

Kansas Register

Ron Thornburgh, Secretary of State

Vol. 14, No. 46 November 16, 1995 Pages 1541-1562

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State of Kansas

Information Network of Kansas

Notice of Meeting

The Information Network of Kansas Board of Directors will meet at 9 a.m. Monday, November 20, in the Jayhawk Room at the Eldridge Hotel, 7th and Massachusetts, Lawrence. The meeting is open to the public.

Charles R. Warren
Chairman

Doc. No. 016986

State of Kansas

Board of Emergency Medical Services

Notice of Meeting

The Board of Emergency Medical Services will meet at 9 a.m. Friday, December 1, at Pozez Education Center, Stormont-Vail Medical Center, 1500 S.W. 10th, Topeka. Agenda items include committee reports, proposed administrative regulations, use of National Registry for examinations and the annual evaluation of the administrator.

All meetings of the board are open to the public. For more information, contact the administrator at 109 S.W. 6th, Topeka, (913) 296-7296.

Bob McDanel
Administrator

Doc. No. 016985

State of Kansas

Department of Administration
Division of Architectural ServicesNotice of Commencement of
Negotiations for Engineering Services

Notice is hereby given of the commencement of negotiations for engineering design and construction administration services for the construction of a 154-foot reinforced concrete haunched span bridge, with a 24-foot roadway and approximately 1,400 feet of additional unimproved roadway located in the Milford Wildlife Area in Clay County. The estimated construction cost of the improvements is \$360,000.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (913) 233-9367.

Any questions or expressions of interest should be submitted to Gary Grimes by 5 p.m. December 1.

Thaine Hoffman, AIA
Director, Division of
Architectural Services

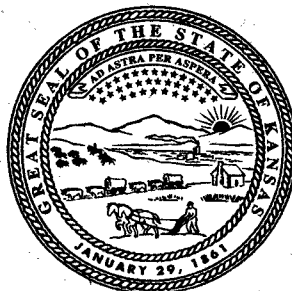
Doc. No. 017005

The Kansas Register (ISSN No. 0662-190) is an official publication of the State of Kansas, published by authority of K.S.A. 75-430. The Kansas Register is published weekly by the Kansas Secretary of State, State Capitol, Topeka, KS 66612-1594. One-year subscriptions are \$60 (Kansas residents must include \$3.69 state and local sales tax). Single copies may be purchased, if available, for \$2 each. Second class postage paid at Topeka, KS.

Postmaster. Send change of address form to Kansas Register, Secretary of State, State Capitol, Topeka, KS 66612-1594.

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PUBLISHED BY
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State of Kansas

Attorney General

Opinion No. 95-109

Automobiles and Other Vehicles—Drivers' Licenses—Persons to Whom License Not Issued; Issuance of a Class C License for Operation of a Motorized Bicycle to a Person Whose License Has Been Suspended or Revoked. Colonel Lonnie R. McCollum, Superintendent, Kansas Highway Patrol, Topeka, November 1, 1995.

K.S.A. 1994 Supp. 8-237 prohibits issuance of a license to operate a motorized bicycle to any person whose driver's license is currently suspended or revoked. Cited herein: K.S.A. 1994 Supp. 8-234a; K.S.A. 8-234b, as amended by L. 1995, ch. 190, § 1; K.S.A. 1994 Supp. 8-235; 8-237; 8-256; K.S.A. 8-1417; 8-1430; K.S.A. 1994 Supp. 8-1437; K.S.A. 40-3101; K.S.A. 1994 Supp. 79-5101. JLM

Opinion No. 95-110

Counties and County Officers—Hospitals and Related Facilities—Management of Hospital; Hospital Board; Role of County Commissioners. Eric W. Marshall, Kiowa County Attorney, Greensburg, November 1, 1995.

Based on facts provided, the hospital in question is a county hospital subject to K.S.A. 19-4601 et seq. The board of county commissioners has some general responsibilities, fiscal power and duty with regard to such a hospital. However, it is our opinion that decisions concerning the day-to-day management of the hospital remain the province of the county hospital board. Cited herein: K.S.A. 1994 Supp. 19-101a; K.S.A. 19-201; 19-212; 19-2609; 19-4601, as amended by L. 1995, ch. 143, § 5; 19-4602; 19-4605; 19-4610; 19-4625; 60-2601. TMN

Opinion No. 95-111

Cities and Municipalities—General Improvement and Assessment Law—Action by Governing Body; Protests. Representative Carol Beggs, 71st District, Salina, November 6, 1995.

K.S.A. 12-6a06 contains two requirements for a successful protest to a city-initiated improvement. The protest must be signed by at least 51 percent of the resident owners of record in the improvement district, and the protest must also contain the signatures of the owners of record (resident or nonresident) of more than half of the area in the improvement district. Cited herein: K.S.A. 12-6a01; 12-6a04; 12-6a06. MF

Opinion No. 95-112

State Departments; Public Officers and Employees—Public Officers and Employees; Open Public Meetings—Meetings of Public Bodies Open to the Public; Notice of Meetings; Requests for Notice; Subordinate Group; Concurrent Membership. Stephen T. Adams, Counsel, Blue Valley Recreation Commission, Overland Park, November 6, 1995.

Notice of meetings of bodies subject to the Kansas open meetings act (KOMA) should be provided to requestors of such notice. Cited herein: K.S.A. 12-922; 75-4317; K.S.A. 1994 Supp. 75-4317a; K.S.A. 75-4318. TMN

Carla Stovall
Attorney General

Doc. No. 016997

State of Kansas

University of Kansas

Notice to Bidders

Sealed bids for the item 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 or FAX (913) 864-3454 for additional information.

Tuesday, November 28, 1995

RFQ 96-6305

Remote control system for AV equipment

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

Doc. No. 016999

State of Kansas

University of Kansas Medical Center

Notice to Bidders

Sealed bids for the items listed below will be received by the University of Kansas Medical Center, Purchasing Department, 3901 Rainbow Blvd., Kansas City, KS 66160-7162, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call Peggy Davis at (913) 588-1115 for additional information.

Thursday, November 30, 1995

726161

Combination steamer-oven

Barbara Lockhart
Purchasing Director

Doc. No. 016994

State of Kansas

Office of the State Treasurer

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 1994 Supp. 75-4210, as amended. These rates and their uses are defined in K.S.A. 75-4201(I), 12-1675(b)(c)(d) and 75-4209(a)(1)(B), as amended.

Effective 11-20-95 through 11-26-95

Term	Rate
0-90 days	5.72%
3 months	5.55%
6 months	5.52%
9 months	5.56%
12 months	5.50%
18 months	5.53%
24 months	5.54%
36 months	5.63%
48 months	5.73%

Sally Thompson
State Treasurer

Doc. No. 016992

State of Kansas

Grain Inspection Department

Notice of Meeting

The Kansas State Grain Inspection Department will conduct its quarterly Grain Advisory Commission meeting at 9 a.m. Wednesday, November 29, at the Kansas Grain & Feed Association Office, 816 S.W. Tyler, Topeka.

Gary M. Bothwell
Director

Doc. No. 016989

State of Kansas

Pooled Money Investment Board

Notice of Meeting

The Pooled Money Investment Board will meet at 1 p.m. Tuesday, November 21, in the State Treasurer's Office, Conference Room 203, Landon State Office Building, 900 S.W. Jackson, Topeka. All meetings of the board are open to the public. For more information, contact Diane Gates at (913) 296-3372.

Sally Thompson
Chair

Doc. No. 016988

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, Room 102, Landon State Office Building, 900 S.W. Jackson, Topeka, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

Monday, November 27, 1995

31476

Kansas Correctional Industries—Lead free paint pigment

31479

Department of Social and Rehabilitation Services—Security guard services, Kansas City

Tuesday, November 28, 1995

A-7713

Parsons State Hospital—Asbestos abatement/boiler demolition

31463

University of Kansas Medical Center—Rental/cleaning uniform services

Wednesday, November 29, 1995

02928

State School for the Blind—Furnish all labor and materials to repair boilers

Thursday, November 30, 1995

A-7812

Larned State Hospital—Utility tunnel modifications, Pinel, Sellers and Rush buildings

02927

Kansas State University—Network file servers

Friday, December 1, 1995

31471

Statewide—January (1996) meat products

31478

Adjutant General's Department—Janitorial services, Topeka (State Defense Building)

31480

Statewide—Individual portions

02929

El Dorado Correctional Facility—Plate and frame heat exchanger

02935

Wichita State University—Front deck mowers

02936

Department of Transportation—Automobiles, various locations

Tuesday, December 5, 1995

A-7816

Wichita State University—Window replacement, Fairmount Towers Residence Hall

31472

Statewide—Fine paper

31477

Adjutant General's Department—Janitorial services, Forbes Field

Request for Proposals

Thursday, November 30, 1995

31467

Stop loss insurance for the Health Care Commission

Tuesday, December 5, 1995

31469

Legal audit services for the Kansas Insurance Department

31470

Workers' compensation fund evaluation for the Kansas Insurance Department

31475

Lease of space for the Department of Human Resources

Friday, December 8, 1995

31468

Financial services for the Department of Administration

John T. Houlihan
Director of Purchases

Doc. No. 016996

State of Kansas

Department of Transportation

Notice of Public Auction

The Kansas Secretary of Transportation will offer for sale and removal at public auction December 19 the following improvements located in Sedgwick and Butler counties, Kansas, described as follows:

11 a.m., Tract 8—located on the NE/4 of Woodlawn and K-254, Sedgwick County:

1,639 sq. ft. single story house with 3 BR, 1 $\frac{1}{4}$ bath and 2-car attached garage.

Noon, Tract 10—located on the SE/4 of Andover, a/k/a Butler Road and K-254, Butler County:

- (1) 1,811 sq. ft. 1 $\frac{1}{2}$ story house with 4 BR, 1 bath, 128 sq. ft. enclosed porch, 240 sq. ft. attached carport and 134 linear foot 6' wood fence;
- (2) 1,121 sq. ft. single story house with 3 BR and 1 bath;
- (3) 2-car detached garage;
- (4) 1,044 sq. ft. commercial building with concrete foundation. (Each item sold separately.)

An inspection of properties will be December 12 from 11 a.m. to 12:30 p.m. and 30 minutes prior to each sale.

The successful bidders will be required to remove the structure from the right of way on or before January 19. A performance bond of \$2,500 for each house and commercial building and \$750 for the separately sold items (i.e., detached garage) must be posted on the day of the sale as a guarantee of removal of the structures. Any item not removed from the right of way on or before the specified date shall revert to and become the property of the Kansas Department of Transportation. The purchasers shall have no right, title, interest or claim to or lien upon said remaining items or part thereof, nor any claim against the Department of Transportation for the sale price paid after said date.

Purchasers shall not permit use or occupancy of said structures pending removal from highway right of way. If applicable, the purchaser shall, during interim period of moving the improvement and filling in the basement, mark the area with tape, ribbon or fencing warning the public of the opening.

The Kansas Department of Transportation ensures the acceptance of any bid pursuant to the notice will be without discrimination on the grounds of sex, race, color, religion, physical handicap or national origin.

Terms of the Sale

Money order, certified check or cashier's check for full price on the day of sale made payable to "Secretary of Transportation." Purchasers will receive a bill of sale.

The seller reserves the right to reject any and all bids and is not responsible for accidents. For additional information, contact Beverly Lee, Bureau of Right of Way, (913) 296-6933.

E. Dean Carlson
Secretary of Transportation

Doc. No. 017002

State of Kansas

Department of Transportation

Notice of Public Auction

The Kansas Secretary of Transportation will offer for sale and removal at public auction December 18 the following improvements located in Pottawatomie County, Kansas, described as follows:

10 a.m., Tract 9—located 4.5 miles east of Manhattan city limits on the north side of Highway 24:

- (1) 1,664 sq. ft. 1 $\frac{1}{2}$ story frame house, open area, LR, 5 pc. bath and kitchen on first floor, 2 BR upstairs;
- (2) Large galvanized metal storage shed;
- (3) Frame 3-sided shed/garage;
- (4) Small frame tool shed w/walk-in door.

11:30 a.m., Tract 24—located approx. 8 miles west of Wamego on north side of Highway 24 (Address: 11275 Highway 24):

1,000 sq. ft. ranch type house, 3 BR, 1 bath, kitchen, LR, DR, sunroom and 1-car attached garage.

An inspection of properties will be December 5 from 10:30 to 11:30 a.m. and 30 minutes prior to each sale.

The successful bidders will be required to remove the structures from the right of way on or before January 18. A performance bond of \$2,500 must be posted on the day of the sale as a guarantee of removal of houses. Items 2, 3 and 4 will require a performance bond of \$500. Any item not removed from the right of way on or before the specified date shall revert to and become the property of the Kansas Department of Transportation. The purchasers shall have no right, title, interest or claim to or lien upon said remaining items or part thereof, nor any claim against the Department of Transportation for the sale price paid after said date.

Purchasers shall not permit use or occupancy of said structures pending removal from highway right of way. If applicable, the purchaser shall, during interim period of moving the improvement and filling in the septic tank and basement, mark the area with tape, ribbon or fencing warning the public of the opening.

The Kansas Department of Transportation ensures the acceptance of any bid pursuant to this notice will be without discrimination on the grounds of sex, race, color, religion, physical handicap or national origin.

Terms of the Sale

Money order, certified check or cashier's check for full price on the day of sale made payable to "Secretary of Transportation." Purchasers will receive a bill of sale.

The seller reserves the right to reject any and all bids and is not responsible for accidents. For additional information, contact Beverly Lee, Bureau of Right of Way, (913) 296-6933.

E. Dean Carlson
Secretary of Transportation

Doc. No. 017001

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 will then be publicly opened. Interested bidders may call (913) 532-6214 or FAX (913) 532-5632 for additional information.

Monday, November 27, 1995

#60053

Nitrogen determinator

William H. Sesler
Director of Purchasing

Doc. No. 016993

State of Kansas

Board of Cosmetology

Notice of Hearing on Proposed
Administrative Regulations

The Kansas State Board of Cosmetology will conduct a public hearing at 9 a.m. Monday, February 5, in the board office at 2708 N.W. Topeka Blvd., Topeka, to consider proposed amendments to and revocations of regulations numbered K.A.R. 69-1-1, 69-1-2, 69-1-3, 69-1-4, 69-1-7, 69-1-8, 69-2-1, 69-3-1, 69-3-2, 69-3-3, 69-3-4, 69-3-5, 69-3-6, 69-3-7, 69-3-8, 69-3-9, 69-3-10, 69-3-11, 69-3-17, 69-3-19, 69-3-22, 69-3-23, 69-3-24, 69-3-25, 69-4-2, 69-4-6, 69-4-9, 69-4-11, 69-4-12, 69-5-2, 69-5-6, 69-5-10, 69-5-13, 69-6-1, 69-6-2, 69-6-5, 69-6-6, 69-6-7, 69-8-2, 69-8-3, 69-8-4, 69-8-6, 69-11-1, 69-11-2, 69-13-1 and 69-13-2. Also to be considered at this hearing will be proposed new regulations numbered K.A.R. 69-3-26, 69-3-27, 69-3-28, 69-5-14, 69-5-15 and 69-5-16.

The following is a summary of the substance of each proposed regulation and its anticipated economic impact.

K.A.R. 69-1-1. This regulation provides an application procedure for all licensed categories of the board. It requires an application, for the exam, in the office not later than the 15th of the month before the exam.

K.A.R. 69-1-2. This regulation gives provisions for being excused from a scheduled license examination.

K.A.R. 69-1-3. Revoked.

K.A.R. 69-1-4. This regulation gives requirements of passing the exam and defines the core areas of the exams.

K.A.R. 69-1-7. Revoked.

K.A.R. 69-1-8. This regulation would allow a one-time issuance of a temporary permit to work. Candidates must pass both the written and practical exams to be issued a license.

This set of proposed amendments will have no new economic impact for the applicant who takes the exam and passes. However, 69-1-8 would not allow a candidate who fails the exam to work until they have passed satisfactorily. There will be no impact on the board, other government agencies or private business.

K.A.R. 69-2-1. Revoked.

This revocation will have no impact on the board, other government agencies, private business or individuals.

K.A.R. 69-3-1. This regulation provides the procedure to apply for a license to open a school of cosmetology, electrology, esthetics or manicuring.

K.A.R. 69-3-2. Revoked.

Neither of these regulations will have any economic impact upon the board, other government agencies, private business or individuals.

K.A.R. 69-3-3. This regulation would provide requirements of space and equipment to operate a school.

The economic impact of this amendment would be upon the school owner to obtain space and equipment to adequately operate a school. However, the amendment is a decrease from what was required in the past. The impact to individuals would be that the owner could pass this cost of the space on to the student and the clients of the school. There will be no impact on the board or other government agencies. The board's consideration for less costly or intrusive methods would have been no requirement on space or equipment. This amendment was proposed to assure that students had adequate space and equipment for learning.

K.A.R. 69-3-4. This regulation provides the instructor-student ratio in a school.

The economic impact of this amendment would be upon the school owner to employ an adequate number of instructors in relation to enrollment of students. The impact to individuals could be that the owner will pass the cost onto the student and the clients of the school. There will be no impact on the board or other government agencies. No other methods were considered.

K.A.R. 69-3-5. Revoked.

K.A.R. 69-3-6. This regulation provides limitation of instructors.

K.A.R. 69-3-7. This regulation provides the process for maintaining student records.

K.A.R. 69-3-8. This regulation provides curriculum requirements for all license categories.

K.A.R. 69-3-9. This regulation requires a sign in the school stating who provides services.

K.A.R. 69-3-10. Revoked.

K.A.R. 69-3-11. Revoked.

K.A.R. 69-3-17. Revoked.

K.A.R. 69-3-19. Revoked.

K.A.R. 69-3-22. Revoked.

K.A.R. 69-3-23. Revoked.

K.A.R. 69-3-24. Revoked.

K.A.R. 69-3-25. Revoked.

K.A.R. 69-3-26. This regulation gives provisions for transfer students.

K.A.R. 69-3-27. This regulation requires the school to submit information of dropped students to the board.

K.A.R. 69-3-28. This regulation requires the school to submit a copy of its enrollment agreement and rules and regulations to the board.

The remaining amendments and revocations in Article 3 will have no economic impact on the board, other government agencies, private business or individuals.

K.A.R. 69-4-2. This regulation gives provisions for student uniforms and equipment.

The economic impact of this amendment to the school or the student will be estimated at \$150 to \$500. The cost of this could be passed on to the clients of the school, but is not likely because the school is dependent on the clients in order to train its students. The cost for services at a school are usually minimal. There will be no impact on the board or other governmental agencies.

K.A.R. 69-4-6. Revoked.

K.A.R. 69-4-9. This regulation provides the number of hours of training required of students before working with the public.

K.A.R. 69-4-11. Revoked.

K.A.R. 69-4-12. This regulation refers to an additional training license.

The remainder of amendments to Article 4 will have no economic impact on the board, other government agencies, private business or individuals.

K.A.R. 69-5-2. Revoked.

K.A.R. 69-5-6. This regulation provides the requirements for an electrology shop apprentice.

K.A.R. 69-5-10. Revoked.

K.A.R. 69-5-13. Revoked.

K.A.R. 69-5-14. This regulation provides requirements for instructing electrology in a shop.

K.A.R. 69-5-15. This regulation provides requirements of student records for electrology shop apprentices.

K.A.R. 69-5-16. This regulation requires an electrology shop apprentice to wear identification.

The amendments and revocations proposed for all of Article 5 will have no substantial economic impact on the board, other government agencies, private business or individuals.

K.A.R. 69-6-1. Revoked.

K.A.R. 69-6-2. This regulation provides requirements in the event of a sale or change of ownership of an establishment.

Neither of these regulations will have an economic impact on the board, other government agencies, private business or individuals.

K.A.R. 69-6-5. This regulation requires a salon to post a sign informing consumers where complaints may be directed.

The economic impact of this regulation on the board will be the cost of printing and distributing these required signs to each establishment licensed by the board. This cost is estimated at \$200. There will be no impact on other government agencies, private business or individuals.

K.A.R. 69-6-6. Revoked.

K.A.R. 69-6-7. This regulation provides requirements in the event an establishment closes.

Neither of the remaining regulations in Article 6 will have an economic impact on the board, other government agencies, private business or individuals.

K.A.R. 69-8-2. Revoked.

K.A.R. 69-8-3. Revoked.

K.A.R. 69-8-4. Revoked.

K.A.R. 69-8-6. Revoked.

None of the revocations in Article 8 will have an economic impact on the board, other government agencies, private business or individuals.

K.A.R. 69-11-1. This regulation will establish the new fees for an instructor exam and license, and an esthetics exam and license. All other fees remain the same.

The economic impact of the amendments to this regulation is to instructors and estheticians. The fee for an instructor's license and renewal will be \$50. The fee for an esthetician's license and renewal will be \$30. Both are renewed biennially. The impact to the board will be an increase of revenue estimated at \$10,000 over a two-year period and every two years subsequently.

K.A.R. 69-11-2. This regulation provides expiration dates for licenses.

There will be no economic impact on the agency, other government agencies, private business or individuals.

K.A.R. 69-13-1. This regulation refers to definitions with regard to inspections.

K.A.R. 69-13-2. This regulation provides the time, manner and scope of inspections of establishments.

There is no economic impact from the amendments to Article 13 on the board, other government agencies, private business or individuals.

A copy of each of the proposed regulations and complete economic impact statement may be obtained by contacting the executive director of the State Board of Cosmetology at the address above prior to the date of the hearing.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Nancy Shobe at (913) 296-3155.

All interested persons will be given a reasonable opportunity at the hearing to present their views, either orally or in writing, in regard to the proposed regulations. In addition, the period of public notice hereby provided constitutes a public comment period for the purpose of receiving written public comments on the proposed regulations. Such written comments may be submitted to the executive director of the State Board of Cosmetology.

Nancy Shobe
Executive Director

Doc. No. 016998

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of November 20 through December 3:

Date	Room	Time	Committee	Agenda
November 19	Holiday	6:30 p.m.	Legislative Educational Planning	Conference open to interested public. Charge for Sunday evening banquet and Monday lunch. <u>21st</u> : Regular committee meeting. Instructions to staff for final report and bill drafts and other matters.
November 20	Inn	8:00 a.m.	Committee Conference	
November 21	514-S	9:00 a.m.	LEPC Meeting	
November 21	On Tour		Joint Committee on State	<u>21st</u> : On tour—Pittsburg State University. <u>22nd</u> : Agenda not available.
November 22	123-S	9:00 a.m.	Building Construction	
November 27	123-S	10:00 a.m.	Special Committee on Gaming	Agenda not available.
November 28	123-S	9:00 a.m.		
November 27	519-S	10:00 a.m.		
November 27	526-S	10:00 a.m.	Governor's Tax Equity Task Force	Agenda not available.
November 28	526-S	9:00 a.m.	Special Committee on Transportation	
November 28	Parsons State Hospital	10:00 a.m.	Special Committee on Developmental Disabilities	Tour of hospital and meeting with community and hospital staff. Visits to various sites.
November 29	CLASS LTD, Pittsburg	9:00 a.m.		
November 28	531-N	10:00 a.m.	Joint Committee on Computers and Telecommunications	<u>28th</u> : Review Regents. <u>29th</u> : Review other agencies for the discussion and recommendations on policy framework and other issues before the committee. From 11 a.m. to 3 p.m. there will be a four-hour interactive satellite teleconference on telecommunication deregulation organized by NCSL.
November 29	531-N	9:00 a.m.		
November 30	Kansas Room, Washburn University Union	10:00 a.m.		
November 30	514-S	10:00 a.m.	Legislative Budget Committee	State general fund profile: committee discussion and recommendations on Proposal No. 50—KBI Record Checks; Proposal No. 51—Budgeting for Regents' Institutions; Proposal No. 52—Regents' Enrollment Adjustments; Proposal No. 53—Postsecondary Student Financial Aid; corrections issues; presentation by the Lt. Governor/Secretary of Administration on centralized printing and purchasing services.
December 1	514-S	9:00 a.m.		
December 1	531-N	10:00 a.m.	Worker's Compensation Fund Oversight Committee	Agenda not available.

Emil Lutz
Director of Legislative
Administrative Services

State of Kansas

State Corporation Commission

Notice of Motor Carrier Hearings

Applications set for hearing are to be heard at 9:30 a.m. December 5 before the State Corporation Commission, 1500 S.W. Arrowhead Road, Topeka.

Questions concerning applications for hearing dates should be addressed to the State Corporation Commission, 1500 S.W. Arrowhead Road, Topeka, 66604-4027, (913) 271-3196 or 271-3146. Anyone needing special accommodations should give notice to the commission 10 days prior to the scheduled hearing date.

Your attention is invited to Kansas Administrative Regulation 82-1-228, "Rules of Practice and Procedure Before the Commission."

Applications set for December 5, 1995

Application for Certificate of Convenience and Necessity:

Karick Brummett, dba) Docket No. 193,336 M
 Brummett Enterprises)
 Box 2)
 Rolla, KS 67954) MC ID No. 152374

Applicant's Attorney: Clyde Christey, Southwest Plaza Bldg., Suite 124, 3601 W. 29th, Topeka, KS 66614

General commodities (except household goods and hazardous commodities),

Between all points and places in the state of Kansas.

Application for Abandonment of Certificate of Convenience and Necessity:

Robert D. Burgess, dba) Docket No. 184,301 M
 Bob's Mobile Home Movers)
 P.O. Box 124)
 Scranton, KS 66537) MC ID No. 146423

Applicant's Attorney: None

Application for Certificate of Convenience and Necessity:

Countertop Supply, Inc.) Docket No. 75,109 M
 406 Main)
 Gridley, KS 66852) MC ID No. 100914

Applicant's Attorney: Joseph Weiler, 2101 S.W. 21st, P.O. Box 237, Topeka, KS 66601-0237

General commodities (except household goods and classes A and B explosives),

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Robert and Wanda Dietz, dba) Docket No. 193,459 M
 Dietz Trucking)
 Route 1, Box 106)
 Lebanon, KS 66952-9613) MC ID No. 152579

Applicant's Attorney: None

General commodities (except household goods and hazardous materials),

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Knut Farstvedt and) Docket No. 193,338 M
 Jack Johnson, dba)
 A & A Auto Sales)
 315 N.E. Ave.)
 Columbus, KS 66725) MC ID No. 152376

Applicant's Attorney: None

Wrecked, disabled, repossessed and replacement vehicles,

Between all points and places in the state of Kansas.

Application for Transfer of Certificate of Convenience and Necessity:

Fuel Marketing Corporation,) Docket No. 180,606 M
 dba)
 FMC Transport)
 One Coastal Drive)
 Willow Springs, MO 65793) MC ID No. 143935

TO:

FMC Transport, Inc.
 One Coastal Drive
 Willow Springs, MO 65793

Applicant's Attorney: William Barker, 3401 Harrison, Topeka, KS 66611

General commodities (except explosives and household goods),

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Greene Trucking, Inc.) Docket No. 193,621 M
 1537 N. Road L)
 Ulysses, KS 67880) MC ID No. 152381

Applicant's Attorney: Clyde Christey, Southwest Plaza Bldg., Suite 124, 3601 W. 29th, Topeka, KS 66614

General commodities (except household goods and hazardous commodities),

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

H.M. Balzer, Inc.) Docket No. 193,342 M
 329 Violet)
 Potwin, KS 67128-0087) MC ID No. 152380

Applicant's Attorney: Clyde Christey, Southwest Plaza Bldg., Suite 124, 3601 W. 29th, Topeka, KS 66614

General commodities (excluding household goods and hazardous commodities),

Between all points and places in the state of Kansas.

(continued)

**Application for Abandonment of Contract
Carrier Permit:**

Herman Brothers, Inc.) Docket No. 142,178 M
2565 Saint Marys Ave.)
Omaha, NE 68105) MC ID No. 100457

Applicant's Attorney: None

**Application for Abandonment of Certificate of
Convenience and Necessity:**

Herman Brothers, Inc.) Docket No. 90,083 M
2565 Saint Marys Ave.)
Omaha, NE 68105) MC ID No. 100457

Applicant's Attorney: None

**Application for Abandonment of Certificate of
Convenience and Necessity:**

Les Hutchinson, dba) Docket No. 166,733 M
Lawrence Dealer Services)
3323 Iowa, Lot 434)
Lawrence, KS 66047-5221) MC ID No. 135089

Applicant's Attorney: None

**Application for Abandonment of Certificate of
Convenience and Necessity:**

J.C. Fleming, Inc.) Docket No. 54,170 M
P.O. Box 189)
Omaha, NE 68101-0189) MC ID No. 105905

Applicant's Attorney: None

**Application for Abandonment of Certificate of
Convenience and Necessity:**

K-3 Express, Inc.) Docket No. 192,634 M
549 N. Ohio)
Salina, KS 67401) MC ID No. 151638

Applicant's Attorney: None

**Application for Certificate of Convenience
and Necessity:**

Carol S. Messick, dba) Docket No. 193,341 M
R.C. Spotting)
6500 Inland Drive)
Kansas City, KS 66106) MC ID No. 152379

Applicant's Attorney: Alex Lewandowski, 4420 Madison
Ave., Kansas City, MO 64111

*General commodities (except household goods, classes A and B
explosives and hazardous materials),*

Between all points and places in the state of Kansas.

**Application for Transfer of Certificate of
Convenience and Necessity:**

W.R. Murfin, dba) Docket No. 58,482 M
Murfin Water & Tank Service)
250 N. Water St., #300)
Wichita, KS 67202) MC ID No. 100571

TO:

Murfin Drilling Co., Inc.
250 N. Water St., #300
Wichita, KS 67202

Applicant's Attorney: Robert Fox, 1515 Bank IV Tower,
534 Kansas Ave., Topeka, KS 66603

*Crude oil, used in and for production, processing, treating, sal-
vage, construction and lease road purposes, in bulk;
fresh water and salt water,*

Between all points and places in Russell, Ellis, Trego,
Graham, Rooks, Osborne, Ellsworth, Ness, Rush, Barton,
Rice, Pawnee and Stafford counties, Kansas.

Fresh Water,

Between all points and places in Norton, Decatur, Raw-
lins, Cheyenne, Sherman, Thomas, Sheridan, Wallace, Lo-
gan, Gove, Greeley, Hodgeman, Wichita, Scott, Lane,
Hamilton, Kearney and Finney counties, Kansas.

Note: Effective January 1, 1995, the commission may
no longer enact or enforce any statute or regulation re-
lated to routes of intrastate motor common carriers of
property other than household goods. The holder of an
intrastate certificate may transport the above described
commodities anywhere within the state of Kansas.

**Application for Abandonment of Certificate of
Convenience and Necessity:**

Mustang Express, Inc.) Docket No. 186,405 M
7215 S.W. Topeka Blvd.)
Topeka, KS 66619) MC ID No. 134392

Applicant's Attorney: None

**Application for Certificate of Convenience
and Necessity:**

N.T.S., L.L.C.) Docket No. 193,337 M
51 Osage)
Kansas City, KS 66105) MC ID No. 152375

Applicant's Attorney: Clyde Christey, Southwest Plaza
Bldg., Suite 124, 3601 W. 29th, Topeka, KS 66614.

*General commodities (except hazardous commodities and
household goods),*

Between all points and places in the state of Kansas.

**Application for Certificate of Convenience
and Necessity:**

Ottawa Bus Service, Inc.) Docket No. 176,948 M
1320 W. 149th)
Olathe, KS 66061) MC ID No. 141417

Applicant's Attorney: Alex Lewandowski, 4420 Madison
Ave., Kansas City, MO 64111

Passengers and their baggage,

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Pawnee Express, L.L.C.) Docket No. 193,333 M
 103 E. 3rd)
 Larned, KS 67550) MC ID No. 152371

Applicant's Attorney: Clyde Christey, Southwest Plaza Bldg., Suite 124, 3601 W. 29th, Topeka, KS 66614

General commodities (excluding household goods and hazardous commodities) and motor vehicle fuel,

Between all points and places in the state of Kansas.

Application for Extension of Certificate of Convenience and Necessity:

Ruan Transport Corporation) Docket No. 74,130 M
 3200 Ruan Center)
 666 Grand Ave.)
 Des Moines, IA 50309) MC ID No. 107007

Applicant's Attorney: None

General commodities (excluding household goods),

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Salina Wrecker Service and Storage, Inc.) Docket No. 193,335 M
 850 E. North St.)
 Salina, KS 67401) MC ID No. 152373

Applicant's Attorney: Clyde Christey, Southwest Plaza Bldg., Suite 124, 3601 W. 29th, Topeka, KS 66614

General commodities (except household goods and hazardous commodities),

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

James R. Swaney, dba St. James Trucking) Docket No. 193,340 M
 316 W. South)
 Salina, KS 67401) MC ID No. 152378

Applicant's Attorney: None

General commodities (except household goods and hazardous materials),

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Chris E. Thilsted, dba Thilsted Harvesting) Docket No. 193,339 M
 220 N. 9th)
 Kiowa, KS 67070) MC ID No. 152377

Applicant's Attorney: None

General commodities (except household goods and hazardous materials),

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

DeVere K. Winter, dba Winter Trucking) Docket No. 193,334 M
 21431 S. 4 Road)
 Holton, KS 66436) MC ID No. 152372

Applicant's Attorney: None

General commodities (except household goods and hazardous materials),

Between all points and places in the state of Kansas.

Don Carlile
 Administrator
 Transportation Division

Doc. No. 017003

(Published in the Kansas Register, November 16, 1995.)

**Summary Notice of Bond Sale
 \$10,000,000**

**Unified School District No. 373
 Harvey County, Kansas (Newton)
 General Obligation School Building Bonds
 Series 1995**

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated November 6, 1995, sealed bids will be received by the clerk of Unified School District No. 373, Harvey County, Kansas (Newton) (the issuer), on behalf of the governing body at the office of the Board of Education, 124 W. 7th, Newton, KS 67114, until 7:30 p.m. C.S.T. on December 4, 1995, for the purchase of \$10,000,000 principal amount of General Obligation School Building Bonds, Series 1995. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated December 1, 1995, and will become due on September 1 in the years as follows:

Year	Principal Amount
1997	\$ 75,000
1998	205,000
1999	255,000
2000	280,000
2001	310,000
2002	340,000
2003	375,000
2004	405,000

(continued)

2005	445,000
2006	475,000
2007	510,000
2008	540,000
2009	575,000
2010	610,000
2011	650,000
2012	695,000
2013	740,000
2014	785,000
2015	840,000
2016	890,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1997.

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 \$200,000 (2 percent of the principal amount of the bonds).

Delivery

The issuer 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 28, 1995, 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 1995 is \$94,041,428. The total general obligation indebtedness of the issuer as of the date of the delivery of the bonds, including the bonds being sold, is \$10,000,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (316) 284-6200; or from the financial advisor, Ranson Capital Corporation, 120 S. Market, Suite 450, Wichita, KS 67202, Attention: Stephen E. Shogren, (316) 262-4955.

Dated November 6, 1995.

Unified School District No. 373
Harvey County, Kansas (Newton)

Doc. No. 017000

(Published in the Kansas Register November 16, 1995.)

Notice of Call for Redemption to the Registered Holders of City of Horton, Kansas Waterworks Revenue Bonds Series 1979-A, Dated July 1, 1979

Notice is hereby given that pursuant to the provisions of Section 3 of Ordinance No. 817 of the City of Horton, Kansas (the issuer), the above mentioned bonds maturing July 1, 1996, and thereafter, and all unmatured coupons appertaining thereto, have been called for redemption and payment on January 1, 1996 (the redemption date), at the principal office of the Kansas State Treasurer, Topeka, Kansas (the paying agent).

Bond Number	Principal Amount	Interest Rate	Maturity Date
38-42	\$25,000	6.75%	July 1, 1996
43-47	25,000	6.75%	July 1, 1997
48-53	30,000	6.75%	July 1, 1998
54-59	30,000	7.00%	July 1, 1999
60-66	35,000	7.00%	July 1, 2000
67-73	35,000	7.00%	July 1, 2001
74-80	35,000	7.00%	July 1, 2002

On the redemption date there shall become due and payable, upon the presentation and surrender of each such called bond, the redemption price thereof equal to 103 percent of the principal amount thereof together with interest accrued to the redemption date. Interest shall cease to accrue on the called bonds so called for redemption from and after the redemption date provided such funds for redemption are on deposit with the paying agent.

City of Horton, Kansas
By Kansas State Treasurer
Paying Agent

Doc. No. 016984

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, tentative permits have been prepared for discharges to the waters of the United States and the state of Kansas for the applicants described below. The tentative determinations for permit content are based on preliminary staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization to discharge subject to certain effluent limitations and special conditions.

Public Notice No. KS-AG-95-198/204

Name and Address of Applicant	Legal Description	Receiving Water
Scheid Farms c/o Robert or Dale Scheid Route 1, Box 185 Scranton, KS 66537	NE/4, Sec. 2, T16S, R15E, Osage County	Marais des Cygnis River Basin

Kansas Permit No. A-MCOS-B006

This a new facility for 200 head (200 animal units) of beef cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 3.4 acre-feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 1.5 acre inch per acre per year and solids shall be applied at not greater than 20 ton per acre.

Name and Address of Applicant	Legal Description	Receiving Water
Lance Larson Route 1, Box 55 Nortonville, KS 66060	NE/4, Sec. 1, T7S, R18E, Atchison County	Kansas River Basin

Kansas Permit No. A-KSAT-S011

This a new facility for 910 head (364 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 4,527 cubic feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Name and Address of Applicant	Legal Description	Receiving Water
Lee Springer, No. 2 Sow Farm Route 4, Box 262 Independence, KS 67307	SE/4, Sec. 21, T31S, R15E, Montgomery County	Verdigris River Basin

Kansas Permit No. A-VEWG-S040

This is a new facility for 750 head (300 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 6.35 acre-feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Name and Address of Applicant	Legal Description	Receiving Water
Elizabeth Whearty 19205 Old Farm Road Wamego, KS 66547	SE/4, Sec. 11, and NE/4, Sec. 14, T9S, R10E, Pottawatomie County	Kansas River Basin

Kansas Permit No. A-KSPT-S024

This is an existing facility has for 500 head (200 animal units) of swine and 300 head (300 animal units) of backgrounding cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 11,520 cubic feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Name and Address of Applicant	Legal Description	Receiving Water
Don Chaplin Route 1, Box 39 Piedmont, KS 67122	NW/4, Sec. 2, T28S, R9E, Greenwood County	Verdigris River Basin

Kansas Permit No. A-VEGW-S011

This is an existing facility for 360 head (144 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 17,561 cubic feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Name and Address of Applicant	Legal Description	Receiving Water
Chester Schultz Route 1, Box 174 Neodesha, KS 66757	NW/4, Sec. 30, T30S, R15E, Wilson County	Verdigris River Basin

Kansas Permit No. A-VEWL-S022

This is an existing facility for 500 head (200 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 44,663 cubic feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Name and Address of Applicant	Legal Description	Receiving Water
Flint Hills Truck Wash c/o Don Hall 1753 Road E, #267 Emporia, KS 66801	SE/4, Sec. 2, T19S, R10E, Lyon County	Neosho River Basin

Kansas Permit No. A-NELY-T002

This is an existing facility for 30 trucks per week.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 4.1 acre-feet, which meets or exceeds KDHE minimum requirements.

(continued)

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Public Notice No. KS-95-94/97

Name and Address of Applicant	Waterway	Type of Discharge
Kansas Army Ammunition Plant Day & Zimmerman, Inc. East Main Parsons, KS 67357-9107	Tributaries to Neosho River and Labette Creek	Treated domestic and process water

Kansas Permit No. F-NE55-PO04 Fed. Permit No. KS-0029360
 Facility Description: This facility is a government-owned, contractor-operated military industrial installation engaged in an ammunition load/assemble/pack operation. The operator/permittee of this facility is Day and Zimmerman, Inc. This permit is being modified to add an aluminum effluent limitation to outfall 003 when aluminum-based explosives are in productions. The effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

Name and Address of Applicant	Waterway	Type of Discharge
City of Oskaloosa Box 391 Oskaloosa, KS 66066	Kansas River via Big Slough Creek	Treated domestic wastewater

Kansas Permit No. M-KS54-0001 Fed. Permit No. KS-0046442

Facility Description: This is a re-issued permit for an existing three-cell wastewater treatment lagoon system treating domestic wastewater. The effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
City of Cimarron P.O. Box 467 Cimarron, KS 67835	Arkansas River	Treated domestic wastewater

Kansas Permit No. M-UA07-0002 Fed. Permit No. KS-0091791

Facility Description: The proposed wastewater permit is for a new three-cell wastewater treatment lagoon system treating domestic wastewater. The effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
Security Oil Co. N. Mosley Site P.O. Box 1481 Wichita, KS 67214	Arkansas River via Chisholm Creek via drainage canal	Treated groundwater

Kansas Permit No. I-AR94-PO30 Fed. Permit No. KS-0086762

Facility Description: This facility is engaged in a groundwater cleanup. Hydrocarbon-contaminated groundwater is treated with an airstripping tower prior to discharge. Average discharge is about 75 gallons per minute (108,000 gpd). The effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

Public Notice No. KS-ND-95-81

Name and Address of Applicant	Location	Type of Discharge
Con Agra/Monfort, Inc. P.O. Box G Greeley, CO 80632	SW/4, S22 and SE/4, S26, T24S, R32W, Finney County	Nonoverflowing with irrigation

Kansas Permit No. I-UA14-NP04

Facility Address: P.O. Box 967, Garden City, KS 67846

Description of Facility: This facility is engaged in beef packinghouse operations. The facility's process design capacity is 3,600 head/day. Brine wastewater and water softener backwash wastewater are directed to an evaporator system. The recovered brine slurry is reused in the hide curing process. Two brine storage lagoons, a concrete settling basin, and an injection well are no longer receiving brine. The injection well is regulated by a Kansas Department of Health and Environment underground injection control (UIC) permit. The west brine lagoon, which has a hypalon liner and still contains brine wastewater, the east brine lagoon, which is inactive, and the concrete settling basin are to be deactivated as specified in the schedule of compliance. Biological process wastewater from the packinghouse operation is directed through a pretreatment system to two anaerobic ponds and four aerobic ponds. The treated wastewater is pumped from the final aerobic pond to two irrigation storage ponds. The stored irrigation water is irrigated through several center pivot systems onto agricultural cropland owned by Brookover Farms under a wastewater irrigation agreement. Process solids and manure from holding pens are land applied. Rinse water from the holding pens is directed to the wastewater treatment system. Stormwater runoff from a portion of the plant area is directed to one of the aerobic ponds. Paunch manure is transported off-site to be used as animal feed.

The biological process wastewater flow is 2.0 million gallons/day. The brine and water softener backwash wastewater flow is 20,000 gallons/day.

The permit limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and minimum standards of design for water pollution control facilities.

Written comments on the proposed determinations may be submitted to the permit clerk, or to Dorothy Geisler for agricultural permits, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Building 283, Topeka, 66620. All comments postmarked or received on or before December 15 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-95-198/204, KS-95-94/97, KS-ND-95-81) and the name of applicant as listed when preparing comments.

If no objections are received during the public notice period, 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 Kansas Department of Health and Environment offices, Building 283, Forbes Field, Topeka, 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.

James J. O'Connell
Secretary of Health
and Environment

Doc. No. 016991

State of Kansas

Department of Health
and EnvironmentNotice of Hearing on Proposed
Administrative Regulations

The Kansas Department of Health and Environment will conduct a public hearing at 1:30 p.m. Tuesday, January 16, in the MTAA conference room in the Air Terminal at Forbes Field, 6700 S. Topeka Blvd., Topeka, to consider adoption of proposed amendments to permanent regulations K.A.R. 28-31-4 and 28-31-10, pertaining to the reporting requirements for Kansas generators of hazardous waste.

Summary of Proposed Changes

K.A.R. 28-31-4 sets standards for all generators of hazardous waste. The proposed regulatory changes would affect Kansas generators, which are hazardous waste generators that meet one or more of the following conditions: generate 25 kg (55 lbs) or more of hazardous waste but less than 1,000 kg (2,200 lbs) in a calendar month; generate less than 1 kg (2.2 lbs) of acutely hazardous (P-listed) waste or less than 25 kg (55 lbs) of debris and contaminated materials from the cleanup of spillage of acutely hazardous waste; and do not accumulate at any time more than 1,000 kg (2,200 lbs) of hazardous waste or 1 kg (2.2 lbs) of acutely hazardous waste, and not more than 25 kg (55 lbs) of debris and contaminated materials from the cleanup of spillage of acutely hazardous waste.

Currently, K.A.R. 28-31-4(f)(2)(A) requires each Kansas generator to prepare and submit a biennial report by March 1 of each even-numbered year, and K.A.R. 28-31-4(f)(3) requires each Kansas generator to prepare and submit by March 1 of each year a report detailing the total quantity of hazardous waste produced during the previous year. The proposed change would exclude Kansas generators from both the biennial and annual reporting requirements currently contained in K.A.R. 28-31-4(f)(2)(A) and K.A.R. 28-31-4(f)(3) as well as the related recordkeeping requirement found in K.A.R. 28-31-4(f)(1)(B).

K.A.R. 28-31-10 establishes hazardous waste monitoring fees and sets forth fee schedules for hazardous waste treatment/storage/disposal facilities, transporters, and generators. The proposed change in this regulation would exclude Kansas generators from paying an annual monitoring fee by changing K.A.R. 28-31-10(g)(1) to apply only to large quantity (EPA) generators.

Environmental Benefit

There is no directly measurable environmental benefit associated with these proposed regulatory changes. Both the U.S. Environmental Protection Agency and KDHE compile statistics from the biennial reports prepared and submitted by large quantity (EPA) generators, and the regulatory requirement for these generators to prepare and submit biennial reports will continue to be in effect. Continued collection of both biennial and annual reports from Kansas generators serves no useful purpose. Elimination of the Kansas generator reporting requirements will result in better utilization of KDHE staff resources in

allowing additional time to perform more comprehensive reviews of reports submitted by large quantity (EPA) generators. This in turn will result in more accurate and complete state and federal hazardous waste data bases.

The proposed changes will not affect the way Kansas generators manage their hazardous waste. Kansas generators would still be required to handle hazardous waste in accordance with all other applicable existing hazardous waste regulations and will still be subject to monitoring by KDHE through hazardous waste inspections.

General Public

The proposed changes would save Kansas generators all costs associated with the preparation of the reports currently required. The proposed changes to the regulations will not impose any new or additional costs of complying with the amended regulations on the general public.

State Agencies

The adoption of the proposed regulatory changes will save state agencies that are Kansas generators of hazardous waste all expenses that are currently required in order to comply with the existing reporting and annual fee requirements.

Counties and Municipalities

The adoption of the proposed regulatory changes also will save all governmental units in the Kansas generator category the time and expense that are now required to comply with the current reporting and annual fee requirements.

The time period between the publication of this notice and the scheduled hearing constitutes a public comment period for the purpose of receiving written comments prior to the hearing. All interested parties may submit written comments prior to the hearing to George McCaskill, Department of Health and Environment, Bureau of Waste Management, Building 740, Forbes Field, Topeka, 66620. All interested parties will be given reasonable opportunity to present their views orally during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to require each participant to limit any oral presentation to five minutes.

Copies of the proposed regulations may be obtained by contacting George McCaskill at (913) 296-1606. A copy will be available for inspection at the Kansas Department of Health and Environment, Bureau of Waste Management, in Topeka. Questions pertaining to this matter should be directed to George McCaskill.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulatory changes in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting George McCaskill.

James J. O'Connell
Secretary of Health
and Environment

Doc. No. 016990

State of Kansas

Department of Health
and Environment

Notice of Proposed Permit Action

The Secretary of Health and Environment is proposing to issue a permit in accordance with K.A.R. 28-19-300, construction permits and approvals, and K.A.R. 28-19-17, prevention of significant deterioration, to Columbian Chemicals Co. to install and operate a third carbon black pellets dryer at the Hickok, Kansas, carbon black production plant. There are insignificant increases in air pollutants from this dryer. Significant increases of the air pollutants carbon monoxide (CO), total reduced sulfur (TRS) and hydrogen sulfide (H₂S) will result from the existing reactor No. 2 due to connecting the existing dryer to reactor No. 2.

After review of the information submitted by Columbian, the Bureau of Air and Radiation has prepared a draft permit relating to this permit action. A copy of the draft permit and other information submitted by Columbian for this permit is available for public inspection and

comments during normal business hours through December 18 by contacting Wayne Neese at the KDHE office, 302 W. McArtor Road, Dodge City, 67801. This material also will be available at the Bureau of Air and Radiation office in Building 283, Forbes Field, Topeka. Questions concerning this permit should be directed to Art Hofmeister, (913) 296-0910.

K.S.A. 65-3008 provides that any person affected by the issuance of a permit can request a public hearing prior to the permit's issuance. The request must be in writing 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 which will be announced in this publication. A request for 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 December 18.

James J. O'Connell
Secretary of Health
and Environment

Doc. No. 016995

State of Kansas

Office of Judicial Administration
Supreme Court Docket

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

Monday, December 4, 1995

9:00 a.m.

Case No.	Case Name	Attorneys	County
71,419	Oneita Johnson and Clara Johnson, Appellants, v. Pratt County Board of Commissioners, Mid-Continent Engineers and KDOT, Appellees.	Keith E. Renner Scott Alan Ward Allen G. Glendenning Theresa Pasek J. Stan Sexton	Pratt
		Petition for Review	
72,240	State of Kansas, Appellee, v. Jeffrey S. Collier, Appellant.	Carla J. Stovall, Attorney General Debra S. Peterson, Assistant District Attorney Jessica R. Kunen, Chief Appellate Defender	Sedgwick
71,198	State of Kansas, Appellee, v. Leonard C. Foster, Appellant.	Carla J. Stovall, Attorney General Debra S. Peterson, Assistant District Attorney Benjamin C. Wood	Sedgwick
72,891 72,892 72,893 Consolidated	State of Kansas, Appellant, v. Michael L. Roderick, Appellee.	Carla J. Stovall, Attorney General Debra S. Peterson, Assistant District Attorney Michael J. Helvey, Assistant Appellate Defender	Sedgwick
		1:30 p.m.	
73,321	State of Kansas, Appellee, v. David G. Thomas, Appellant.	Carla J. Stovall, Attorney General Debra S. Peterson, Assistant District Attorney Benjamin C. Wood, Special Appellate Defender	Sedgwick
71,447	State of Kansas, Appellee, v. Christopher J. Allison, Appellant.	Carla J. Stovall, Attorney General Jim Pringle, County Attorney Benjamin C. Wood, Special Appellate Defender	Cowley

72,382	State of Kansas, Appellee, v. Allen Stofferan, Appellant.	Carla J. Stovall, Attorney General E. Leigh Hood, County Attorney Edward G. Collister, Jr., Special Appellate Defender	Ford
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Tuesday, December 5, 1995

9:00 a.m.

Case No.	Case Name	Attorneys	County
71,404 71,994 Consolidated	State of Kansas, Appellant, v. Daniel W. Anderson, Appellee.	Carla J. Stovall, Attorney General Paul J. Morrison, District Attorney Petition for Review Reid T. Nelson, Assistant Appellate Defender John P. Gerstle	Johnson
73,978	State of Kansas, Appellant, v. David C. Bryan, Appellee.	Carla J. Stovall, Attorney General Mark A. Knight, District Attorney Timothy G. Riling	Douglas
72,418 72,666 72,853 Consolidated	Larry Farris, Appellee, v. David McKune, et al., Appellants.	Bruce Hedrick Robert L. Dawson, pro se F. A. White, Jr. Linden G. Appel Timothy G. Madden	Leavenworth
72,806 72,807 72,808 Consolidated	State of Kansas, Appellant, v. Charles Keith Kerby, Appellee.	Carla J. Stovall, Attorney General Julie A. McKenna, County Attorney James P. Davidson	Saline

1:30 p.m.

71,257	State of Kansas, Appellee, v. James Allen Shaw, Sr., Appellant. State of Kansas, Appellee, v. David R. Knittle, Appellant.	Carla J. Stovall, Attorney General Timothy J. Chambers, County Attorney Petition for Review Kerry J. Granger	Reno
73,159	State of Kansas, Appellee, v. David R. Knittle, Appellant.	Carla J. Stovall, Attorney General Timothy J. Chambers, County Attorney Rhonda K. Levinson, Special Appellate Defender	Reno
73,097	State of Kansas, Appellee, v. Mitchell Thomas, Appellant.	Carla J. Stovall, Attorney General Timothy J. Chambers, County Attorney Edward G. Collister, Jr., Special Appellate Defender	Reno

Wednesday, December 6, 1995

9:00 a.m.

Case No.	Case Name	Attorneys	County
72,798	State of Kansas, Appellee, v. Michaes Trimble, Appellant.	Carla J. Stovall, Attorney General Timothy J. Chambers, County Attorney Thomas Jacquinet, Special Appellate Defender	Reno
71,306	State of Kansas, Appellee, v. Michaes Gene Trimble, Appellant.	Carla J. Stovall, Attorney General Mary McDonald, County Attorney Petition for Review Michael J. Helvey, Assistant Appellate Defender	Harvey
71,646	State of Kansas, Appellant, v. Jose S. Favela, Appellee.	Carla J. Stovall, Attorney General Keith E. Schroeder, Assistant County Attorney Petition for Review Philip M. Durr	Reno

(continued)

71,985	State of Kansas, Appellee, v. Steven LaMunyon, Jr., Appellant.	Carla J. Stovall, Attorney General Timothy J. Chambers, County Attorney Petition for Review Rick Kittel, Assistant Appellate Defender	Reno
72,380	State of Kansas, Appellee, v. Roy C. McClanahan, Appellant.	1:30 p.m. Carla J. Stovall, Attorney General Timothy J. Chambers, County Attorney Steven R. Zinn, Deputy Appellate Defender	Reno
72,055	State of Kansas, Appellee, v. Lafayette A. Gayden, Appellant.	Carla J. Stovall, Attorney General Rodney H. Symmonds, County Attorney Benjamin C. Wood, Special Appellate Defender	Lyon

Thursday, December 7, 1995

Case No.	Case Name	9:00 a.m. Attorneys	County
72,004	Haz-Mat Response, Inc., Appellant, v. Certified Waste Services Limited, et al., Appellees.	Robert M. Thompson Darrell Warta Gregory V. Blume	Butler
74,269	David C. Klaus, et al., Plaintiffs, v. Fox Valley Systems, Inc., et al., Defendants.	Mark E. Kelly Paul Hasty Samuel K. Cullan	Certified Question
73,764	State of Kansas, Appellee, v. Larry Ray Shingleton, Jr., Appellant.	Carla J. Stovall, Attorney General Nick A. Tomasic, District Attorney Reid T. Nelson, Assistant Appellate Defender	Wyandotte
74,157	State of Kansas, Appellant, v. Michael Farmer, Appellee.	Carla J. Stovall, Attorney General Kevin C. Fletcher, Assistant Attorney General Kenneth M. Carpenter	Osage

Friday, December 8, 1995

Case No.	Case Name	9:00 a.m. Attorneys	County
73,552	State of Kansas, Appellant, v. W. Fletcher Bell, Appellee.	Steven L. Opat Kevin C. Fletcher, Assistant Attorney General Mark L. Bennett, Jr.	Shawnee
73,571	Lena M. Garrett, Appellee, v. City of Topeka, Appellant.	Gerald L. Gooddell Anne Lamborn Baker	Shawnee
74,818	In the Matter of Richard Alan Krogh, Respondent.	Marty M. Snyder, Deputy Disciplinary Administrator Richard A. Krogh, pro se Louis F. Eisenbarth	Original

Carol G. Green
Clerk of the Appellate Courts

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. This cumulative index supplements the index found in the 1995 Supplement to the *Kansas Administrative Regulations*.

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1-2-5	Revoked	V. 14, p. 1441
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1-2-9	Amended	V. 14, p. 1441
1-2-11	Revoked	V. 14, p. 1441
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1-2-17	Amended	V. 14, p. 1441
1-2-20	New	V. 14, p. 172, 483
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1-2-27	Revoked	V. 14, p. 1441
1-2-29	Revoked	V. 14, p. 1441
1-2-31	Amended	V. 14, p. 1441
1-2-35	Amended	V. 14, p. 1441
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1-2-42a	New	V. 14, p. 1441
1-2-43	Revoked	V. 14, p. 1442
1-2-44	New	V. 14, p. 1442
1-2-46	Amended	V. 14, p. 1442
1-2-47	Revoked	V. 14, p. 1442
1-2-48	Amended	V. 14, p. 1442
1-2-49	Revoked	V. 14, p. 1442
1-2-50	Amended	V. 14, p. 1442
1-2-51	Amended	V. 14, p. 1442
1-2-54	New	V. 14, p. 1442
1-2-55	Revoked	V. 14, p. 1442
1-2-67	Amended	V. 14, p. 1442
1-2-68	New	V. 14, p. 1443
1-2-70	New	V. 14, p. 1443
1-2-71	Amended	V. 14, p. 1443
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1-5-4	Amended	V. 14, p. 1444
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1-5-16	Amended	V. 14, p. 1444-1447
1-15-18	Revoked	V. 14, p. 1448
1-5-19b	Amended	V. 14, p. 1448
1-5-19c	Amended	V. 14, p. 1448
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28-29-85	Amended	V. 14, p. 992

28-29-98	Amended	V. 14, p. 91
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30-4-63	Amended	V. 14, p. 826
30-4-63w	Amended	V. 14, p. 827
30-4-64	Amended	V. 14, p. 828
30-4-64w	Amended	V. 14, p. 829
30-4-65w	New	V. 14, p. 830
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30-4-120	Amended	V. 14, p. 831
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30-4-140w	Amended	V. 14, p. 833
30-5-58	Amended	V. 14, p. 914
30-5-59	Amended	V. 14, p. 168
30-5-71	Amended	V. 14, p. 988, 1017
30-5-106	Amended	V. 14, p. 169
30-5-107	Amended	V. 14, p. 169
30-5-116	Amended	V. 14, p. 920
30-5-174	New	V. 14, p. 920
30-6-111	Amended	V. 14, p. 833
30-6-111w	Amended	V. 14, p. 834
30-10-20	Amended	V. 14, p. 169
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68-1-1f	Amended	V. 14, p. 125
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70-3-2	Amended	V. 14, p. 90

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70-3-4 Revoked V. 14, p. 90

AGENCY 71: KANSAS DENTAL BOARD

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71-1-13 Revoked V. 14, p. 68

71-5-1 through
71-5-6 New V. 14, p. 1533, 1534

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No. Action Register

81-2-1 Amended V. 14, p. 287

81-5-12 New V. 14, p. 287

AGENCY 82: STATE CORPORATION COMMISSION

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82-3-103 Amended V. 14, p. 132

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82-3-115b New V. 14, p. 135

82-3-116 Amended V. 14, p. 136

82-3-120 Amended V. 14, p. 136

82-3-300 Amended V. 14, p. 137

82-5-13 Amended V. 14, p. 1047

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82-8-108 Revoked V. 14, p. 1047

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82-12-9 New V. 14, p. 1048, 1049

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86-1-13 Amended V. 14, p. 1497

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91-1-68d Amended V. 14, p. 677-680

91-1-68e New V. 14, p. 681

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91-1-203 Amended V. 14, p. 91

91-12-25 Amended V. 14, p. 91

91-12-29 Revoked V. 14, p. 92

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91-12-51 Amended V. 14, p. 94

91-12-54 Amended V. 14, p. 94

91-12-56 Amended V. 14, p. 94

91-12-60 Amended V. 14, p. 95

91-12-74 New V. 14, p. 95

AGENCY 100: BOARD OF HEALING ARTS

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102-3-2 Amended V. 14, p. 1016

102-4-1 Amended V. 14, p. 489

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102-4-4 Amended V. 14, p. 490

102-4-5 Amended V. 14, p. 490

102-4-6 Amended V. 14, p. 491

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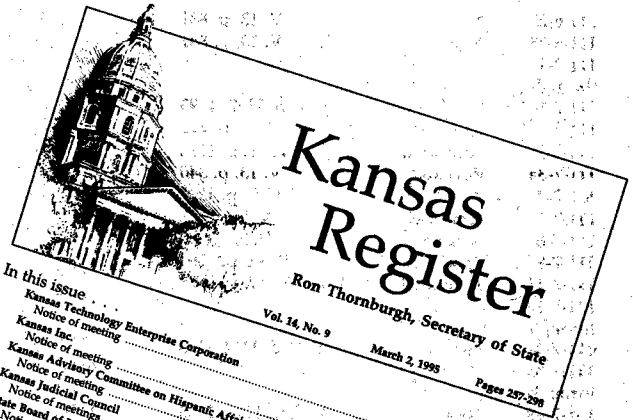
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