

# KANSAS REGISTER



State of Kansas

**BILL GRAVES**  
Secretary of State

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State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled from December 3 through December 16:

Date	Room	Time	Committee	Agenda
December 3	531-N	10:00 a.m.	Kansas Select Commission on Ethical Conduct	Completion of final report.
December 4	519-S	9:00 a.m.	Legislative Coordinating Council	Agenda not available
December 4	514-S	10:00 a.m.	Joint Committee on Health Care Decisions for the 1990's	Agenda not available.
December 5	514-S	9:00 a.m.		
December 5	531-N	10:00 a.m.	Joint Committee on Special Claims Against the State	Hearings on claims filed to date.
December 6	531-N	9:00 a.m.		
December 7	531-N	10:00 a.m.	Commission on Access to Services for the Medically Indigent and Homeless	Review of other reports and direction to staff.
December 10	514-S	10:00 a.m.	Joint Committee on Administrative Rules and Regulations	Agenda not available.
December 11	514-S	9:00 a.m.		
December 10	529-S	10:00 a.m.	SRS Task Force Subcommittee on Mental Retardation Services	Agenda not available.
December 11	529-S	9:00 a.m.		
December 11	527-S	10:00 a.m.	Joint Committee on Economic Development	Agenda not available.
December 12	527-S	9:00 a.m.		
December 13			Task Force on SRS	Cancelled.
December 14				
December 13			Joint Committee on Economic Development	Cancelled.
December 14				

Emil Lutz  
 Director of Legislative  
 Administrative Services

Doc. No. 009995

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**(913) 296-2236**



**Register Office:**  
**235-N, State Capitol**  
**(913) 296-3489**

## State of Kansas

**Board of Adult Care Home  
Administrators****Notice of Meeting**

The Board of Adult Care Home Administrators will meet at 9:30 a.m. Friday, December 7, in Room 529-S, State Capitol, Topeka.

Cathy Rooney, Director  
Health Occupations Credentialing

Doc. No. 009993

## State of Kansas

**State Board of Indigents'  
Defense Services****Notice of Meeting**

The State Board of Indigents' Defense Services will meet at 1:30 p.m. Friday, December 7, in Room 109, Holiday Inn City Centre, 914 S.E. Madison, Topeka. For additional information, contact Ron Miles, Director, State Board of Indigents' Defense Services, 900 S.W. Jackson, Room 506, Topeka 66612, (913) 296-4505.

Ronald E. Miles  
Director

Doc. No. 009988

## State of Kansas

**State Corporation Commission****Notice of Hearing**

The State Corporation Commission has directed that an investigation be instituted and a hearing conducted at which time the respondents listed below are directed to appear and show cause why the commission should not initiate sanctions against them pursuant to K.S.A. 55-162 and 55-164 for violations of rules and regulations and state laws pertaining to oil and gas activities:

- Bill Bumgarner
- Commonwealth Petroleum, Inc., and Ron Brooks as an officer in Commonwealth Petroleum, Inc.
- Jay Baker, dba Jay Baker Operating, and as an officer in Baker Oil Well Service

The hearing will be conducted at 10 a.m. Thursday, December 20, in the Conservation Division Hearing Room, 300 Colorado Derby Building, 202 W. 1st, Wichita.

For further information, contact James E. Browne, Assistant General Counsel, State Corporation Commission, Conservation Division, 202 W. 1st, Wichita 67202, (316) 263-3238.

Judith McConnell  
Executive Director

Doc. No. 009991

## State of Kansas

**Department of Administration  
Division of Architectural Services****Notice of Commencement of Negotiations  
for Engineering Services**

Notice is hereby given of the commencement of negotiations for "on-call" engineering services for the University of Kansas, Lawrence. Interested firms should be capable of assisting university personnel on miscellaneous small engineering projects for two to three years.

Any questions or expressions of interest should be directed to Norman Moody, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, on or before December 14.

Edward A. Martin, AIA  
Director, Division of  
Architectural Services

Doc. No. 010005

## State of Kansas

**Department of Health  
and Environment****Notice Concerning Proposed Permit Action**

The secretary of the Kansas Department of Health and Environment is proposing to issue a permit in accordance with K.A.R. 28-19-14 (permits required) to Alamo Group—KS to install and operate spray paint booths to paint farm equipment at the plant at 9th and Vermont in Holton. The spray booths are equipped with water-curtain particle collection systems.

Written materials, including the permit application and information relating to the application submitted by Alamo—KS, draft permit, permit summary and analysis by KDHE describing the basis for the proposed permit, are available for public inspection during normal business hours through January 2 by contacting Pat Simpson, KDHE, 808 W. 24th, Lawrence, (913) 842-4600.

K.S.A. 65-3008 provides that any person affected by the issuance of a permit can request a public hearing prior to issuance of the permit. The request must be in writing and addressed to the secretary. If the secretary determines there is sufficient reason in the request, a public hearing will be conducted—the place, date and time of the hearing will be announced in this publication. A request for a hearing or written comments on the proposed permit must be submitted to the Secretary, Kansas Department of Health and Environment, Landon State Office Building, 900 S.W. Jackson, Topeka 66612, before January 2.

Stanley C. Grant  
Secretary of Health  
and Environment

Doc. No. 009994

## State of Kansas

Department of Health  
and EnvironmentNotice Concerning Variance from  
Hazardous Waste Regulations

The Kansas Department of Health and Environment is providing public notice that on September 5, 1990, Lowen Corporation, 1501 N. Halstead, Hutchinson, submitted a request for a variance from specific hazardous waste regulations. The request for a variance has been submitted in accordance with K.A.R. 28-31-13(a).

The variance is requested from K.A.R. 28-31-4 and 40 CFR 265.176, which require the storage of containers holding ignitable hazardous waste must be located at least 15 meters (50 feet) from the facility's property line.

Lowen Corporation generates ignitable hazardous waste. The hazardous waste is stored prior to being recycled. Lowen Corporation stores this waste in the production plant located 14 feet from the north property line and is shared with an active farm field of about 20 acres. KDHE has reviewed the variance request, and concluded that the variance is justified.

In accordance with K.A.R. 28-31-13(b), public notice is being provided of the tentative decision to grant the variance. Copies of the variance request will be available for public review until December 29 from 8 a.m. to 4:30 p.m. weekdays at the KDHE, Building 740, Forbes Field, Topeka, and at the KDHE district office, 1919 Amidon, Suite 130, Wichita.

Comments concerning this variance request may be directed to Glynis Perry, Kansas Department of Health and Environment, Bureau of Air and Waste Management, Hazardous Waste Section, Building 740, Forbes Field, Topeka 66620. Comments must be submitted in writing prior to December 29. Requests for additional information may be made by contacting KDHE at (913) 296-1600.

Upon the written request of any interested person, a public meeting may be held to consider comments on this tentative decision. The person requesting a meeting shall state the issues to be raised and shall explain why written comments would not suffice to communicate the person's views. If a decision is made to conduct a public meeting, a separate public notice detailing the date and place of a public meeting will be issued.

After evaluating all public comments, a final decision shall be made by the secretary and a notice of the final decision shall be published in the *Kansas Register*. If approved, any conditions or time limitations needed to comply with all applicable state or federal laws or to protect human health or safety or the environment shall be specified by the secretary. A date upon which the variance will no longer be valid shall be prescribed in the final decision.

Stanley C. Grant  
Secretary of Health  
and Environment

Doc. No. 010000

## State of Kansas

Department of Health  
and EnvironmentNotice Concerning Kansas  
Water Pollution Control Permit

In accordance with state regulations 28-16-57 through 28-16-63 and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, a tentative permit has been prepared for discharges to the waters of the United States and the state of Kansas for the applicant described below. The tentative determinations for permit content are based on preliminary limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization to discharge subject to certain effluent limitations and special conditions.

Name and Address of Applicant	Waterway	Type of Discharge
Farmland Industries Inc. P.O. Box 570 Coffeyville, KS 67337 Montgomery County, Kansas	Verdigris River via Claymore Creek	Process water and stormwater runoff
Kansas Permit No. I-VE09-P002		Fed. Permit No. KS-0000248

Description of Facility: Petroleum Refinery. Treatment consists of oil/water separator, equalization basin, DAF units, complete-mix activated sludge basins, aerobic digestion, final clarification, stabilization ponds, and stormwater holding ponds. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Written comments on the proposed determinations may be submitted to Bethel Spotts, Permit Clerk, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Topeka 66620. All comments received prior to December 27 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate application number (KS-90-252) and the name of applicant as listed when preparing comments.

If no objections are received, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61. Media coordination (newspapers, radio) for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The application, proposed permit, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Division of Environment offices from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Stanley C. Grant  
Secretary of Health  
and Environment

Doc. No. 010009

## State of Kansas

## Department of Administration

## Division of Purchases

## Notice to Bidders

Sealed bids for the following items will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. C.S.T. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

**Monday, December 10, 1990**

27923

Statewide—Disposal of waste motor oil  
86197

Department of Corrections and Lansing Correctional Facility—Vinyl floor tile

**Tuesday, December 11, 1990**

27557

Kansas State Univeristy—January (1991) meat products

**Wednesday, December 12, 1990**

A-6162

University of Kansas—Renovation of Kansas Union Bookstore

27548

Statewide—Industrial V-Belts  
86233

University of Kansas—Camera-ready composition  
86236

Department of Social and Rehabilitation Services—Rayon wetmop yarn

86248

Department of Wildlife and Parks—Electronic surveying system, Topeka

**Thursday, December 13, 1990**

27160

Statewide—Basic clothing

**Friday, December 14, 1990**

27474

University of Kansas Medical Center—February (1991) meat products

27524

University of Kansas—February (1991) meat products

**Monday, December 17, 1990**

86221

University of Kansas—Self-supporting tower  
86222

University of Kansas—Television transmitter  
86223

University of Kansas—UHF antenna  
86229

Department of Health and Environment—Furnish all labor and materials for maintenance project

**Friday, December 28, 1990**

26239-A

Statewide—Blanket employees surety bond

Nicholas B. Roach  
Director of Purchases

Doc. No. 009999

## State of Kansas

## Kansas Judicial Council

## Notice of Meetings

The Kansas Judicial Council and its advisory committees will meet according to the following schedule at the Kansas Judicial Center, 301 W. 10th, Topeka.

Date	Committee	Time	Location
Dec. 6	Criminal Law	9:30 a.m.	Room 259
Dec. 7	Family Law	9:30 a.m.	Room 259
Dec. 12	Municipal Court Manual	9:00 a.m.	Room 259
Dec. 13	Judicial Redistricting	9:30 a.m.	Room 259
Dec. 14	PIK	9:30 a.m.	2nd Floor Attorneys Lounge
Dec. 14	Judicial Council	9:00 a.m.	Room 259
Dec. 28	Civil Code	9:30 a.m.	Room 259
Jan. 4	Family Law	9:30 a.m.	Room 259
Jan. 10	Care & Treatment	9:30 a.m.	Room 259
Jan. 11	PIK	9:30 a.m.	Room 259
Jan. 17	Judicial Redistricting	9:30 a.m.	Room 259
Jan. 18	Judicial Council	9:00 a.m.	Room 259
Jan. 25	Probate Law	9:30 a.m.	Room 259

Justice Kay McFarland  
Chairperson

Doc. No. 010011

## State of Kansas

## Department of Transportation

Notice of Hearing on Proposed  
Administrative Regulations

The Kansas Department of Transportation has scheduled a public hearing at 1 p.m. Thursday, January 3, in the Old Supreme Court Room, third floor, State Capitol, Topeka, to consider amendments to K.A.R. 36-1-1 and 36-1-28 through 36-1-34.

K.A.R. 36-1-1 and 36-1-28 through 36-1-34 deal with the special vehicle combination program including permits, violations, cancellations, equipment, operation, insurance and driver qualifications. These regulations result from passage of House Bill 2959 in the 1990 legislative session. The regulations will be effective without a marked increase in current staffing or operating procedures. The long-range fiscal effect is undeterminable at this time.

A complete copy of these regulations and an economic impact statement can be obtained at the Kansas Department of Transportation, Office of Chief Counsel, Attention: C. Douglas Wright, Room 734-S, Docking State Office Building, Topeka 66612-1568.

The period of 30 days notice constitutes a public comment period for the purpose of receiving written public comments on the proposed rules and regulations.

Written comments may be sent to the address immediately above. All interested parties will be given a reasonable opportunity to present their views orally at the hearing concerning the regulations.

Horace B. Edwards  
Secretary of Transportation

Doc. No. 010010

## State of Kansas

## Private Industry Council

## Request for Proposals

The Kansas Private Industry Council Service Delivery Area III requests proposals from potential service providers to provide technical assistance in identified priority areas for program year 1990-91 ending June 30, 1991. The PIC seeks proposals from agencies and individuals with demonstrated expertise in the areas identified. Respondents to this request for proposals should select the areas in which they qualify.

The request for proposal packet can be obtained by contacting Ann Conway, Executive Director, Kansas Private Industry Council, Inc., 717 Gateway Centre II, 4th and State Ave., Kansas City, KS 66101, (913) 371-1607.

Proposals are due at the PIC office by 3:30 p.m. Friday, December 14.

Ann Conway  
Executive Director

Doc. No. 010008

## State of Kansas

## Department of Transportation

## Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, until 10 a.m. C.S.T. December 20, 1990, and then publicly opened:

## District One—Northeast

**Douglas—23 U-1117-01—31st Street from Iowa west to Kasold in Lawrence, 0.8 mile, grading and surfacing. (Federal Funds)**

**Johnson—35-46 K-1774-03—I-35, from U.S. 69 northeast to the I-35 and I-635 exit, 0.8 mile at I-35 and 75th Street, 4.2 miles, seeding. (Federal Funds)**

**Johnson—46 C-2692-01—County road, 3.3 miles west of K-7 on 135th Street, then east, 0.2 mile, grading, surfacing and bridge. (Federal Funds)**

**Johnson—46 U-1203-01—Somerset and Lee Boulevard in Leawood and Prairie Village, 0.3 mile, grading and surfacing. (Federal Funds)**

**Wyandotte—35-105 K-4454-01—I-35 at Mission Road in Kansas City, replace sign truss. (State Funds)**

**Wyandotte—635-105 K-3448-02—I-635, Gibbs Road bridge 33 over I-635, 1.4 miles north of I-35, bridge repair. (State Funds)**

**Wyandotte—14-105 C-2220-01—Polfer Road; 123rd Street east to 115th Street, 1.0 mile, grading and surfacing. (State Funds)**

## District Two—Northcentral

**Clay—24-14 M-1617-01—U.S. 24, 5 miles west of Clay Center, stockpile bituminous mix. (State Funds)**

**Cloud—9-15 K-4174-01—K-9, from the junction of K-28 east to the Cloud/Washington county line (excluding city connecting link), 15.2 miles, recycling. (State Funds)**

**Cloud—9-15 M-1616-01—K-9, 5 miles southwest of Concordia, stockpile bituminous mix. (State Funds)**

**Cloud/Clay—106 K-4389-01—U.S. 24, from the junction of U.S. 81 in Cloud County east to the west city limits of Clay Center in Clay County and K-189 from the north city limits of Miltonvale north to the junction of U.S. 24, 29.0 miles, recycling. (State Funds)**

**Ellsworth/Lincoln/Russell—106 K-4393-01—K-232, from the north city limits of Wilson in Ellsworth County north through Lincoln County to the junction of K-181 in Russell County; and K-181, from the junction of K-232 in Russell County east to the junction of K-18 in Lincoln County, 20.4 miles, conventional seal. (State Funds)**

**Jewell—45 K-1804-02—Lovewell State Park, 5.2 miles, overlay. (State Funds)**

**Lincoln—181-53 K-4465-01—K-18 north to the Lincoln/Mitchell county line, 13.7 miles, overlay. (State Funds)**

**Mitchell—62 K-1315-04—Glen Elder State Park, 6.0 miles, overlay. (State Funds)**

**Mitchell—24-62 K-4198-01—U.S. 24, from Glen Elder southeast to 3.6 miles east of FAS 1941, 4.6 miles, shoulders. (State Funds)**

**Mitchell—24-62 M-1628-01—U.S. 24, 0.5 mile south of the junction on K-128, stockpile bituminous mix. (State Funds)**

**Mitchell/Cloud—106 K-4390-01—U.S. 24, from Glen Elder in Mitchell County east to the junction of K-14 and from the Mitchell/Cloud county line east to the junction of U.S. 81 in Cloud County, 27.3 miles, recycling. (State Funds)**

**Republic—36-79 K-4180-01—U.S. 36, from the west city limits of Scandia east to the east city limits of Belleville, 8.9 miles, recycling. (State Funds)**

**Republic—36-79 M-1615-01—U.S. 36, 3.5 miles west of the junction of U.S. 36 and U.S. 81, stockpile bituminous mix. (State Funds)**

**Republic/Washington—148-106 K-4391-01—K-148, from the junction of U.S. 81 in Republic County east to the junction of K-15 and K-9 in Washington County, 33.7 miles, overlay. (State Funds)**

## District Three—Northwest

**Ellis—183-26 K-4125-01—U.S. 183, from the north city limits of Hays north to the Ellis/Rooks county line, 16.5 miles, recycling. (State Funds)**

**Ellis—183-26 M-1624-01—U.S. 183, 1 mile north of I-70, stockpile bituminous mix. (State Funds)**

**Osborne—181-71 K-4123-01—K-181, from the Mitchell/Osborne county line west and north to north of the south city limits of Downs, 13.8 miles, recycling. (State Funds)**

**Phillips—183-74 M-1622-01—KDOT at Phillipsburg, stockpile bituminous mix. (State Funds)**

**Phillips/Smith—36-106 K-4397-01—U.S. 36, from the east city limits of Phillipsburg in Phillips County east to the junction of K-8 in Smith County, 20.6 miles, recycling. (State Funds)**

**Rooks—82 K-1659-02—Webster State Park, 5.1 miles, bituminous seal. (State Funds)**

Rooks—18-82, K-4109-01—K-18, from the Graham-Rooks county line east to the junction of U.S. 183, 21.0 miles, overlay. (State Funds)

Rooks—18-82 M-1621-01—K-18, from the west edge of Plainville, stockpile bituminous mix. (State Funds)

Russell—84 K-2834-01—Wilson State Park, 8.2 miles, overlay. (State Funds)

Smith—8-92 K-4107-01—K-8, from the junction of U.S. 36 north to the Kansas/Nebraska state line, 16.0 miles, recycling. (State Funds)

Smith—36-92 M-1623-01—U.S. 36, 0.5 mile east of Athol, stockpile bituminous mix. (State Funds)

#### District Four—Southeast

Cherokee—69A-11 K-3261-01—U.S. 69 Alternate, from the north city limits of Baxter Springs, northeast to the junction of K-66, 3.9 miles, recycling. (State Funds)

Cherokee—166-11 K-1703-01—U.S. 166, from the east city limits of Baxter Springs, east to the U.S. 166 and K-26 junction, 4.7 miles, sealing. (State Funds)

Crawford—19 K-1426-03—Crawford State Park, overlay. (State Funds)

Elk—25 C-2762-01—County road, 8.0 miles west and 3.3 miles north of Howard, then north, 0.2 mile, grading and bridge. (Federal Funds)

Neosho/Allen—K-4401-01—U.S. 59, from the west junction of K-39 in Neosho County east and north to the junction of U.S. 54 in Allen County; K-201, from the Spur to Stark; K-202, from the Spur to Savonburg; and K-203, from the Spur to Elsmore, 23.4 miles, overlay. (State Funds)

Montgomery—63 K-1427-03—Elk City State Park, overlay. (State Funds)

Montgomery—63 U-0744-01—5th Street, Buckeye to Union in Coffeyville, 1.3 miles, grading and surfacing. (Federal Funds)

Montgomery/Labette—K-4402-01—U.S. 160, from north junction of U.S. 169 in Montgomery County east to the west city limits of Parsons in Labette County; K-133, from the junction of U.S. 160 north to the south city limits of Dennis, 13.6 miles, overlay. (State Funds)

Woodson—54-104 K-4165-01—U.S. 54, from the east city limits of Yates Center east to the Woodson/Allen county line, 11.8 miles, recycling. (State Funds)

#### District Five—Southcentral

Cowley—77-18 K-3161-01—Intersection of U.S. 77 and U.S. 166 in Arkansas City, intersection improvement. (Federal Funds)

#### District Six—Southwest

Clark—34-13 K-4261-01—K-34, Bluff Creek bridge 30, 7.8 miles north of U.S. 160, bridge overlay. (State Funds)

Clark—160-13 K-4102-01—U.S. 160, from the east city limits of Ashland east to the Clark/Comanche county line, 11.9 miles, overlay. (State Funds)

Clark—283-13 K-4105-01—U.S. 283, from the north junction of U.S. 160 north to the junction of U.S. 54, 11.5 miles, recycling. (State Funds)

Clark—183-13 M-1604-01—U.S. 183, KDOT mix strip north of Sitka, stockpile bituminous mix. (State Funds)

Clark—283-13 M-1603-01—U.S. 283, north of the junction of U.S. 283 and U.S. 160, stockpile bituminous mix. (State Funds)

Gray—50-35 K-3209-01—U.S. 50, from the Finney-Gray county line east to the west city limits of Cimarron, 18.1 miles, slurry seal. (State Funds)

Hamilton—27-38 K-4260-01—K-27, Little Bear Creek bridge, 43, 0.7 mile north of the Stanton/Hamilton county line, bridge overlay. (State Funds)

Haskell/Gray—144-106 K-4411-01—K-144, from the junction of U.S. 83 and 160 in Haskell County east to the junction of U.S. 56 in Gray County, 16.8 miles, recycling. (State Funds)

Meade—54-60 K-4097-01—U.S. 54, from the west city limits of Meade east to the end of the 4-lane, 1.9 miles, recycling. (State Funds)

Meade—54-60 M-1608-01—U.S. 54, KDOT mix strip west of Meade, stockpile bituminous mix. (State Funds)

Morton—27-65 K-4094-01—K-27, from the north city limits of Elkhart north 13.1 miles, recycling. (State Funds)

Morton—56-65 M-1609-01—U.S. 56, at the junction of U.S. 56 and K-51, stockpile bituminous mix. (State Funds)

Seward/Meade—160-106 K-4412-01—U.S. 160, from the south junction of U.S. 83 in Seward County east to the junction of U.S. 54 in Meade County, 16.7 miles, recycling. (State Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone because of race, age, religion, color, sex, handicap, or national origin in the award of contracts.

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of the affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid-approval package will make the bid nonresponsive and not eligible for award consideration.

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

Horace B. Edwards  
Secretary of Transportation

Doc. No. 009978

State of Kansas

**Kansas State University**

**Notice to Bidders**

Sealed bids for the item listed below will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (913) 532-6214 for additional information.

Monday, December 10, 1990

#10083

Spectrophotometer

William H. Sesler  
Director of Purchasing

Doc. No. 009990

187-199, incl.	07/01/92	7 <sup>3</sup> / <sub>4</sub> %
200-213, incl.	01/01/93	8%
214-227, incl.	07/01/93	8%
228-242, incl.	01/01/94	8%
243-257, incl.	07/01/94	8%
258-273, incl.	01/01/95	8%
274-290, incl.	07/01/95	8%
291-307, incl.	01/01/96	8 <sup>1</sup> / <sub>4</sub> %
308-325, incl.	07/01/96	8 <sup>1</sup> / <sub>4</sub> %
326-344, incl.	01/01/97	8 <sup>1</sup> / <sub>4</sub> %
345-363, incl.	07/01/97	8 <sup>1</sup> / <sub>4</sub> %
364-383, incl.	01/01/98	8 <sup>1</sup> / <sub>4</sub> %
384-404, incl.	07/01/98	8 <sup>1</sup> / <sub>4</sub> %
405-426, incl.	01/01/99	8 <sup>1</sup> / <sub>4</sub> %
427-448, incl.	07/01/99	8 <sup>1</sup> / <sub>4</sub> %

**Term Bonds**

449-773, incl.	07/01/04	8 <sup>3</sup> / <sub>4</sub> %
734-1,160, incl.	07/01/09	8 <sup>3</sup> / <sub>4</sub> %

This notice of redemption, and the payment of the principal of and interest on the aforesaid 1979 bonds on the specified redemption date, are subject to the issuance and delivery of the city of its Industrial Revenue Refunding and Improvement Bonds on or before such redemption date in an amount sufficient to provide funds to pay the specified redemption price of the 1979 bonds. In the event such refunding bonds have not been issued by the redemption date, this notice shall be null and void and of no force and effect, the 1979 bonds delivered for redemption shall be returned to the respective owners thereof, and said 1979 bonds shall remain outstanding as though this notice of redemption had not been given.

The principal amount of the above-described 1979 bonds shall become due and payable on January 1, 1991, at a redemption price equal to the principal amount thereof, plus accrued interest thereon to said redemption date, together with a premium of 3 percent of the principal amount of the bonds so called for redemption and payment.

On January 1, 1991, provided that funds are on hand to pay the specified redemption price, all of the 1979 bonds will be due and payable at the principal office of Central State Bank, Hutchinson, Kansas, and from and after January 1, 1991, all interest on the 1979 bonds will cease to accrue. All coupons maturing subsequent to January 1, 1991, must be attached to and surrendered with said 1979 bonds.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1979, paying agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 20 percent tax remittance to individuals who fail to furnish the paying agent with a valid taxpayer identification number. Holders of the 1979 bonds who wish to avoid the imposition of this tax should submit certified taxpayer identification numbers when presenting their bonds for payment.

Dated November 29, 1990.

Central State Bank  
101 W. Ave. A  
P.O. Box 1366  
Hutchinson, KS 67501  
As Fiscal Agent

Doc. No. 010004

State of Kansas

**University of Kansas**

**Notice to Bidders**

Sealed bids for the items listed below will be received by the University of Kansas Purchasing Office, Lawrence, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (913) 864-3416 for additional information.

Monday, December 10, 1990

RFQ 91 0526

Diode array spectrophotometer

RFQ 91 0548

Automatic sample changer for  
GE NMR spectrometer

Gene Puckett, L.C.P.M.  
Director of Purchasing

Doc. No. 009998

(Published in the Kansas Register, November 29, 1990.)

**Notice of Redemption  
Industrial Revenue Bonds  
(Wesley Towers, Inc.)  
Series of 1979, Dated April 1, 1979  
of the  
City of Hutchinson, Kansas**

Subject to the provisions of the second paragraph of this notice, notice is hereby given that pursuant to Section 4 of Ordinance No. 6726 of the city of Hutchinson, Kansas, all of the outstanding Industrial Revenue Bonds, Series of 1979 (Wesley Towers, Inc.), of the city of Hutchinson, Kansas, maturing on and after January 1, 1991, will be redeemed and prepaid on January 1, 1991 (the redemption date), prior to their respective maturities subject to the provisions and limitations set forth herein.

Serial Bonds		
Bond Numbers	Maturity Date	Interest Rate
150-161, incl.	01/01/91	7 <sup>3</sup> / <sub>4</sub> %
162-173, incl.	07/01/91	7 <sup>3</sup> / <sub>4</sub> %
174-186, incl.	01/01/92	7 <sup>3</sup> / <sub>4</sub> %



(Published in the *Kansas Register*, November 29, 1990.)

**Summary Notice of Bond Sale  
Unified School District 368  
Miami County, Kansas (Paola)  
\$4,995,000**

**General Obligation Bonds, Series 1991  
(general obligation bonds payable from  
unlimited ad valorem taxes)**

**Sealed Bids**

Subject to the official notice of bond sale and preliminary official statement dated November 29, 1990, sealed bids will be received by the clerk of Unified School District 368, Miami County, Kansas (Paola), on behalf of the Board of Education at the superintendent's office, 202 E. Wea, Paola, KS 66071, until 4 p.m. C.S.T. on December 11, 1990, for the purchase of \$4,995,000 principal amount of General Obligation Bonds, Series 1991. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated January 1, 1991, and will become due semiannually on June 1 and December 1 in the years as follows:

Year	Principal Amount
12-1-92	\$ 65,000
06-1-93	65,000
12-1-93	70,000
06-1-94	70,000
12-1-94	75,000
06-1-95	75,000
12-1-95	80,000
06-1-96	80,000
12-1-96	85,000
06-1-97	85,000
12-1-97	90,000
06-1-98	90,000
12-1-98	95,000
06-1-99	100,000
12-1-99	100,000
06-1-00	105,000
12-1-00	110,000
06-1-01	110,000
12-1-01	115,000
06-1-02	120,000
12-1-02	125,000
06-1-03	130,000
12-1-03	130,000
06-1-04	135,000
12-1-04	140,000
06-1-05	145,000
12-1-05	150,000
06-1-06	155,000
12-1-06	160,000
06-1-07	165,000
12-1-07	170,000
06-1-08	180,000
12-1-08	185,000
06-1-09	190,000

12-1-09	195,000
06-1-10	205,000
12-1-10	210,000
06-1-11	215,000
12-1-11	225,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on June 1 and December 1 in each year, beginning on December 1, 1991.

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$99,900 (2 percent of the principal amount of the bonds).

**Delivery**

The district will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before January 22, 1991, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1989 is \$44,003,844. The total general obligation indebtedness of the district as of the date of the bonds, including the bonds being sold, is \$10,943,000.

**Approval of Bonds**

The bonds will be sold subject to the legal opinion of Stinson, Mag & Fizzell, Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the district, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

**Additional Information**

Additional information regarding the bonds may be obtained from the clerk, Joyce S. Geiger, 202 E. Wea, Paola, KS 66071, (913) 294-3646; or from the financial advisor, J. Daniel Stepp, Security Bank of Kansas City, One Security Plaza, P.O. Box 171297, Kansas City, KS 66117.

Dated November 29, 1990.

Unified School District 368  
Miami County (Paola)

Doc. No. 009996

(Published in the Kansas Register, November 29, 1990.)

**Summary Notice of Bond Sale  
Unified School District 415  
Brown County, Kansas  
\$1,425,000  
General Obligation School Building Bonds  
Series 1991**

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

**Sealed Bids**

Subject to the notice of bond sale and preliminary official statement dated November 29, 1990, sealed bids will be received by the clerk of Unified School District 415, Brown County, Kansas (Hiawatha), on behalf of the Board of Education at its office, 706 S. 1st, Hiawatha, KS 66434, until 7:30 p.m. C.S.T. on December 10, 1990, for the purchase of \$1,425,000 principal amount of General Obligation School Building Bonds, Series 1991. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated January 1, 1991, and will become due serially on October 1 in the years as follows:

Year	Principal Amount
1992	\$105,000
1993	185,000
1994	195,000
1995	210,000
1996	225,000
1997	245,000
1998	260,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning on April 1, 1992.

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$28,500 (2 percent of the principal amount of the bonds).

**Delivery**

The district will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before January 15, 1991, at such bank or trust company in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1989 is \$38,371,356. The total general obligation indebtedness of the district as of the date of the bonds, including the bonds being sold, is \$1,550,000.

**Approval of Bonds**

The bonds will be sold subject to the legal opinion of Stinson, Mag & Fizzell, Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the district, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

**Additional Information**

Additional information regarding the bonds may be obtained from the clerk, Margaret Hankins, Hiawatha, KS 66434, (913) 742-2224; or from the financial advisor, First Securities Company of Kansas, Inc., 100 S. Main, Wichita, KS 67202, Attention: Larry L. McKown, (316) 262-4411.

Dated November 12, 1990.

Unified School District 415  
Brown County, Kansas (Hiawatha)

Doc. No. 009987

(Published in the Kansas Register, November 29, 1990.)

**Summary Notice of Bond Sale  
City of Park City, Kansas  
\$184,533  
General Obligation Bonds, Series 1990  
(general obligation bonds payable from  
unlimited ad valorem taxes)**

**Sealed Bids**

Subject to the notice of bond sale dated November 29, 1990, and preliminary official statement dated December 4, 1990, sealed bids will be received by the city clerk of Park City, Kansas, on behalf of the governing body at City Hall, 6110 N. Hydraulic, Wichita, KS 67219, until 7 p.m. C.S.T. on December 11, 1990, for the purchase of \$184,533 principal amount of General Obligation Bonds, Series 1990. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, except one bond in the denomination of \$4,533. The bonds will be dated December 1, 1990, and will become due serially on December 1 in the years as follows:

Year	Principal Amount
1991	\$14,533
1992	15,000
1993	15,000
1994	15,000
1995	15,000
1996	20,000
1997	20,000
1998	20,000
1999	25,000
2000	25,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually.

nually on December 1 and June 1 in each year, beginning on December 1, 1991.

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$3,690.66 (2 percent of the principal amount of the bonds).

**Delivery**

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before December 31, 1990, at such bank or trust company in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1990 is \$12,518,712. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$1,300,533.

**Approval of Bonds**

The bonds will be sold subject to the legal opinion of Stinson, Mag & Fizzell, Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

**Additional Information**

Additional information regarding the bonds may be obtained from the city clerk, Carol Jones, Wichita, KS 67219, (316) 744-2036; or from the financial advisor, First Securities Company of Kansas, Inc., Hardage Center, Suite 200, Wichita, KS 67202, Attention: Kerry J. Clark, (316) 262-4411.

Dated November 29, 1990.

City of Park City, Kansas

Doc. No. 009997

(Published in the *Kansas Register*, November 29, 1990.)

**Summary Notice of Bond Sale  
\$995,000**

**Unified School District 267  
Sedgwick County, Kansas (Renwick)  
General Obligation School Building Bonds  
(general obligation bonds payable from  
unlimited ad valorem taxes)**

**Details of the Sale**

Subject to the terms and conditions of the complete official notice of bond sale dated as of November 12, 1990, of Unified School District 267, Sedgwick County, Kansas (Renwick), sealed, written bids shall be received at the school district's offices at 326 N. Main, Andale, until 8 p.m. central time on Monday, December 10, 1990, for the purchase of the school district's General Obligation School Building Bonds, Series 1991, which are hereinafter described. All bids shall be publicly opened, read aloud

and considered on said date and at said time and shall be immediately thereafter acted upon by the Board of Education of the school district.

No oral or auction bids for the bonds shall be considered, and no bids for less than the entire amount of the bonds shall be considered.

Bids shall be accepted only on the official bid form that has been prepared for these bonds, which may be obtained from the clerk of the school district or from the school district's financial advisor. Bids may be submitted by mail or may be delivered in person and must be received at the place and no later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the school district, and shall be in an amount equal to 2 percent of the principal amount of the bonds.

**Details of the Bonds**

The bonds to be sold are in the aggregate principal amount of \$995,000. The bonds shall be issued as fully registered bonds in denominations of \$5,000, or any integral multiple thereof not exceeding the principal amount of the bonds maturing in any year. The bonds shall bear a dated date of January 1, 1991. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. The bonds shall be subject to redemption prior to their respective maturities as set forth in the official notice of bond sale.

Interest on the bonds shall be payable semiannually on May 1 and November 1 of each year, commencing May 1, 1992, and the bonds shall mature serially on November 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date
\$ 50,000	1993
55,000	1994
60,000	1995
65,000	1996
130,000	1997
140,000	1998
150,000	1999
165,000	2000
180,000	2001

**Payment of Principal and Interest**

The Kansas State Treasurer shall serve as the bond registrar and paying agent for the bonds, and the principal of the bonds shall be paid upon surrender at the paying agent's principal offices in the city of Topeka, Kansas. Interest shall be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

**Security for the Bonds**

The bonds and the interest thereon shall constitute general obligations of the school district, and the full faith, credit and resources of the school district will be pledged to the payment thereof. The school district will be obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the school district for the purpose of paying the bonds and the interest thereon.

(continued)

(Published in the Kansas Register, November 29, 1990.)

**Delivery of the Bonds**

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the school district to the successful bidder, or at its direction, on or about Thursday, January 10, 1991, at such location in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

**Legal Opinion**

The bonds will be sold subject to the legal opinion of Hinkle, Eberhart & Elkouri, Wichita, Kansas, bond counsel, whose fees will be paid by the school district. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and will be delivered to the successful bidder upon delivery of the bonds. (Reference is made to the official notice of bond sale for a discussion of tax exemption and other legal matters.)

**Financial Matters**

The school district's assessed valuation for the year 1989 is as follows:

Assessed valuation of taxable tangible property .....	\$36,723,321
Taxable value of motor vehicles.....	4,703,645
Equalized assessed tangible valuation for computation of bonded debt limitations .....	<u>\$41,426,966</u>

Exclusive of the bonds described herein, on January 1, 1991, the school district's outstanding bonded indebtedness will be \$545,000.

**Official Statement**

The school district has prepared a preliminary official statement relating to the bonds, copies of which may be obtained from the school district or the school district's financial advisor. The preliminary official statement is in a form "deemed final" by the school district for the purpose of the Securities and Exchange Commission's Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Upon the sale of the bonds, the school district shall furnish the successful bidder with a reasonable number of copies of the final official statement, without additional cost, upon request. Copies of the final official statement in excess of a reasonable number may be ordered at the successful bidder's expense.

**Additional Information**

For additional information regarding the school district, the bonds and the sale, interested parties are invited to request copies of the complete official notice of bond sale and the school district's preliminary official statement and official bid form for the bonds, all of which may be obtained from the undersigned or from the school district's financial advisor by contacting Steven Shogren or John Haas, Ranson Capital Corporation, 120 S. Market, Suite 450, Wichita, KS 67202, (316) 262-4955.

Unified School District 267  
Sedgwick County, Kansas (Renwick)  
By Carlene Heimerman, Clerk  
326 N. Main, P.O. Box 68  
Andale, KS 67001  
(316) 445-2165

Doc. No. 010001

**Summary Notice of Bond Sale**  
**\$425,000**  
**City of Iuka, Kansas**  
**General Obligation Water System Bonds**  
**(general obligation bonds payable from unlimited ad valorem taxes)**

**Details of the Sale**

Subject to the terms and conditions of the complete official notice of bond sale dated November 12, 1990, of the city of Iuka, Kansas, in connection with the General Obligation Water System Bonds, Series 1991, of the city, which are hereinafter more fully described, sealed, written bids shall be received at the office of the city clerk, City Hall, Iuka, until 7 p.m. C.S.T. on Tuesday, December 11, 1990, for the purchase of the bonds. All bids shall be publicly opened and read aloud on said date and at said time and place, and all bids will immediately thereafter be considered by the city's governing body. The bonds will be awarded to the best bidder. Bids received after 7 p.m. C.S.T. on December 11, 1990, will be returned unopened.

The bonds to be sold are in the aggregate principal amount of \$425,000. No oral or auction bids for the bonds shall be considered, and no bids for less than the entire amount of the bonds shall be considered.

Bids shall be accepted only on the official bid form that has been prepared for the public bidding on these bonds, which may be obtained from the city clerk or from the city's financial advisor. Bids may be submitted by mail or may be delivered in person, but must be received at the place and not later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the city, and shall be in an amount equal to 2 percent of the principal amount of the bonds.

**Details of the Bonds**

The bonds shall be issued as fully registered bonds in denominations of \$5,000, or any integral multiple thereof not exceeding the principal amount of bonds maturing in any year. The bonds shall bear a dated date of January 1, 1991. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. The bonds are not subject to redemption prior to maturity.

Interest on the bonds shall be payable semiannually on April 1 and October 1 of each year, commencing April 1, 1992, and the bonds shall mature serially on October 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date
\$ 5,000	1992
10,000	1993
10,000	1994
10,000	1995
10,000	1996
10,000	1997
15,000	1998
15,000	1999

15,000	2000
20,000	2001
20,000	2002
20,000	2003
25,000	2004
25,000	2005
30,000	2006
30,000	2007
35,000	2008
35,000	2009
40,000	2010
40,000	2011

**Payment of Principal and Interest**

The Kansas State Treasurer shall serve as the bond registrar and paying agent for the bonds, and the principal of the bonds shall be payable upon surrender at the paying agent's principal offices in the city of Topeka, Kansas. Interest shall be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

**Security for the Bonds**

The bonds and the interest thereon shall constitute general obligations of the city, and the full faith, credit and resources of the city shall be pledged to the payment thereof. The city shall be obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the city for the purpose of paying the bonds and the interest thereon.

**Delivery of the Bonds**

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the city to the successful bidder, or at its direction, on or about Thursday, January 10, 1991, at such bank or trust company or other qualified depository in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

**Legal Opinion**

The bonds will be sold subject to the legal opinion of Hinkle, Eberhart & Elkouri, Wichita, Kansas, bond counsel, whose fees will be paid by the city. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and will be delivered to the successful bidder upon delivery of the bonds. (Reference is made to the official notice of bond sale for a discussion of tax exemption and other legal matters.)

**Financial Matters**

The city's 1989 assessed valuation is as follows:

Assessed valuation of taxable tangible property .....	\$656,242
Taxable value of motor vehicles.....	<u>172,445</u>
Equalized assessed tangible valuation for computation of bonded debt limitations.....	\$828,687

Upon the issuance of the bonds described herein, the city's outstanding general obligation bonded indebtedness shall be \$425,000.

**Official Statement**

The city has prepared a preliminary official statement relating to the bonds, copies of which may be obtained from the city or the city's financial advisor. The preliminary official statement is in a form "deemed final" by the

city for the purpose of the Securities and Exchange Commission's Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Upon the sale of the bonds, the city shall furnish the successful bidder with a reasonable number of copies of the final official statement, without additional cost, upon request. Copies of the final official statement in excess of a reasonable number may be ordered at the successful bidder's expense.

**Additional Information**

For additional information regarding the city, the bonds and the sale, interested parties are invited to request copies of the complete official notice of bond sale and official bid form and the city's preliminary official statement for the bonds, all of which may be obtained from the undersigned or from the city's financial advisor, The Columbian Securities Corporation, Attention: Brian Corrigan, 550 N. 159th St. East, Wichita, KS 67230, (316) 733-0014.

City of Iuka, Kansas  
By E. Dale Anderson, City Clerk  
City Hall, P.O. Box 127  
Iuka, KS 67066

Doc. No. 010002

(Published in the Kansas Register, November 29, 1990.)

**Summary Notice of Bond Sale**  
**\$2,775,000**  
**City of Scott City, Kansas**  
**General Obligation Water System Bonds**  
**(general obligation bonds payable from**  
**unlimited ad valorem taxes)**

**Details of the Sale**

Subject to the terms and conditions of the complete official notice of bond sale dated as of November 12, 1990, of the city of Scott City, Kansas, in connection with the city's General Obligation Water System Bonds, hereinafter described, sealed, written bids shall be received at the city's offices at 221 W. 5th, Scott City, until 2 p.m. central time on Thursday, December 6, 1990, for the purchase of the bonds. All bids shall be publicly opened, read aloud and considered on said date and at said time and shall be immediately thereafter acted upon by the governing body of the city.

No oral or auction bids for the bonds shall be considered, and no bids for less than the entire amount of the bonds shall be considered.

Bids shall be accepted only on the official bid form that has been prepared for the public bidding on these bonds, which may be obtained from the city clerk or from the city's financial advisor. Bids may be submitted by mail or may be delivered in person and must be received at the place and no later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the city, and shall be in an amount equal to 2 percent of the principal amount of the bonds.

(continued)

**Details of the Bonds**

The bonds to be sold are in the aggregate principal amount of \$2,775,000. The bonds shall be issued as fully registered bonds in denominations of \$5,000, or any integral multiple thereof not exceeding the principal amount of bonds maturing in any year. The bonds shall bear a dated date of December 1, 1990. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. Certain of the bonds are subject to redemption as set forth in the official notice of bond sale.

Interest on the bonds shall be payable semiannually on May 1 and October 1 of each year, commencing May 1, 1991, and the bonds shall mature serially on November 1 in each of the years and the principal amounts as follows:

Principal Amount	Maturity Date
\$ 20,000	1991
50,000	1992
50,000	1993
55,000	1994
60,000	1995
65,000	1996
70,000	1997
70,000	1998
75,000	1999
80,000	2000
90,000	2001
95,000	2002
100,000	2003
105,000	2004
115,000	2005
120,000	2006
130,000	2007
140,000	2008
150,000	2009
160,000	2010
170,000	2011
180,000	2012
195,000	2013
210,000	2014
220,000	2015

**Payment of Principal and Interest**

The Kansas State Treasurer shall serve as the bond registrar and paying agent for the bonds, and the principal of the bonds shall be payable upon surrender at the paying agent's principal offices in the city of Topeka, Kansas. Interest shall be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

**Security for the Bonds**

The bonds and the interest thereon shall constitute general obligations of the city, and the full faith, credit and resources of the city shall be pledged to the payment thereof. The city shall be obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the city for the purpose of paying the bonds and the interest thereon.

**Delivery of the Bonds**

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the city to

the successful bidder, or at its direction, on or about Thursday, December 27, 1990, at such bank or trust company or other qualified depository in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

**Legal Opinion**

The bonds will be sold subject to the legal opinion of Hinkle, Eberhart & Elkouri, Wichita, Kansas, bond counsel, whose fees will be paid by the city. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and will be delivered to the successful bidder upon delivery of the bonds. (Reference is made to the official notice of bond sale for a discussion of tax exemption and other legal matters.)

**Financial Matters**

The city's 1989 assessed valuation is as follows:

Assessed valuation of taxable tangible property .....	\$11,878,263
Taxable value of motor vehicles.....	3,423,736
Equalized assessed tangible valuation for computation of bonded debt limitations .....	\$15,301,999

Upon this issuance of the bonds described herein, the city's outstanding general obligation bonded indebtedness will be in the principal amount of \$2,775,000.

**Official Statement**

The city has prepared a preliminary official statement relating to the bonds, copies of which may be obtained from the city or the city's financial advisor. The preliminary official statement is in a form "deemed final" by the city for the purpose of the Securities Exchange Commission's Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Upon the sale of the bonds, the city shall furnish the successful bidder with a reasonable number of copies of the final official statement, without additional cost, upon request. Copies of the final official statement in excess of a reasonable number may be ordered at the successful bidder's expense.

**Additional Information**

For additional information regarding the city, the bonds and the sale, interested parties are invited to request copies of the complete official notice of bond sale and official bid form and the city's preliminary official statement for the bonds, all of which may be obtained from the undersigned or from the city's financial advisor, Gale Doner, Hanifen Imhoff, Inc., 250 N. Rock Road, Suite 213, Wichita, KS 67206, (316) 682-1001.

Delores Suppes, City Clerk  
 City Hall, 221 W. 5th  
 Scott City, KS 67871  
 (316) 872-5322

Doc. No. 010003

(Published in the Kansas Register, November 29, 1990.)

**Summary Notice of Bond Sale  
City of Dighton, Kansas  
\$600,000**

**General Obligation Cable Television  
Utility System Bonds  
Series 1990**

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

**Sealed Bids**

Subject to the official notice of bond sale and preliminary official statement dated November 29, 1990, sealed bids will be received by the city clerk of the city of Dighton, Kansas, on behalf of the governing body at the City Hall, P.O. Box 848, Dighton, KS 67839, until 2 p.m. C.S.T. on December 11, 1990, for the purchase of \$600,000 principal amount of General Obligation Cable Television Utility System Bonds, Series 1990. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated December 1, 1990, and will become due serially on November 1 in the years as follows:

Year	Principal Amount
1991	\$10,000
1992	20,000
1993	20,000
1994	20,000
1995	25,000
1996	25,000
1997	25,000
1998	30,000
1999	30,000
2000	30,000
2001	35,000
2002	35,000
2003	40,000
2004	45,000
2005	45,000
2006	50,000
2007	55,000
2008	60,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semi-annually on November 1 and May 1 in each year, beginning on November 1, 1991.

**Paying Agent and Bond Registrar**  
Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$12,000 (2 percent of the principal amount of the bonds).

**Delivery**

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder within 45 days after the date of sale at such bank or trust company in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1990 is \$4,973,053. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$853,000.

**Approval of Bonds**

The bonds will be sold subject to the legal opinion of Stinson, Mag & Fizzell, Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

**Additional Information**

Additional information regarding the bonds may be obtained from Twila Howard, City Clerk, City Hall, P.O. Box 848, Dighton, KS 67839, (316) 397-5541; or from the financial advisor, Hanifen, Imhoff, Inc., 250 N. Rock Road, Suite 213, Wichita, KS 67206, Attention: Gale Doner, (316) 682-1001.

Dated November 29, 1990.

City of Dighton, Kansas

Doc. No. 010006

(Published in the Kansas Register, November 29, 1990.)

**Summary Notice of Bond Sale  
\$305,777  
City of Morland, Kansas  
General Obligation Gas System Bonds  
(general obligation bonds payable from  
unlimited ad valorem taxes)**

**Details of the Sale**

Subject to the terms and conditions of the complete official notice of bond sale dated November 19, 1990, of the city of Morland, Kansas, in connection with the General Obligation Gas System Bonds, Series A, 1991, of the city, which are hereinafter more fully described, sealed, written bids shall be received at the office of the city clerk, City Hall, Morland, until 7 p.m. C.S.T. on Wednesday, December 12, 1990, for the purchase of the bonds. All bids shall be publicly opened and read aloud on said date and at said time and place, and all bids will immediately thereafter be considered by the city's governing body. The bonds will be awarded to the best bidder. Bids received after 7 p.m. C.S.T. on December 12, 1990, will be returned unopened.

The bonds to be sold are in the aggregate principal amount of \$305,777. No oral or auction bids for the bonds shall be considered, and no bids for less than the entire amount of the bonds shall be considered.

Bids shall be accepted only on the official bid form that  
(continued)

has been prepared for the public bidding on these bonds, which may be obtained from the city clerk or from the city's financial advisor. Bids may be submitted by mail or may be delivered in person and must be received at the place and no later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the city and shall be in an amount equal to 2 percent of the principal amount of the bonds.

**Details of the Bonds**

The bonds shall be issued as fully registered bonds in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount of bonds maturing in any year, except that the bond maturing in the year 1992 shall be in the denomination of \$5,777. The bonds shall bear a dated date of January 1, 1991. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. The bonds are not subject to redemption prior to maturity.

Interest on the bonds shall be payable semiannually on April 1 and October 1 of each year, commencing April 1, 1992, and the bonds shall mature serially on October 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date
\$ 5,777	1992
5,000	1993
10,000	1994
10,000	1995
10,000	1996
10,000	1997
10,000	1998
10,000	1999
10,000	2000
15,000	2001
15,000	2002
15,000	2003
15,000	2004
20,000	2005
20,000	2006
20,000	2007
25,000	2008
25,000	2009
25,000	2010
30,000	2011

**Payment of Principal and Interest**

The Kansas State Treasurer shall serve as the bond registrar and paying agent for the bonds, and the principal of the bonds shall be payable upon surrender at the paying agent's principal offices in the city of Topeka, Kansas. Interest shall be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

**Security for the Bonds**

The bonds and the interest thereon shall constitute general obligations of the city, and the full faith, credit and resources of the city shall be pledged to the payment thereof. The city shall be obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits

of the city for the purpose of paying the bonds and the interest thereon.

**Delivery of the Bonds**

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the city to the successful bidder, or at its direction, on or about Thursday, January 10, 1991, at such bank or trust company or other qualified depository in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

**Legal Opinion**

The bonds will be sold subject to the legal opinion of Hinkle, Eberhart & Elkouri, Wichita, Kansas, bond counsel, whose fees will be paid by the city. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and will be delivered to the successful bidder upon delivery of the bonds. (Reference is made to the official notice of bond sale for a discussion of tax exemption and other legal matters.)

**Financial Matters**

The 1989 assessed valuation of taxable tangible property in the city is \$639,993. Exclusive of the bonds described herein, the city's outstanding general obligation bonded indebtedness at January 1, 1991, shall \$10,000.

**Official Statement**

The city has prepared a preliminary official statement relating to the bonds, copies of which may be obtained from the city or the city's financial advisor. The preliminary official statement is in a form "deemed final" by the city for the purpose of the Securities Exchange Commission's Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Upon the sale of the bonds, the city shall furnish the successful bidder with a reasonable number of copies of the final official statement, without additional cost, upon request. Copies of the final official statement in excess of a reasonable number may be ordered at the successful bidder's expense.

**Additional Information**

For additional information regarding the city, the bonds and the sale, interested parties are invited to request copies of the complete official notice of bond sale and official bid form and the city's preliminary official statement for the bonds, all of which may be obtained from the undersigned or from the city's financial advisor, The Columbian Securities Corporation, Attention: Brian Corrigan, 550 N. 159th St. East, Wichita, KS 67230, (316) 733-0014.

City of Morland, Kansas  
 By Donna Keith Leslie, City Clerk  
 City Hall, Main Street  
 Morland, KS 67650

Doc. No. 010007



## State of Kansas

## Social and Rehabilitation Services

Notice Concerning Standards for  
SSI Recipients' Residential Facilities

Public Law 94-566, section 505(d) enacted in 1976, and Public Law 97-35 enacted in 1981, established section 1616(e) of the Social Security Act, commonly known as the "Keys Amendment." The Keys Amendment, as implemented by the federal regulations 45 CFR Part 1397, requires each state to make available for public review a summary of the standards used in regulating residential facilities in which recipients of Supplemental Security Income (SSI) reside or are likely to reside.

Standards for some types of facilities are set by the Department of Social and Rehabilitation Services, while the Department of Health and Environment sets standards for others. The summary of all standards or further information about the full standards enforcement, procedures, waivers and violations set by SRS may be obtained by writing to the Department of Social and Rehabilitation Services, Al Nemec, Commissioner of Mental Health and Retardation Services, Docking State Office Building, 5th Floor-N, Topeka 66612-1570.

Further information about the full standards, enforcement procedures, waivers and violations set by the Department of Health and Environment may be obtained by writing to the Department of Health and Environment, Gerald Block, Director of Field Services, Landon State Office Building, 900 S.W. Jackson, 10th Floor, Topeka 66612-1290.

All affected facilities must meet the standards. Compliance with the standards assures that facilities provide a safe and healthy environment for SSI recipients and other disadvantaged persons in need of continuous protective oversight. Persons with knowledge of facilities which may not have met the standards are urged to write either SRS or KDHE at the above addresses.

Dennis Taylor  
Acting Secretary of Social and  
Rehabilitation Services

Doc. No. 009989

## State of Kansas

Board of Agriculture  
Division of Weights and MeasuresPermanent Administrative  
Regulations

## Article 26.—FEES

**99-26-1. Fees.** (a) Except as provided in paragraph (b) of this regulation, fees shall be charged for requested services rendered by the state sealer or the state sealer's authorized representative in conjunction with the testing and proving of weights, measures and devices at the rate of \$30.00 per hour or fraction thereof.

(b) Fees shall be charged for the testing and proving of a grain hopper scale and any weights, measures and other devices which are used in conjunction with it at

the rate of \$50.00 per hour or fraction thereof. (Authorized by K.S.A. 83-207; implementing K.S.A. 1989 Supp. 83-214 as amended by L. 1990, Ch. 364, Sec. 6; effective, T-83-25, Sept. 1, 1982; effective May 1, 1983; amended, T-99-11-14-90, Nov. 14, 1990; amended Jan. 14, 1990.)

## Article 40.—PETROLEUM MEASUREMENT

**99-40-1. Definitions.** (a) "EPA" means the United States environmental protection agency.

(b) "Regular gasoline" means any gasoline which contains lead or an EPA approved lead substitute. The term "regular" may be also used in conjunction with an unleaded gasoline.

(c) "Leaded gasoline" means a gasoline which contains a minimum of 0.05 grams of lead per gallon. The octane rating of this grade gasoline shall be not less than 88 as measured by the minimum (R+M)/2 octane rating method.

(d) "Oxygenate" means an ashless compound containing oxygen which may be used as a fuel or fuel supplement including any ethanol, methanol or other alcohol or methyl tertiary butyl ether or other ether which may be used as a fuel or fuel supplement. (Authorized by K.S.A. 1989 Supp. 55-429 and K.S.A. 83-207; implementing K.S.A. 1989 Supp. 55-424 and K.S.A. 83-206; effective Jan. 14, 1991.)

**99-40-3. Invoice disclosure requirements for wholesalers and distributors of gasolines.** (a) Each distributor or wholesaler of gasoline shall provide the following information to the purchaser at the time of delivery:

- (1) the minimum octane of the product as determined by the (R+M)/2 method;
  - (2) the maximum Reid vapor pressure of the product which shall be required only during the months of June, July and August;
  - (3) for any leaded gasoline, the minimum amount of lead contained in the product expressed in grams per gallon;
  - (4) for diesel fuel, the grade, minimum flash point and American petroleum institute gravity of the product;
  - (5) the terminal of origin of the product;
  - (6) the destination of the product;
  - (7) the name of the wholesaler, if different than the distributor or point of origin; and
  - (8) the quantity of each type of product delivered.
- (b) The information required in subsection (a) shall be provided to the purchaser in writing.
- (c) For the purposes of this regulation, the term purchaser means a wholesaler, distributor or retailer. (Authorized by K.S.A. 1989 Supp. 55-429 and K.S.A. 83-207; implementing K.S.A. 1989 Supp. 55-424 and K.S.A. 83-206; effective Jan. 14, 1991.)

Gary Hall  
Acting Secretary of Agriculture

Doc. No. 009981

## State of Kansas

## Board of Agriculture

Permanent Administrative  
Regulations

## Article 4.—COMMERCIAL FERTILIZERS

**4-4-900. Definitions.** (a) "Primary containment" means the storage of liquid bulk fertilizer in approved storage containers at any storage facility.

(b) "Liquid fertilizer" means fertilizer in liquid form including solutions, emulsions, suspensions and slurries. The term "liquid fertilizer" does not include anhydrous ammonia.

(c) "Storage container" means any container used for the storage of liquid bulk fertilizer, including any rail car, nurse tank or other mobile container used for the storage of liquid bulk fertilizer. Storage container shall not include:

(1) Any mobile container storing liquid bulk fertilizer at a storage facility for less than 15 days, when this storage is solely incidental to the loading or unloading of a storage container at a storage facility;

(2) Any mobile container located for a period not to exceed 90 calendar days on property which is not owned, operated or controlled by the owner or operator of a storage container; or

(3) Any container used solely for emergency storage of leaking fertilizer.

(d) "Storage facility" means any location at which bulk liquid fertilizer or dry fertilizer, either bulk or bagged, is held in storage. A storage facility shall include the entire contiguous tract of land upon which fertilizer materials are loaded, unloaded, mixed, blended or stored.

(e) "Secondary containment" means any structure, temporary or permanent, including dikes and elephant rings, used to capture and contain fertilizer or fertilizer materials which have been discharged from a primary containment structure and designed to prevent runoff or leaching of the discharged fertilizer materials into the groundwater.

(f) "Discharged fertilizer" means any fertilizer or fertilizer material which has dripped, spilled, leaked or overflowed from the primary containment structure or storage container or appurtenance, pipeline or hose connected thereto.

(g) "Appurtenance" means any device used in connection with a storage container, secondary containment area, structure or device, primary containment structure or device, or storage for dry fertilizer, including safety devices, liquid level gauging devices, valves, pipes, hoses, fittings, and measuring or dispensing devices.

(h) "Elephant ring" means an open top storage container which serves as a secondary containment vessel into which a smaller primary storage container has been placed.

(i) "Secretary" means the secretary of the Kansas state board of agriculture or the secretary's authorized representative. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-901. Storage containers and appurtenances; basic requirements.** (a) Each storage container and ap-

purtenance shall be constructed, installed and maintained to prevent the discharge of fluid fertilizer.

(b) Each storage container and appurtenance shall be constructed of materials which are resistant to corrosion, puncture or cracking.

(c) All materials used in the construction or repair of any storage container or appurtenance shall not be of a type which react either chemically or electrolytically with stored fluid fertilizer and which might weaken the storage container or appurtenance, or create a risk of discharge.

(d) All metals used for valves, fittings and repairs shall be compatible with the metals used in the construction of the storage container or appurtenance, so that the combination of metals does not cause or increase any corrosion which might weaken the storage container or any appurtenance, or create a risk of discharge.

(e) Each storage container and appurtenance shall be designed to handle all operating stresses, taking into account static-head, pressure buildup from pumps and compressors, and any other mechanical stresses to which the storage container and appurtenance may be subject in the foreseeable course of operations.

(f) Every storage container connection shall be equipped with a shut-off valve located on the storage container as indicated by standard engineering practice except for any safety relief connection. Shut-off valves shall be left closed and secured except during periods of use. (Authorized by and implementing K.S.A. 1989 Supp. 2-1277; effective Jan. 14, 1991.)

**4-4-902. Prohibition against underground storage.**

(a) From and after the effective date of this regulation, no person shall construct new storage containers for underground storage of fluid fertilizer. This prohibition does not apply to:

(1) a watertight catch basin used for the temporary collection of runoff or rinsate from transfer and loading areas; or

(2) storage in a stainless steel storage container, or other approved storage container, if:

(A) the storage container is enclosed within an approved liner as required by K.A.R. 4-4-933; and

(B) an approved program of ground water monitoring has been established to detect leakage.

(b) From and after the effective date of this regulation, wherever an underground storage container for the storage of bulk fertilizer already exists, a leak detection and liquid recovery system shall be installed within the time prescribed by K.A.R. 4-4-952.

(c) The liquid recovery portion of the system shall be located under the lowest area of the storage container and shall contain:

(1) a moisture barrier located below the storage container extending at least to the storage container's edges and draining into a collection sump;

(2) a collection sump equipped with a liquid activated pump to transfer collected liquid to another storage container located on or above ground level; and

(3) an alarm system which is activated whenever the pump is activated and which remains activated until manually reset.

(d) For purposes of this regulation, the term "underground storage container" includes every storage con-

tainer having more than 10% of its capacity, including the capacity of any piping, located below the soil surface.

(e) From and after January 1, 1994, no fertilizer shall be stored in an underground storage container. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-903. Prohibited materials.** (a) Storage containers, elephant rings, and appurtenances shall not be constructed of copper, brass, zinc, or copper-base alloys unless recommended in writing by the manufacturer.

(b) Storage containers, elephant rings, and appurtenances used for the storage of fluid fertilizers containing phosphates or chlorides shall not be constructed of aluminum or aluminum alloys unless recommended in writing by the manufacturer.

(c) Storage containers, elephant rings, and appurtenances used for the storage of fertilizers or fluid fertilizer materials which have a pH of five or less shall not be constructed of ferrous materials other than stainless steel unless the ferrous materials have been coated or treated with protective substances adequate to prevent corrosion caused by the substance being stored or unless recommended in writing by the manufacturer.

(d) Storage containers, elephant rings, and appurtenances used for the storage of aqueous solutions of anhydrous ammonia shall not be constructed of galvanized brass or bronze materials and shall not be constructed of mild steel, stainless steel, aluminum, fiberglass, polyolefins or plastic unless recommended by the manufacturer.

(e) Storage containers, elephant rings, and appurtenances used for the storage of phosphoric acid shall not be constructed of ferrous materials other than stainless steel unless the container is lined with a suitable substance to prevent corrosion caused by the substance being stored unless recommended in writing by the manufacturer.

(f) Storage containers, elephant rings, and appurtenances used for the storage of fluid fertilizers containing potassium chloride shall not be constructed of ferrous materials other than stainless steel or mild steel, unless:

(1) the container and appurtenances have been coated or treated with protective substances which are adequate to prevent corrosion resulting from the material being stored; or

(2) unless storage of fluid fertilizers containing potassium chloride in storage containers constructed of ferrous materials other than stainless steel or mild steel has been recommended in writing by the manufacturer of the container; and

(3) the container or appurtenance is used for storage periods of not more than a total of 90 calendar days within any period of 365 consecutive days. In such instances, the storage container shall be completely emptied between storage periods; or

(4) the empty container and appurtenances are cleaned and inspected for leaks prior to being refilled. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-904. Grounding and anchoring storage containers.** Storage containers shall be anchored, as necessary to prevent flotation or instability which might occur as a result of liquid accumulations within a secondary con-

tainment facility constructed in accordance with K.A.R. 4-4-900 et seq. Metal storage containers shall be grounded when necessary to prevent corrosion or other damage which may be caused by electrolytic reaction with the material being stored. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-905. Security.** (a) All storage containers and appurtenances shall be either locked, located within a fenced enclosure or otherwise adequately secured to provide reasonable protection against vandalism or unauthorized access which might result in a discharge of fertilizer or fertilizer materials.

(b) Valves on storage containers shall be locked or otherwise secured except when persons responsible for facility security are present at the facility.

(c) Valves on nurse tanks and other mobile fertilizer containers parked overnight at a storage facility shall be adequately secured, locked or located within a fenced enclosure except when persons responsible for facility security are present at the facility.

(d) Valves on empty containers need not be secured. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-906. Filling storage containers.** Storage containers shall not be filled beyond the capacity for which they are designed taking into account the density of the fluid being stored and the thermal expansion of the stored material during storage. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-907. Pipes and fittings.** Pipes and fittings shall be adequately supported to prevent sagging and possible breakage due to gravity and other forces which might be encountered in the ordinary course of operations. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-908. Liquid-level-gauging device.** (a) Except as provided in paragraph (b) of this regulation, each storage container shall be equipped with a liquid-level-gauging device by which the level of fluid in the storage container can be readily and reliably measured.

(b) A liquid-level-gauging device shall not be required if the level of fluid in a storage container can be readily and reliably measured by other means approved by the secretary.

(c) Liquid-level-gauging devices shall be locked or secured, in a safe manner, to protect against breakage or vandalism which could result in a discharge.

(d) External sight gauges shall be prohibited unless:

(1) the gauge has a positive shut-off valve constructed from stainless steel;

(2) all pipes or other plumbing components which connect the shut-off valve to the storage container shall be constructed from stainless steel;

(3) the sight gauge's shut-off valve remains closed except when the amount of material stored in the storage container is being determined; and

(4) the shut-off valve is located on the storage container in a location which is readily accessible and which conforms to the storage container manufacturer's specifications. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

(continued)

**4-4-909. Labeling of storage containers.** (a) Each storage container or building in which fertilizer or fertilizer materials are stored shall be clearly marked with a description of the contents.

(b) In lieu of marking the building or storage container, a sign containing a written description of the fertilizer or fertilizer materials being stored may be posted outside the container.

(c) All descriptions shall be made in letters at least two inches high. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227, effective Jan. 14, 1991.)

**4-4-910. Inspection and maintenance.** (a) On a regularly scheduled basis, at least monthly, the operator of a storage facility shall:

(1) routinely inspect and maintain storage facilities, storage containers and appurtenances to minimize the risk of a discharge;

(2) inspect valves and other appurtenances for leakage; and

(3) make a written record of all inspections and major maintenance or repair on the day of the inspection, maintenance or repair.

(b) Inspection and maintenance records shall be kept at the storage site, or at the nearest local office from which the storage site is administered.

(c) For the purposes of this regulation, major maintenance or repair means any repair or maintenance which requires taking the pump appurtenance or storage container affected out of service. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-911. Operational area containment for fertilizer.**

(a) Loading Pads.

(1) Each area or pad used for loading fluid bulk fertilizer into storage containers or for unloading fluid bulk fertilizer from storage containers into mobile containers shall be curbed and paved with asphalt, concrete or other similar material approved by the secretary or be otherwise adequately designed to contain and allow recovery of any discharged fertilizer materials resulting from loading or unloading fertilizer materials or rinsates resulting from the cleaning of fertilizer application equipment.

(2) Each area or pad shall be sufficient to hold the entire mobile container during loading or unloading. This pad shall be designed, constructed and maintained to handle all reasonably foreseeable loading conditions to which it is exposed. Cracks and seams shall be kept sealed.

(3) Each area or pad shall be designed to prevent accumulation and overflow resulting from precipitation.

(4) Any cleaning at the storage facility of equipment used to apply fertilizer or fertilizer materials shall be cleaned upon a loading pad or area described in subsections (1), (2) and (3) of this section.

(5) Each facility where 125 tons or more of liquid fertilizer or 25 tons or more of dry fertilizer are received into or transferred out of one or more storage containers located at the facility during any period of 365 consecutive days shall have at least one loading pad or area which complies with the provisions of this regulation.

(b) Catch basins.

(1) The curbed and paved surface of the loading pad or area shall form or drain into a liquid-tight catch basin.

If the curbed and paved surface of the loading pad or area drains to a sump, the catch basin may include the sump and an above-ground container if a pump is installed which transfers the contents of the sump into the above-ground container.

(2) The curbed surface and catch basin shall be of adequate design and size to contain a combined total of 110% of the largest volume of fertilizer or fertilizer material to be loaded or unloaded or 5,500 gallons of fluid whichever is greater and a minimum of 2,000 gallons of discharged fluid.

(d) Protection of containers and appurtenances. Each storage container and appurtenance, including pipes, shall be protected against any reasonably foreseeable risk of damage by trucks and other moving vehicles engaged in the loading or unloading of bulk fertilizer.

(e) Exceptions.

(1) This regulation shall not apply to the unloading of fertilizer or fertilizer materials from a mobile container into an application device at the site where the fertilizer is to be applied.

(2) In lieu of the requirements of paragraphs (a) and (b) of this regulation, a portable pad or device which provides confinement and allows recovery of fertilizer leaks, spills or other discharged fertilizer and which has been approved by the secretary may be used during the loading and unloading of fertilizer from rail cars.

(3) This regulation shall not apply to the unloading of rail cars directly into a permanent riser or manifold system which has been approved by the secretary as part of storage facility which complies with the requirements of K.A.R. 4-4-900 et seq.

(4) This regulation shall not apply to any storage facility through which a volume of less than 125 tons of liquid fertilizer or less than 25 tons of dry fertilizer is sold or transferred in any period of 365 consecutive days.

(f) Inspection and maintenance.

(1) The operator of every storage facility shall routinely inspect and maintain loading pads and catch basins. These inspections shall be conducted on a regularly scheduled basis at least monthly.

(2) The operator of a storage facility shall make a written record of each inspection and each major maintenance or repair on the day of the inspection, maintenance or repair. Inspection and maintenance records shall be kept at the storage site or at the nearest local office from which the storage site and operational area is administered.

(3) For the purposes of this regulation, major maintenance or repair means any repair or maintenance which requires taking the pump appurtenance or storage container affected out of service. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-912. Abandoned containers.** (a) Each storage container and other container used at a storage facility to hold fluid bulk fertilizer or fertilizer rinsate shall be deemed abandoned if:

(1) it has been out of service for more than six consecutive months because of a weakness or leak;

(2) or it has been out of service for any reason other than nonuse for more than two consecutive years.

(b) Each abandoned underground container, including

each abandoned underground catch basin, shall be thoroughly cleaned and removed from the ground or filled with an inert solid. Each connection and vent in such a container shall be disconnected and sealed. A record of the catch basin size, location, and method of closing shall be maintained at the storage facility as provided in K.A.R. 4-4-921.

(c) Each abandoned aboveground container shall be thoroughly cleaned. All hatches on each such container shall be closed, and all valves or connections shall be closed and sealed.

(d) A secondary containment facility shall not be deemed abandoned merely because there have been no discharges into it.

(e) Prior to placing an abandoned container back into service, the container shall have been inspected for compliance with the provisions of K.A.R. 4-4-900 et seq.

(f) For each tank which will remain unused for a period of at least two years, the owner of a fertilizer storage facility shall notify the secretary of the date when the tank is taken out of service and the date it is returned to service.

(g) All records required to be kept pursuant to this regulation shall be made available to the secretary as specified in K.A.R. 4-4-921. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-920. Storage and handling of dry bulk fertilizer.**

(a) Dry fertilizer materials shall be stored and handled in a manner which prevents pollution of groundwater by minimizing losses of the dry fertilizer or dry fertilizer materials to the air, surface water, groundwater, or subsoil.

(b) Non-fluid fertilizer or fertilizer materials shall be stored inside a properly designed structure or device with a cover or roof top, sidewalls and base sufficient to prevent fertilizer contact with precipitation and surface waters. Floors and sidewalls shall be strong enough to support the weight of the fertilizer being stored.

(c) All loading, unloading, mixing and handling of dry fertilizer, unless performed in the field where applied, shall be done using a containment method, device, or structure, which is of a size and design that will contain the fertilizer and can be operated to minimize emission of dust, vapors or both beyond the facility boundaries. Any collected materials shall be applied to a field at agronomic fertilizer rates or be otherwise recycled with other fertilizer mixes.

(d) Handling or work areas where any dry fertilizer is stored, loaded, unloaded or handled shall be constructed of concrete, asphalt or other material that is sealed with a product approved by the secretary to maintain a permeability rate at least equivalent to that of concrete or asphalt.

(e) Conveyors and augers shall be equipped with dust control boots or socks.

(f) Roof and surface runoff water shall be diverted away from the fertilizer buildings or loading area by use of grading or other means of water diversion.

(g) Railside unloading areas shall have a large enough area, including the area between the rails, surfaced with concrete or asphalt to provide for sufficient clean-up of

all spilled fertilizer materials. As an alternative, a portable device approved by the secretary may be used if the user demonstrates that all spilled materials can be controlled and contained by the device.

(h) All doors shall be locked when facility is not in use.

(i) Mixing and blending devices shall be covered with a suitable roof or otherwise be suitably designed and installed to prevent rain, sleet, snow or hail from coming into contact with the dry fertilizer.

(k) The name of the storage facility and the name and telephone number of individuals who may be contacted in case of emergency shall be posted on the storage facility using letters not less than two inches high.

(l) Buildings used to store dry fertilizer or fertilizer materials shall be marked with a general description of their contents.

(m) Handling or working areas where dry fertilizers are stored, loaded, unloaded or handled shall be cleaned daily after use. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-921. Record keeping.** (a) Records required to be maintained. Each of the following records shall be prepared by the operator of the storage facility and kept at the storage facility affected, or at the nearest local office from which the storage facility is administered.

(1) A record shall be completed on the day of discovery of all discharges of either 1,000 pounds or more of dry fertilizer outside the handling or working area or 100 gallons or more of liquid fertilizer into the secondary containment structure or area or any other portion of the storage facility including:

- (A) the date and time of discharge, if known;
- (B) the type of fluid or dry bulk fertilizer discharged;
- (C) the volume of the discharged fertilizer;
- (D) the cause of the discharge;
- (E) the action taken, if any, to control or recover the discharged fertilizer; and

(F) the method of use or disposal of any recovered discharge. Updates of this record shall be made promptly showing the measures taken to control, recover, use or dispose of the discharge.

(2) An inventory record shall be kept of each fertilizer product.

(3) Any difference between the volume of each fertilizer product as shown in the inventory and the volume as measured which exceeds one per cent for a liquid fertilizer product or two per cent for a dry fertilizer product shall be reported to the secretary within three working days.

(4) A semi-annual inventory reconciliation shall be made at the end of June and December each year which shows the amount of fluid and dry bulk fertilizer which has been lost or unaccounted for from each storage container.

(5) Any difference between the volume of each fertilizer product as shown in the inventory and the volume as shown in the preceding inventory reconciliation which exceeds one per cent of the current inventory for each liquid fertilizer product or two per cent of the current inventory for each dry fertilizer product shall be reported to the secretary within three working days.

(6) A record shall be kept of the dates storage con-

(continued)

tainers, appurtenances, operational area containment facilities, and secondary containment facilities were inspected and what maintenance or repairs, if any, were made.

(7) A record shall be kept listing the size and location of each abandoned storage container, if any.

(b) Period required for maintenance of records.

(1) Except as provided in subparagraph (b)(2), the records required by paragraph (a) shall be maintained for at least 5 years.

(2) Records required under subparagraph (a)(7) of this regulation shall be maintained as permanent records.

(3) Except for records required by paragraph (a), all other records required by K.A.R. 4-4-900 et seq. shall be maintained for at least 3 years.

(c) All records shall be available for inspection and copying by the secretary. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-922. Discharge response plan.** (a) The operator of each storage facility shall prepare a written discharge response plan for the storage facility. This plan shall include:

(1) the name and telephone number of each person or agency which is to be contacted in the event of a discharge, including any persons responsible for the stored fertilizer;

(2) a complete copy of the storage container labeling required by K.A.R. 4-4-909 for each bulk fertilizer stored and the labeling required under K.S.A. 2-1201 et seq. for each fertilizer stored;

(3) identification, by location, of each storage container and the type of bulk fertilizer stored in it;

(4) the procedures to be used in controlling and recovering, or otherwise responding to a discharge for each type of bulk fertilizer stored at the facility; and

(5) the procedures for using or disposing of a recovered discharge.

(b) The operator shall keep the discharge response plan current at all times and shall update it at least annually.

(c) A copy of the discharge response plan shall be kept readily available at both the storage facility and the nearest local office from which the storage facility is administered.

(d) The operator of the storage facility shall provide a current copy of the plan to the local fire and police departments and the secretary.

(e) As an alternative, any environmental response plan or other plan which has been prepared to meet the requirements of another law or regulation, either state or federal, which contains the information required by this regulation may be accepted by the secretary. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-923. Existing storage tanks which have a capacity of 100,000 gallons or more.** (a) Liquid fertilizer storage containers with a capacity of 100,000 gallons or more shall be located within a diked containment area designed to allow the containment and recovery of any discharged fertilizer material.

(b) The surface supporting the storage container shall be elevated above the surrounding surface of the con-

tainment area so that the lowest point of the storage container shall be at least six inches above the surrounding surface of the containment area to permit visual identification of any leaks which may develop in the floor of the storage container. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-924. Storage tanks which have a capacity of 100,000 gallons or more; new construction.** (a) This regulation shall apply to all storage containers with a capacity of 100,000 gallons or more which are constructed or placed in service on or after the effective date of this regulation.

(b) Liquid fertilizer storage containers with a capacity of 100,000 gallons or more shall be:

(1) located within a diked containment area designed to allow the containment and recovery of any discharged fertilizer material; and

(2) placed on a surface which has been sealed with asphalt, concrete, attapulgite clay, sodium bentonite, or other material approved by the secretary.

(c) The bottom surface of the storage container shall be elevated above the surrounding surface of the containment area so that the lowest point of the storage container shall be at least six inches above the sealed surface to permit installation of a leak detection system.

(d) The leak detection system shall consist of:

(1) three or more perforated pipes or tile which shall:

(A) be placed on the sealed surface and below the storage container;

(B) be placed parallel to each other on not more than 10 foot centers; and

(C) extend to the outer edge of both sides of the tank; or

(2) any other leak detection system approved by the secretary.

(e) Each storage container shall be located in a secondary containment area which has been designed to permit both visual and sampling access to the leak detection system described in paragraph (d) of this regulation. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-931. Diked secondary containment of bulk fertilizer; general requirements.** (a) Primary containment of liquid bulk fertilizer shall be located within a diked area constructed with a base, perimeter wall and sloped floor drain, except as provided K.A.R. 4-4-934.

(b) Adjoining secondary containment areas may share common walls.

(c) The diked area shall be separate from a secondary containment area for pesticides or other materials and used only for containment of primary storage of fluid bulk fertilizer.

(d) The diked area for secondary containment of storage facilities shall be able to contain, below the height of the dike, at least 110% of the capacity of the largest storage container plus the volume displaced by all other storage containers, fixtures, and materials located within the diked area.

(e) All pumps used for handling liquid fertilizer shall be located within the secondary containment structure or area.

(f) Except where used as a method of monitoring a

secondary containment system, drainage within or underlying the area to be diked shall be eliminated.

(g) This regulation shall apply to:

(1) each storage facility in existence on the effective date of this regulation which has a total storage capacity of 5,000 gallons or more;

(2) each storage facility in existence on the effective date of this regulation which has a total storage capacity of 2,000 gallons or more and less than 5,000 gallons where 125 tons or more of liquid fertilizer is received into or transferred out of one or more storage containers located at the storage facility during any period of 365 consecutive days; and

(3) each storage facility which was not in existence on the effective date of this regulation and which has a total storage capacity of 2,000 gallons or more. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-932. Diking requirements; walls.** (a) The walls of each secondary containment facility shall be constructed of earth, steel, concrete, solid masonry or any other material approved by the secretary, and be designed to withstand a full hydrostatic head of any discharged fluid and weight load of material used in construction.

(b) All cracks, joints, and seams shall be sealed to prevent leakage.

(c) Walls constructed of earth or other permeable materials shall be lined as provided in K.A.R. 4-4-933.

(d) Earthen walls shall have a horizontal-to-vertical slope of at least three to one, unless a steeper slope is consistent with good engineering practice, and shall be packed and protected from erosion. An exterior slope of 30 degrees or less shall be protected with grass or crushed stone. Slopes greater than 30 degrees and all interior slopes shall be protected with flat road stone or a similar crushed stone material.

(e) Walls shall not exceed six feet in height above interior grade unless provisions are made for normal access, necessary emergency access to tanks, valves and other equipment, and safe exit from the secondary containment facility.

(f) Walls constructed of concrete or solid masonry shall rest upon a floating base of concrete prepared as required in K.A.R. 4-4-933 or upon suitable concrete footings which extend below the average frost depth to provide structural integrity. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-933. Dike requirements; lining.** (a) General requirement. The base of a secondary containment facility, and any earthen walls of the facility shall be lined with asphalt, concrete, an approved synthetic liner, a clay soil liner, or other product approved by the secretary, designed to limit permeability of the base and walls. Liners shall meet the requirements of this regulation.

(b) Asphalt or concrete liners. Asphalt or concrete liners shall be designed, according to good engineering practices, to withstand any foreseeable loading conditions, including a full hydrostatic head of discharged fluid and static loads of storage containers, including appurtenances, equipment, and contents. Cracks and seams shall be sealed to prevent leakage.

(c) Synthetic liners.

(1) All synthetic liners and installation plans shall be approved by the secretary. Until the manufacturer of the synthetic liner provides the secretary with a written confirmation of compatibility and a written estimate of the life of the liner, no approval shall be given.

(2) Synthetic liners shall not react either chemically or electrolytically with the materials being stored within the storage facility.

(3) Synthetic liners shall be installed according to the manufacturer's specifications. All field constructed seams shall be tested and repaired, if necessary, in accordance with the manufacturer's recommendations.

(d) Clay soil liners. The surface soil, including the berm of an earthen dike and 10 feet beyond the berm, shall be sealed with a sealing agent such as sodium bentonite, attapulgite clay or a similar clay material approved by the secretary. The liner shall be constructed in accordance with reliable civil engineering recommendations to establish a barrier layer which will maintain a water level up to the working height of the containment structure for 72 hours, or a clay application which results in a downward water movement of not greater than one-half of an inch per 24 hour period. The floor of the containment area shall be protected with a layer of gravel, sand, earth or crushed stone at least six inches thick placed on top of the clay liner.

(e) Exceptions.

(1) A liner need not be installed directly under a storage container with a capacity of 100,000 gallons or more that has been constructed on site and put into use prior to the effective date of this regulation if all of the following conditions are met:

(A) A second bottom made of steel is constructed for the storage container, placed over the original bottom, and topped with a layer of smooth, fine gravel or coarse sand at least six inches thick;

(B) the original bottom of the storage container is tested for leaks before the sand layer or second bottom, as described in (A) are installed; and

(C) the newly constructed bottom is tested for leaks before any fluid fertilizer is stored in the storage container;

(D) records of the tests described in (B) and (C) are kept on file at the storage facility, or at the nearest local office from which the storage facility is administered; and

(E) a method to readily detect leaks from the newly constructed bottom into the sand layer is in place.

(2) The secondary containment requirements in this regulation shall not apply to rail cars which are periodically removed from the storage facility. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-934. Use of elephant rings in lieu of a diked containment area.** (a) Individual storage containers may be contained within an elephant ring as an alternative to a diked containment area. The elephant ring shall serve as a second containing wall in the event that the primary storage container develops a leak. The elephant ring shall be designed and installed to withstand a full hydrostatic head from the fluid stored in the enclosed primary storage

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container and all other stresses reasonably foreseeable from secondary containment of stored fertilizer.

(b) Both the primary storage container and the elephant ring shall be fabricated of materials compatible with each other and which do not react either chemically or electrolytically the fertilizer being stored. Use of any combination of metals or other materials which contribute to chemical or electrolytic corrosion is prohibited.

(c) The height of the elephant ring wall shall not exceed six feet. The volume contained within the secondary storage walls up to the working height of the elephant ring shall be sufficient to contain a volume of 110% of the volume contained in the primary storage container plus the volume displaced by the footings of any equipment such as pumps, meter or other devices, placed within the secondary containment vessel.

(d) The elephant ring shall be free of leaks and structural defects. The base of the elephant ring shall be protected from corrosion, both from inside and outside, and underlain:

- (1) by a concrete pad; or
- (2) with eight inches of compacted gravel beneath four inches of compacted sand; or
- (3) as recommended by the manufacturer of the elephant ring and approved by the secretary.

(e) All piping connections to the primary storage container shall be made over the wall of the elephant ring and adequately supported and braced. Pumps and other fixtures, if located within the elephant ring containment structure, shall be placed on an elevated platform.

(f) Accumulations of storm water and other material shall be pumped over the wall of the elephant ring by a sump pump within the secondary container, or by an exterior pump, and disposed of according to K.A.R. 4-4-935.

(g) Inspection and maintenance of the primary storage container and of the elephant ring shall be conducted as required by K.A.R. 4-4-920, and records of inspections and maintenance shall be made and maintained as required by K.A.R. 4-4-921. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-935. Drainage from contained areas within dikes.** (a) Earthen or prefabricated diked area. An earthen or prefabricated diked area shall not have a relief outlet and valve. The base shall slope to a collecting spot where storm water can be discharged by pump over the berm for use in the blending process or for proper disposal in accordance with local requirements for disposal of storm water.

(b) Asphalt or concrete lined areas.

(1) An asphalt or concrete lined area shall have a recessed catch drain running through the center of the base or a sump as provided for in K.A.R. 4-4-936.

(2) The catch drain shall be at least six inches deep and 12 inches wide with an open grate cover.

(3) The asphalt or concrete slab located beneath the catch drain shall be at least the same thickness below and to the sides of the drain as the base is throughout the contained area and comply with K.A.R. 4-4-933.

(4) The asphalt or concrete base shall slope to the drain,

and the drain shall slope to a discharge valve at the edge of the dike.

(5) The discharge valve shall be closed and secured except when used as permitted by K.A.R. 4-4-905.

(6) The discharge valve shall drain to an underground concrete sump. A self-priming recovery pump shall be used to move all materials from the sump to alternate storage. The sump tank shall not be used as a permanent storage container. It shall be pumped periodically to remove any water, fertilizer material or both which it collects.

(7) Precipitation may be used for make-up water in fertilizer mixes or disposed of in accordance with local requirements if it is compatible with fertilizer materials being handled at the storage facility.

(c) Other areas.

(1) Earthen areas which are not lined with asphalt or concrete shall be lined with a synthetic liner approved by the secretary.

(2) Earthen areas lined with a synthetic liner shall be constructed as required in subsections (1) through (7) inclusive of section (b) of this regulation. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-936. Alternative to a recessed catch drain in containment areas.** A sump may be located within the diked or secondary containment area as an alternative to the recessed catch drain if:

(a) the sump construction conforms to the thickness specifications for the remainder of the containment base;

(b) the sump is drained over the wall of the containment structure by means of a pump;

(c) no valve is plumbed into the sump unless the sump has a permanent catchment system as described in K.A.R. 4-4-911; and

(d) materials removed from the sump are disposed of in a manner consistent with K.A.R. 4-4-935. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-937. Inspection and maintenance requirements; secondary containment.** (a) Every secondary containment area, structure or device shall be inspected by the operator of the storage facility at least every six months and be maintained as necessary to assure compliance with these regulations.

(b) The operator shall make a written record of all inspections and maintenance on the day of the inspection or maintenance which shall be kept at the storage facility or at the nearest local office from which the storage facility is administered.

(c) All secondary containment areas, structures and devices shall be kept free of debris and foreign matter. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-950. Time frames for submission of initial diagram or plans.** (a) Within one year after the effective date of this regulation, the owner of each existing or proposed storage facility shall submit a diagram or plans of the storage facility containing the following information:

(1) the location and size of each storage container;

(2) the drainage pattern of the storage facility;



- (3) any source of drinking water within the facility, if any;
- (4) any source of ground or surface water within 1320 feet of the storage facility, if any;
- (5) any tank or other container used for the storage of petroleum products within the storage facility, if any;
- (6) the location of each pump, pipe or other appurtenance used in the storage or transfer of fertilizer within the storage facility, if any;
- (7) the location of each pad used for the loading of bulk fertilizer, if any; and
- (8) the location of the storage facility for the dry fertilizer, if any;
- (9) the standards and specifications for the construction of the storage facility for dry fertilizer, if any;
- (10) the size and location of each proposed secondary containment structure to be located within the storage facility to comply with the requirements of K.A.R. 4-4-900 et seq.;
- (11) the size and location of each proposed loading pad or area to be located within the storage facility to comply with the requirements of K.A.R. 4-4-900 et seq.; and
- (12) any other information required by the secretary.
- (b) The diagram shall be drawn to an appropriate scale which permits all required information to be shown and be easily readable without magnification. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-951. Requirements for plans and specifications.**

- (a) Whenever a storage facility is constructed or extensively remodeled or an existing structure is converted to use as a storage facility, properly prepared plans and specifications for the construction, remodeling or conversion shall be submitted by the owner of the storage facility to the secretary for review and approval before construction, remodeling or conversion is begun.
- (b) The plans and specifications shall include the proposed layout, mechanical plans, construction materials, work areas, and type of equipment to be fixed and facilities which will be remodeled, converted or constructed.
- (c) The plans shall also contain the information required by K.A.R. 4-4-950.
- (d) Any person, after submitting the plans required by this regulation, shall be given a time period not exceeding six months by the secretary in which to resubmit the plans with any corrections or additions required by the secretary.
- (e) Upon approval of the plans by the secretary, the owner of the fertilizer storage facility shall be given a time period in which to complete any changes, corrections or additional construction at the storage facility as contained in the approved plans. The time period shall not exceed two years for the construction of loading pads and shall not exceed three years for the construction or installation of dikes or secondary containment facilities. Time periods shall run from the date the plans are approved.

(f) The secretary may grant additional time for construction or installation of storage containers, structures, dikes, or other equipment for good cause upon receipt of a written request. Such request shall state the reason

for the additional time and the amount of additional time needed. The request may be granted if the request was made in good faith and the circumstances underlying the request were beyond the control of applicant. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-952. Time frames for construction; liquid fertilizer storage facilities.** (a) Within three years after approval of construction plans by the secretary, the owner of each storage facility shall complete construction or installation of secondary containment facilities required by K.A.R. 4-4-900 et seq.

(b) Within two years after approval of construction plans by the secretary, the owner of each storage facility shall complete construction or installation of loading and unloading pads required by K.A.R. 4-4-900 et seq.

(c) The secretary may grant additional time for construction or installation of storage containers, structures, dikes, or other equipment for good cause upon receipt of a written request. Such request shall state the reason for the additional time and the amount of additional time needed. The request may be granted if the request was made in good faith and the circumstances underlying the request were beyond the control of applicant. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-953. Time frames for construction plans; dry fertilizer.** (a) Within three years after approval of construction plans by the secretary, the owner of each storage facility shall complete construction or installation of secondary containment facilities required by K.A.R. 4-4-900 et seq.

(b) Within two years after approval of construction plans by the secretary, the owner of each storage facility shall complete construction or installation of loading and unloading pads required by K.A.R. 4-4-900 et seq.

(c) The secretary may grant additional time for construction or installation of storage containers, structures, dikes, or other equipment for good cause upon receipt of a written request. Such request shall state the reason for the additional time and the amount of additional time needed. The request may be granted if the request was made in good faith and the circumstances underlying the request were beyond the control of applicant. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**4-4-954. Fertilizer discharge report requirement.** Any discharge of either 1000 pounds or more of dry fertilizer outside the handling or working area or 100 gallons or more of liquid fertilizer into the secondary containment structure or area or any other portion of the storage facility shall be reported to the secretary within 48 hours. (Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

**Article 7.—MILK AND DAIRY PRODUCTS**

**4-7-1.** (Authorized by K.S.A. 1965 Supp. 75-1401; effective Jan. 1, 1966; revoked Jan. 14, 1991.)

(continued)

**4-7-2. Health of herd.** (a) All upgraded raw milk shall be from herds, and additions thereto, that comply with the requirements of Sec. (D)(1) of "milk for manufacturing purposes and its production and processing" as adopted by reference in K.A.R. 4-7-213.

(b) Milk and cream from cows affected with mastitis or containing residues of drugs used in treatment of mastitis shall not be sold. (Authorized by K.S.A. 75-1401 and L. 1990, Ch. 219, Sec. 17; implementing K.S.A. 65-701 as amended by L. 1990, Ch. 219, Sec. 1; effective Jan. 1, 1966; amended Jan. 14, 1991.)

**4-7-4. Handling requirements.** (a) Cooling. All milk must be cooled to 45° F. or less within one hour after milking and maintained at such temperatures until delivered to the consumer.

(b) Containers. All containers shall be stored in a sanitary place and manner and protected from possible contamination. All bottles, cans and other multiuse containers shall be thoroughly washed and sanitized before each usage. (Authorized by K.S.A. 75-1401 and L. 1990, Ch. 219, Sec. 17; implementing K.S.A. 65-701 as amended by L. 1990, Ch. 219, Sec. 1; effective Jan. 1, 1966; amended Jan. 14, 1991.)

**4-7-5.** (Authorized by K.S.A. 1965 Supp. 75-1401; effective Jan. 1, 1966; revoked Jan. 14, 1991.)

**4-7-7.** (Authorized by K.S.A. 1965 Supp. 75-1401; effective Jan. 1, 1966; revoked Jan. 14, 1991.)

**4-7-213. Adoption by reference.** Except for sections 1 through 6, inclusive of subpart A, the definitions found in subparagraphs (a), (b), (t) and (u) of section 2 of subpart B, and sections 2.1 through 2.6, inclusive, of subpart F, in the United States department of agriculture recommended requirements regarding "milk for manufacturing purposes and its production and processing," as published in the federal register on April 7, 1972, and revised on August 27, 1985, are hereby adopted by reference. Copies of the pertinent portions of this regulation shall be available from the inspections division of the state board of agriculture. (Authorized by K.S.A. 75-1401 and L. 1990, Ch. 219, Sec. 17; implementing K.S.A. 65-701 as amended by L. 1990, Ch. 219, Sec. 1 and L. 1990 Ch. 219, Sec. 17; effective E-81-24, Aug. 27, 1981; effective May 1, 1981; amended May 1, 1986; amended T-87-21, Aug. 21, 1986; amended May 1, 1987; amended Jan. 14, 1991.)

**4-7-214. Additional definitions.** (a) All references to "the act" or "act" in the United States department of agriculture recommended requirements regarding milk for manufacturing purposes and its production and processing, as published in the federal register on April 7, 1972, adopted by reference in K.A.R. 4-7-213, shall mean K.S.A. 65-702 et seq.

(b) All references to "regulatory agency" in the United States department of agriculture recommended requirements regarding milk for manufacturing purposes and its production and processing as published in the federal register on April 7, 1972, adopted by reference in K.A.R. 4-7-213 shall mean the Kansas dairy commissioner or the commissioner's authorized representative.

(c) All references to "official methods" in the United

States department of agriculture recommended requirements regarding milk for manufacturing purposes and its production and processing as published in the federal register on April 7, 1972, adopted by reference in K.A.R. 4-7-213, shall mean the edition of the official methods of analysis of the association of official agricultural chemists, adopted by reference in K.A.R. 4-7-720.

(d) All references to "standard methods" in the United States department of agriculture recommended requirements regarding milk for manufacturing purposes and its production and processing, as published in the federal register on April 7, 1972, adopted by reference in K.A.R. 4-7-213, shall mean the edition of "Standard methods for the examination of dairy products," adopted by reference in K.A.R. 4-7-720.

(e) All references to any "form" in the United States department of agriculture recommended requirements regarding milk for manufacturing purposes and its production and processing, as published in the federal register on April 7, 1972, adopted by reference in K.A.R. 4-7-213, shall mean a form supplied by the dairy commissioner. (Authorized by K.S.A. 75-1401 and L. 1990, Ch. 219, Sec. 17; implementing K.S.A. 65-701 as amended by L. 1990, Ch. 219, Sec. 1 and L. 1990, Ch. 219, Sec. 17; effective, E-81-24, Aug. 27, 1981; effective May 1, 1981; amended Jan. 14, 1991.)

**4-7-215. Insertions.** Any blanks of the form "(date)" in the United States Department of Agriculture recommended requirements regarding milk for manufacturing purposes and its production and processing as published in the federal register on April 7, 1972, adopted by reference in K.A.R. 4-7-213 shall be completed by the insertion of the date upon which K.A.R. 4-7-213 becomes effective as a temporary regulation. (Authorized by K.S.A. 75-1401 and L. 1990, Ch. 219, Sec. 17; implementing K.S.A. 65-701 as amended by L. 1990, Ch. 219, Sec. 1 and L. 1990 Ch. 219, Sec. 17; effective, E-81-24, Aug. 27, 1981; effective May 1, 1981; amended Jan. 14, 1991.)

**4-7-300 to 4-7-301.** (Authorized by K.S.A. 1965 Supp. 75-1401; effective Jan. 1, 1966; revoked Jan. 14, 1991.)

**4-7-302.** (Authorized by K.S.A. 75-1401; effective Jan. 1, 1966; revoked Jan. 14, 1991.)

**4-7-303 to 4-7-306.** (Authorized by K.S.A. 1965 Supp. 75-1401; effective Jan. 1, 1966; revoked Jan. 14, 1991.)

**4-7-400 to 4-7-405.** (Authorized by K.S.A. 1965 Supp. 75-1401; effective Jan. 1, 1966; revoked Jan. 14, 1991.)

**4-7-406.** (Authorized by K.S.A. 75-1401; effective Jan. 1, 1966; amended Jan. 1, 1972; revoked Jan. 14, 1991.)

**4-7-407.** (Authorized by K.S.A. 1965 Supp. 75-1401; effective Jan. 1, 1966; revoked Jan. 14, 1991.)

**4-7-509.** (Authorized by K.S.A. 1965 Supp. 75-1401; effective Jan. 1, 1966; revoked Jan. 14, 1991.)

**4-7-700.** (Authorized by K.S.A. 1979 Supp. 65-737a; effective July 1, 1970; amended May 1, 1980; revoked Jan. 14, 1991.)

**4-7-702.** (Authorized by K.S.A. 1967 Supp. 65-737a; effective July 1, 1970; revoked Jan. 14, 1991.)

**4-7-709.** (Authorized by K.S.A. 1967 Supp. 65-737a; effective July 1, 1970; revoked Jan. 14, 1991.)

**4-7-715. Enforcement.** K.A.R. 4-7-715 through 4-7-722 inclusive shall be enforced by the state board of agriculture and its authorized representatives in accordance with the corresponding provisions as contained in the grade A pasteurized milk ordinance adopted by reference in K.A.R. 4-7-716, a copy of which shall be on file in the office of the dairy commissioner. Where the mandatory compliance with provisions of the appendixes is specified, such provisions shall be deemed a requirement of these regulations. (Authorized and implementing by K.S.A. 65-737a as amended by L. 1990, Ch. 220, Sec. 3; effective July 1, 1970; amended May 1, 1980; amended May 1, 1983; amended Jan. 14, 1991.)

**4-7-716. Adoption by reference.** (a) Except for sections 1(X), 2, 9, 15, 16, 17, and 18, the grade A pasteurized milk ordinance recommended for adoption and contained in the 1985 revision of the 1978 "recommendations of the public health service and the food and drug administration," as amended effective October 1, 1989, is hereby adopted by reference. Copies of the pertinent portions of the material adopted by reference shall be available from the inspections division of the Kansas state board of agriculture. (Authorized by and implementing K.S.A. 65-737a as amended by L. 1990, Ch. 220, Sec. 3; effective May 1, 1980; amended May 1, 1983; amended May 1, 1986; amended Dec. 26, 1988; amended Jan. 14, 1991.)

**4-7-717. Additional definitions.** (a) All references to "this ordinance" in the grade A pasteurized milk ordinance adopted by reference in K.A.R. 4-7-716 shall mean K.A.R. 4-7-716.

(b) All references to "regulatory agency" in the grade A pasteurized milk ordinance adopted by reference in K.A.R. 4-7-716 shall mean the Kansas dairy commissioner or his authorized representative.

(c) All references to "jurisdiction" in the grade A pasteurized milk ordinance adopted by reference in K.A.R. 4-7-716 shall mean the state of Kansas.

(d) Cottage cheese means the product defined in title 21, section 133.128 of the April 1, 1990 revision of the code of federal regulations. Grading of this produce shall be optional.

(e) Dry curd cottage cheese means the product defined in title 21, section 133.129 of the April 1, 1990 revision of the code of federal regulations. Grading of this product shall be optional.

(f) Low fat cottage cheese means the product defined in title 21, section 133.131 of the April 1, 1990 revision of the code of federal regulations. Grading of this product shall be optional.

(g) All references to the "standard methods for the examination of dairy products of the American public health association" in the grade A pasteurized milk ordinance adopted by reference in K.A.R. 4-7-716 shall mean the edition adopted by reference in K.A.R. 4-7-722.

(h) All references to the "official method of analysis of the association of official analytic chemists" in the grade

A pasteurized milk ordinance adopted by reference in K.A.R. 4-7-716 shall mean the edition adopted by reference in K.A.R. 4-7-722. (Authorized by and implementing K.S.A. 65-737a as amended by L. 1990, Ch. 220, Sec. 3; effective May 1, 1980; amended Jan. 14, 1991.)

**4-7-718. Insertions.** Any blanks in the grade A pasteurized milk ordinance adopted by reference in K.A.R. 4-7-716 of the form "\_\_\_\_1" or "\_\_\_\_1" of \_\_\_\_1" shall be completed by insertion of the language "Kansas" or "state of Kansas" whichever is appropriate. (Authorized by and implementing K.S.A. 65-737a as amended by L. 1990, Ch. 220, Sec. 3; effective May 1, 1980; amended Jan. 14, 1991.)

**4-7-719. Additions.** (a) In item 13p appearing in section 7 of the grade A pasteurized milk ordinance adopted by reference in K.A.R. 4-7-716, the following language shall be inserted between the word "use" and the final period: if cottage cheese, cheese dressing, or cheese ingredients may be transported by other methods which protect the product from contamination."

(b) In item 18p appearing in section 7 of the grade A pasteurized milk ordinance adopted by reference in K.A.R. 4-7-716 the following language shall be inserted between the word "equipment" and the final period: "if cottage cheese, dry curd cottage cheese, and lowfat cottage cheese may be transported in sealed containers in a protected sanitary manner from one plant to another for creaming or packaging or both." (Authorized by and implementing K.S.A. 65-737a as amended by L. 1990, Ch. 220, Sec. 3; effective May 1, 1980; amended Jan. 14, 1991.)

**4-7-720. Testing and sampling procedures.** All sampling procedures and laboratory examinations required by the grade A pasteurized milk ordinance adopted by reference in K.A.R. 4-7-716 shall be done in substantial compliance with the 15th edition of "standard methods for the examination of dairy products," a publication of the American public health association, 1790 Broadway, New York, N.Y., which is hereby adopted by reference, and the 15th edition of the "official methods of analysis of the association of official analytical chemists," a publication of the association of official analytical chemists, Box 540, Benjamin Franklin Station, Washington, D.C., which is hereby adopted by reference. Copies of the pertinent portions of the material adopted by reference shall be available from the inspections division of the Kansas state board of agriculture. (Authorized by and implementing K.S.A. 65-737a as amended by L. 1990, Ch. 220, Sec. 3; effective Jan. 14, 1991.)

**4-7-721. Single service containers and closures for milk and milk products.** Single service containers and closures for milk and milk products shall be manufactured and handled according to the United States department of health and human services publication entitled "fabrication of single service containers and closures for milk and milk products" as revised in 1985, which is hereby adopted by reference. (Authorized by and implementing K.S.A. 65-737a as amended by L. 1990, Ch. 220, Sec. 3; effective Jan. 14, 1991.)

**4-7-722. Grade A dry milk and whey products.** (a)  
(continued)

Grade A dry milk and whey products shall be manufactured and handled according to the provisions of the "grade A condensed and dry milk products and condensed and dry whey" as published in supplement I to the grade A pasteurized milk ordinance 1978 recommendations which is hereby adopted by reference. (Authorized by and implementing K.S.A. 65-737a as amended by L. 1990, Ch. 220, Sec. 3; effective Jan. 14, 1991.)

**4-7-1000. Milk hauler license.** (a) Each milk hauler shall sample, weigh, handle and transport milk or cream samples in accordance with both the "standard methods for examination of dairy products" and the "official methods of analysis of the association of analytical chemists" adopted by reference in K.A.R. 4-7-720 and in accordance with the provisions of the grade A pasteurized milk ordinance and its amendments adopted by reference in K.A.R. 4-7-716.

(b) Prior to the initial issuance of the milk hauler license, each applicant shall pass a written examination regarding the proper procedures for sampling, testing, and weighing milk or cream and the state laws, rules and regulations pertaining to milk and dairy products.

(c) Each milk hauler license shall be renewed when the applicant pays the required fees and attends renewal training provided by the dairy commissioner at least once during any three consecutive licensing periods. (Author-

ized by L. 1990, Ch. 219, Sec. 17; implementing K.S.A. 65-704 as amended by L. 1990, Ch. 219, Sec. 4; effective Jan. 14, 1991.)

**4-7-1001. Milk tester license.** (a) Each milk tester shall determine the milkfat content of milk or cream for payment purposes in accordance with the "standard methods for examination of dairy products" and the "official methods of analysis of the association of analytical chemists" adopted in reference in K.A.R. 4-7-720 and in accordance with the provisions of the grade A pasteurized milk ordinance and amendments thereto adopted by reference in K.S.A. 4-7-716.

(b) Prior to the initial issuance of the milk tester license, each applicant shall pass a written examination regarding proper procedures for sampling, testing, and weighing milk or cream and state laws, rules and regulations pertaining to milk and dairy products.

(c) Each milk tester license shall be renewed when the applicant pays the required fee. (Authorized by L. 1990, Ch. 219, Sec. 17; implementing K.S.A. 65-704 as amended by L. 1990, Ch. 219, Sec. 4; effective Jan. 14, 1991.)

Gary Hall  
Acting Secretary of Agriculture

Doc. No. 009982

**INDEX TO ADMINISTRATIVE REGULATIONS**

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 30-6-35 Revoked V. 9, p. 1280  
 30-6-38 Amended V. 9, p. 1256  
 30-6-38 Revoked V. 9, p. 1280  
 30-6-41 Amended V. 9, p. 195  
 30-6-53 Amended V. 9, p. 1256  
 30-6-53 Revoked V. 9, p. 1280  
 30-6-65 Amended V. 9, p. 1719  
 30-6-73 Amended V. 9, p. 1720  
 30-6-74 Amended V. 9, p. 195  
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 30-6-77 Revoked V. 9, p. 1280  
 30-6-79 Amended V. 9, p. 195  
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 30-6-87 Revoked V. 9, p. 1280  
 30-6-103 Amended V. 9, p. 1721  
 30-6-106 Amended V. 9, p. 1721

AGENCY 33: DEPARTMENT OF WILDLIFE AND PARKS

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 33-1-21 Revoked V. 9, p. 167  
 33-3-2 Revoked V. 9, p. 386  
 33-3-4 Revoked V. 9, p. 386

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No. Action Register  
 36-15-23 Amended V. 9, p. 1023  
 36-26-1 Amended V. 9, p. 1023

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No. Action Register  
 40-3-35 Amended V. 9, p. 1304  
 40-4-35a Amended V. 9, p. 30  
 40-4-35a Amended V. 9, p. 303  
 40-4-39 New V. 9, p. 303  
 40-7-11 Amended V. 9, p. 304  
 40-7-20a Amended V. 9, p. 1305  
 40-7-20a Amended V. 9, p. 1308  
 40-7-22 through  
 40-7-25 New V. 9, p. 304  
 40-10-2 Amended V. 9, p. 985  
 40-14-1 Amended V. 9, p. 304  
 40-14-4 Amended V. 9, p. 304

(continued)

AGENCY 44: DEPARTMENT OF CORRECTIONS

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Department of Corrections, including amendments and new rules.

AGENCY 49: DEPARTMENT OF HUMAN RESOURCES

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Department of Human Resources.

AGENCY 50: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF EMPLOYMENT

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Division of Employment.

AGENCY 60: BOARD OF NURSING

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Board of Nursing.

AGENCY 63: BOARD OF MORTUARY ARTS

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Board of Mortuary Arts.

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Board of Technical Professions.

AGENCY 67: BOARD OF HEARING AID EXAMINERS

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Board of Hearing Aid Examiners.

AGENCY 68: BOARD OF PHARMACY

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Board of Pharmacy.

AGENCY 74: BOARD OF ACCOUNTANCY

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Board of Accountancy.

AGENCY 75: CONSUMER CREDIT COMMISSIONER

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Consumer Credit Commissioner.

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Office of the Securities Commissioner.

AGENCY 82: STATE CORPORATION COMMISSION

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the State Corporation Commission.

AGENCY 84: PUBLIC EMPLOYEES RELATIONS BOARD

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Public Employees Relations Board.

AGENCY 86: REAL ESTATE COMMISSION

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Real Estate Commission.

AGENCY 88: BOARD OF REGENTS

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Board of Regents.

AGENCY 91: DEPARTMENT OF EDUCATION

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Department of Education.

AGENCY 92: DEPARTMENT OF REVENUE

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AGENCY 99: BOARD OF AGRICULTURE—DIVISION OF WEIGHTS AND MEASURES

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Board of Agriculture.

AGENCY 100: BOARD OF HEALING ARTS

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Board of Healing Arts.

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Behavioral Sciences Regulatory Board.

AGENCY 109: EMERGENCY MEDICAL SERVICES BOARD

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Emergency Medical Services Board.

AGENCY 110: DEPARTMENT OF COMMERCE

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Department of Commerce.

AGENCY 111: THE KANSAS LOTTERY

Table with 3 columns: Reg. No., Action, Register. Lists regulations for the Kansas Lottery.

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111-4-111	Amended	V. 9, p. 1366
111-4-113	Amended	V. 9, p. 1366
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AGENCY 116: STATE FAIR BOARD

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