in any information submitted to the department;

(11) any prior sustained charges of administrative violations of state or federal laws and regulations related to the provision of laboratory services or reimbursement for these services against any laboratory management, individually or jointly, or against any laboratory owned or directed by any laboratory management; or

(12) conviction for any crime related to performance of laboratory services.

(b) In addition to the violations specified in subsection (a), certification may be suspended by the secretary, in whole or in part, if laboratory management fails to provide written notification to the laboratory accreditation officer within 30 days of changes in the laboratory's

ownership, top management, essential personnel, location, or methods that involve a change in technology or instrumentation.

(c) In addition to the violations specified in subsection (a), certification may be revoked by the secretary, in whole or in part, for any of the following reasons:

(1) Repeated failure to comply with these regulations and K.A.R. 28-15-36 or 28-15-36a, as applicable;

(2) failure to maintain corrective action implemented for citations repeatedly identified in consecutive assessments; or

(3) reporting as official compliance data any field of accreditation or analytical result for which certification has not been granted by the secretary.

(d) After denial or revocation of certification, in whole or in part, the laboratory shall be subject to the following requirements:

(1) The laboratory management shall demonstrate to the laboratory certification officer that the deficiencies that caused the denial or revocation are corrected.

(2) After the department notifies the laboratory management that deficiencies causing the denial or revocation are corrected, the laboratory management shall reapply for certification of the affected fields of accreditation or submit a complete application to the department, as applicable, before engaging in any practices requiring certification.

(e) After suspension of certification, in whole or in part, the laboratory shall be subject to the following requirements:

(1) Within six months of receiving notice of suspension or before expiration of the current certification, whichever is longer, the laboratory management shall demonstrate to the laboratory certification officer that the deficiencies that caused the suspension have been corrected.

(2) If the laboratory management fails to correct all deficiencies within the applicable timeframe established in paragraph (e)(1), the laboratory's certification or fields of accreditation affected shall be revoked.

(f) The laboratory management of a laboratory for which certification has been denied, suspended, or revoked, in whole, may request a hearing in accordance with K.S.A. 65-1,109a and amendments thereto. (Authorized by K.S.A. 65-1,109a; implementing K.S.A. 65-1711 and 65-1,109a; effective Oct. 25, 2024.)

28-15-35g. Secondary certification. (a) The laboratory management of any laboratory located outside the state of Kansas, other than field laboratories, where laboratory services are performed pursuant to K.S.A. 65-163 through 65-171t and amendments thereto, these regulations, and K.A.R. 28-15-36, 28-16-28b, 28-16-63, and 28-31-4, may apply for secondary certification from the department if the laboratory is certified by another accrediting body.

(b) An out-of-state laboratory may only be granted secondary certification for any fields of accreditation for which the laboratory possesses primary certification granted by its primary accrediting body or bodies.

(c) Laboratory management seeking secondary certification in Kansas for an out-of-state laboratory shall submit an application to the department that includes the following:

(1) A copy of the current certificate and scope of accreditation issued by the laboratory's primary accrediting body or bodies; and

(2) the applicable accreditation fees specified in K.A.R. 28-15-37. (Authorized by K.S.A. 65-1,109a; implementing K.S.A. 65-1711 and 65-1,109a; effective Oct. 25, 2024.)

28-15-35h. Mobile laboratories. (a) Laboratory management of a mobile laboratory shall meet all the requirements of these regulations and K.A.R. 28-15-36.

(b) Each time a mobile laboratory enters the state of Kansas, the laboratory management of the mobile laboratory shall not conduct compliance testing until the following have occurred:

(1) The laboratory management has notified ELIPO of the intent to conduct testing.

(2) The department has verified that the mobile laboratory contains all the appropriate equipment and staff for the testing to be performed. (Authorized by K.S.A. 65-1,109a; implementing K.S.A. 65-1711 and 65-1,109a; effective Oct. 25, 2024.)

28-15-35i. Withdrawal of certification. Laboratory management may withdraw their application for certification at any time before a certificate is issued. Laboratory management of a certified laboratory may withdraw their current certification at any time during the period specified on their certificate. Laboratory management shall notify the department in writing of their intent to withdraw certification. Fees submitted to the department before the department receives notification of withdrawal shall not be refunded, as specified in K.A.R. 28-15-37. (Authorized by K.S.A. 65-1,109a; implementing K.S.A. 65-1711 and 65-1,109a; effective Oct. 25, 2024.)

28-15-35j. Changes in legal status, ownership, or location of a certified laboratory. (a) Laboratory management of a certified laboratory meeting the requirements of these regulations and K.A.R. 28-15-36 or K.A.R. 28-15-36a shall notify the department, in writing, of any change in legal status, ownership, or location, or any combination of these, within 30 calendar days of the change.

(b) If any change in legal status or ownership of the certified laboratory affects the laboratory's staff, equipment, or organization, the laboratory management shall notify ELIPO within 30 days of the change and may be required to reapply, as specified in K.A.R. 28-15-35b, at the discretion of ELIPO.

(c) Any change in the legal status, ownership, or location, or any combination of these, may require an assessment of the laboratory upon written notice by the department.

(d) If a change in ownership occurs, laboratory management shall retain all records and analyses conducted that pertain to certification for at least five years from the date of the ownership change and the laboratory shall be subject to inspection by the department during this period without prior notification to the laboratory management. (Authorized by K.S.A. 65-1,109a; implementing K.S.A. 65-1711 and 65-1,109a; effective Oct. 25, 2024.)

28-15-36. Requirements for accreditation of laboratories other than field laboratories. (a) The requirements for the approval of laboratories, other than field

(continued)

laboratories, shall be those requirements specified in “volume 1 management and technical requirements for laboratories performing environmental analysis” of the 2016 TNI standard version 2.1, approved by the NELAC accreditation council for adoption on June 18, 2018, which is hereby adopted by reference, except for any tables of content, prefaces, standard revision histories, reserved sections, bibliographies, cover pages, and any external documents referenced in the TNI document adopted in this subsection, except for EPA/600/R-94/134, method 100.2, section 12.1, dated June 1994, which is hereby adopted by reference.

(b) Laboratory management shall meet all of the following requirements for the use of primary certification and secondary certification:

- (1) Claim only certification for the scope of accreditation granted by the department and in effect;
- (2) post or display its most recent certificate or its fields of accreditation in a prominent place in the laboratory;
- (3) make accurate statements concerning its fields of accreditation and certification status that are not misleading or unauthorized;
- (4) not use its certificate, certification status, the TNI or NELAP logo, or both logos, to imply endorsement by the department;
- (5) ensure that no report or certificate, or any part of a report or certificate, is used in a misleading manner;
- (6) update or discontinue the laboratory’s use of any communications upon suspension, revocation, or withdrawal of certification that contains any reference to any field of accreditation for which the laboratory does not currently maintain certification;
- (7) accompany the accreditation symbol, if using, with a clear indication as to which field of accreditation the certification is related;
- (8) use the accreditation symbols only for documents or reports produced from the laboratory or any of the laboratory premises for analyses that are specifically included in the laboratory’s scope of accreditation. (Authorized by K.S.A. 65-1,109a; implementing K.S.A. 65-1711 and 65-1,109a; effective, E-79-14, June 23, 1978; effective May 1, 1979; amended May 1, 1983; amended May 1, 1986; amended May 1, 1988; amended Jan. 24, 1994; amended May 25, 2001; amended March 26, 2004; amended June 1, 2007; amended Oct. 25, 2024.)

28-15-36a. Requirements for field laboratory certification. (a) Fields of accreditation. Certification of a field laboratory shall be granted only to laboratories performing environmental analyses that are limited to one or more of the following fields of accreditation:

- (1) Dissolved oxygen;
- (2) free residual chlorine;
- (3) hydrogen ion (pH);
- (4) sulfite;
- (5) temperature;
- (6) total residual chlorine; or
- (7) turbidity.

(b) Personnel. Laboratory management shall maintain documentation that demonstrates each analyst meets the following minimum qualifications:

- (1) A high school diploma or equivalent;
- (2) knowledge of the use of analytical equipment and

support equipment used for the analysis of the fields of accreditation listed in subsection (a); and

(3) training received and written approval by laboratory management to perform the analytical methods for the fields of accreditation being considered for certification consistent with the training program developed by laboratory management for those analytical methods.

(c) Supplies, reagents, standards, and equipment.

(1) All items necessary for the performance of the analyses shall be available.

(2) Reagents and standards shall not exceed the labeled expiration date.

(3) Equipment shall be properly maintained and in working order.

(4) Automated in-line equipment shall be maintained and calibrated according to manufacturer’s instructions. The calibration and maintenance of automated equipment shall be documented.

(d) Analytical methods. Each sample analyzed for the fields of accreditation specified in subsection (a) shall be analyzed in accordance with the EPA-approved method or methods that applies to the test being performed as follows:

(1) Drinking water samples tested for compliance with the SDWA shall be analyzed in accordance with methods approved in 40 C.F.R. 141.23 and 141.74, as in effect on July 1, 2020, which are hereby adopted by reference, including the methods specified in the tables at 40 C.F.R. 141.23(k)(1) and (2) and 141.74(a)(1) and (2), or another method determined by the secretary to be functionally equivalent.

(2) Environmental water samples tested for compliance with the CWA shall be analyzed in accordance with methods approved in 40 C.F.R. 136.3, as in effect on July 1, 2020 and as amended by 86 fed. reg. 27237-27260 (2021), which are hereby adopted by reference, including the methods specified in tables IA, IB, IC, ID, IE, IF, IG, and IH, or another method determined by the secretary to be functionally equivalent.

(3) Environmental samples analyzed under the RCRA shall be analyzed in accordance with methods specified in the permit issued by the state of Kansas pursuant to K.S.A. 65-3407 or 65-3437, and amendments thereto, or any order of the department or agreement with the department.

(e) Sample collection and handling. Each sample collected by laboratory management for field laboratory analysis shall be analyzed within 15 minutes of collection. The temperature of each sample shall be read and recorded at the sample collection site.

(f) Quality assurance.

(1) Laboratory management of each field laboratory shall implement and maintain a detailed, written standard operating procedure for collection, analysis, reporting, and data handling.

(2) Each instrument shall be calibrated on each day of use, except for temperature analysis and instruments required to be calibrated by the manufacturer in accordance with approved methods. Calibration range shall bracket the sample measurement, except for the analysis of dissolved oxygen, which utilizes a one-point calibration.

(3) Each calibration shall be verified with a quality control standard. If verification is not within acceptance criteria set by the method or manufacturer, the laboratory management shall recalibrate the instrument or remove the instrument from service. If the method or manufacturer does not state quality control acceptance criteria, the laboratory management shall use acceptance limits determined by ELIPO.

(4) Each aliquot of a solution used for calibration and quality control shall be used only once.

(g) Data handling.

(1) All records relating to data reported for regulatory compliance purposes shall be retained by the laboratory management for at least five years. This requirement shall include the following if applicable:

(A) Calibration or standardization information, or both, including lot numbers, expiration dates of reagents, and times of calibration;

(B) quality controls, including standards and duplicates;

(C) calculations;

(D) sampling and analytical information; and

(E) reports.

(2) The sampling and analytical data to be retained shall include the following:

(A) The date, time, and location of sampling and analysis;

(B) the name of the person collecting the sample;

(C) the name of the analyst; and

(D) the type of analysis, method utilized, and results.

(h) Interim certification. Laboratory management requesting certification for a field of accreditation for which the laboratory is not certified shall submit the following to the department for the secretary's consideration for approval of interim certification:

(1) An application or field of accreditation addition request;

(2) all applicable fees specified in K.A.R. 28-15-37;

(3) detailed written procedures for each field of accreditation for which the laboratory management is seeking certification; and

(4) documentation that the laboratory management has obtained all required equipment, reagents, and standards for the laboratory that are necessary to perform the analysis.

(i) Notification of personnel change. The laboratory management of a certified field laboratory shall notify ELIPO, in writing, within 30 days of any changes in analytical equipment, personnel, facility location, facility name, or facility ownership. If any changes in personnel take place, the laboratory management of a certified field laboratory shall be responsible for the placement and training of individuals meeting the qualification requirements specified in subsection (b). (Authorized by K.S.A. 65-1,109a; implementing K.S.A. 65-1711 and 65-1,109a; effective Jan. 24, 1994; amended May 25, 2001; amended June 1, 2007; amended Oct. 25, 2024.)

28-15-37. Accreditation fees. (a) Definitions. For the purposes of this regulation, each of the following terms shall have the meaning specified in this subsection:

(1) "Application cycle" means the period of time from submission of an application for certification to issuance of the laboratory's certificate.

(2) "Direct management" means the supervisor or supervisors located on-site that is an analyst's first communication resource and is one level above the analyst or analysts in a laboratory's organizational structure.

(3) "Quality system" means the implementation of policies, procedures, objectives, responsibilities, and performance measures that laboratory management puts in place to ensure the data produced from the laboratory is of a known and documented quality.

(4) "State-specific method" means any environmental testing method developed by the state of Kansas that is required to be used for compliance testing.

(b) Fees for primary certification. The fees for accreditation of a laboratory for primary certification from the department shall be as follows:

(1) \$1,050.00 for aquatic toxicity fields of accreditation;

(2) \$275.00 for microbiology fields of accreditation for each matrix requested;

(3) \$525.00 for metal fields of accreditation for each matrix requested;

(4) \$1,050.00 for organic chemistry fields of accreditation for each matrix requested;

(5) \$500.00 for inorganic chemistry fields of accreditation for each matrix requested;

(6) \$1,050.00 for radiochemistry fields of accreditation for each matrix requested;

(7) \$3,000.00 plus travel expenses incurred for each on-site assessment conducted for a laboratory located outside the state of Kansas;

(8) \$75.00 for adding fields of accreditation to a scope of accreditation outside of the application cycle if the laboratory is already certified for the technology being requested;

(9) \$300.00 for adding fields of accreditation to a scope of accreditation outside of the application cycle if the laboratory is not already certified for the technology being requested; and

(10) \$200.00 for each additional laboratory operating in different physical locations and certified under the same certificate that meets the following criteria:

(A) All facilities share the same direct management;

(B) all locations are within 25 miles of each other;

(C) the same laboratory staff are utilized at all locations; and

(D) all locations and staff utilize the same quality system.

(c) Fees for secondary certification. The fees for accreditation of a laboratory for secondary certification shall be \$1,300.00 for each matrix for which certification is requested. Additional fees for secondary certification shall be as follows:

(1) \$50.00 for each matrix to add a field of accreditation or fields of accreditation to a scope of accreditation outside of the application cycle if the laboratory is certified for the technology that is requested.

(2) \$100.00 for each matrix to add a field of accreditation or fields of accreditation to a scope of accreditation outside of the application cycle if the laboratory is not certified for the technology that is requested.

(3) \$400.00 for each state-specific method requested for certification.

(continued)

(d) Supplemental parameter fees. For each supplemental parameter, the accreditation fee shall be \$200.00 for each method and matrix combination for which certification is requested.

(e) Field laboratory accreditation fees. The accreditation fees for each field laboratory shall be \$70.00 for one field of accreditation and \$120.00 for two or more fields of accreditation.

(f) Fee payments and refunds. All fees shall be remitted in full before the issuance of the certificate. Fees shall not be refunded for overpayment. Each payment of fees shall

be payable to the environmental laboratory improvement program office by check, credit card, money order, or state interfund and submitted to the department. (Authorized by and implementing K.S.A. 65-1,109a; effective, E-79-14, June 23, 1978; effective May 1, 1979; amended May 1, 1986; amended Jan. 24, 1994; amended May 25, 2001; amended June 1, 2007; amended Oct. 25, 2024.)

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 052567

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended, and revoked administrative regulations with a future effective date and the *Kansas Register* issue in which the regulation can be found. A complete listing and the complete text of all currently effective regulations required to be published in the *Kansas Administrative Regulations* can be found at https://www.sos.ks.gov/publications/pubs_kar.aspx.

AGENCY 17: OFFICE OF THE STATE BANK COMMISSIONER

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AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 *Kansas Register*. A list of regulations filed from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 *Kansas Register*. A list of regulations filed from 2004 through 2005 can be found in the Vol. 24, No. 52, December 29, 2005 *Kansas Register*. A list of regulations filed from 2006 through 2007 can be found in the Vol. 26, No. 52, December 27, 2007 *Kansas Register*. A list of regulations filed from 2008 through November 2009 can be found in the Vol. 28, No. 53, December 31, 2009 *Kansas Register*. A list of regulations filed from December 1, 2009, through December 21, 2011, can be found in the Vol. 30, No. 52, December 29, 2011 *Kansas Register*. A list of regulations filed from December 22, 2011, through November 6, 2013, can be found in the Vol. 32, No. 52, December 26, 2013 *Kansas Register*. A list of regulations filed from November 7, 2013, through December 31, 2015, can be found in the Vol. 34, No. 53, December 31, 2015 *Kansas Register*. A list of regulations filed from 2016 through 2017, can be found in the Vol. 36, No. 52, December 28, 2017 *Kansas Register*. A list of regulations filed from 2018 through 2019, can be found in the Vol. 38, No. 52, December 26, 2019 *Kansas Register*. A list of regulations filed from 2020 through 2021, can be found in the Vol. 40, No. 52, December 30, 2021 *Kansas Register*. A list of regulations filed from 2022 through 2023 can be found in the Vol. 42, No. 52, December 28, 2023 *Kansas Register*.

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AGENCY 112: RACING AND GAMING COMMISSION

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