

Kansas Register

Ron Thornburgh, Secretary of State

Vol. 20, No. 49 December 6, 2001 Pages 1831-1854

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State of Kansas

Secretary of State

Code Mortgage Rate for December

Pursuant to the provisions of K.S.A. 2000 Supp. 16a-1-301, Section 11, the code mortgage rate during the period of December 1, 2001 through December 31, 2001, is 12 percent.

Ron Thornburgh
Secretary of State

Doc. No. 027334

State of Kansas

Secretary of State

Usury Rate for December

Pursuant to the provisions of K.S.A. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate (except where the note or contract for deed permits adjustment of the interest rate, the term of the loan or the amortization schedule) executed during the period of December 1, 2001 through December 31, 2001, is 8.23 percent.

Ron Thornburgh
Secretary of State

Doc. No. 027333

State of Kansas

Social and Rehabilitation Services

Public Notice

The State of Kansas will submit on December 31, 2001, an updated Kansas state plan and annual report for administration of the block grant to states for Temporary Assistance for Needy Families (TANF). TANF provides assistance to needy families with children and provides parents with job preparation, work and support services to enable them to leave the program and become self-sufficient. The only major change to the plan is the addition of the criteria that will be used to grant hardship exceptions to the TANF 60-month time limit. These were published in the Kansas Register November 2, 2000.

Copies of the plan are available by contacting the Department of Social and Rehabilitation Services at (785) 296-3349. Comments should be sent by December 27 to Diane Dykstra, Department of Social and Rehabilitation Services, TANF Plan, Room 681-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612. Comments also may be faxed to (785) 296-0146 or e-mailed to ldd@srskansas.org.

Janet Schalansky
Secretary of Social and
Rehabilitation Services

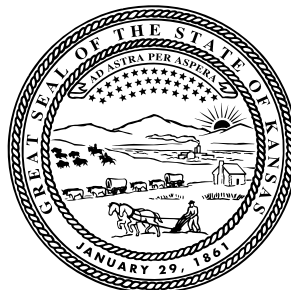
Doc. No. 027332

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State of Kansas

Social and Rehabilitation Services

Public Notice

Federal law requires that a specified percentage of recipients of Temporary Assistance for Needy Families (TANF) be engaged in work or work activities. In determining if a state meets its minimum work participation requirement, a state is allowed a credit for reducing the size of its TANF caseload.

The Department of Social and Rehabilitation Services has prepared a report on its caseload reduction estimates and the methodology used to arrive at the estimates. Copies of this report are available by contacting the Department of Social and Rehabilitation Services at (785) 296-3349. Comments on the estimates and/or methodology should be sent by December 27 to Phil Anderson, Department of Social and Rehabilitation Services, Room 681-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612. Comments also may be faxed to (785) 296-6960 or e-mailed to pca@srskansas.org.

Janet Schalansky
Secretary of Social and
Rehabilitation Services

Doc. No. 027331

State of Kansas

**Department of Administration
Division of Architectural Services**

Notice to Consulting Architects and Engineers

The Kansas Department of Administration is inviting all consulting firms that are interested in providing architectural and engineering services for capital improvement projects to prequalify themselves with the Division of Architectural Services, a division of the Department of Administration. Architectural work shall include landscape architecture.

In order to prequalify, the firm must have an architect or engineer registered with the State Board of Technical Professions in any discipline in which the firm is seeking work; i.e., a structural engineer must seal the structural drawings with his or her Kansas engineering seal.

In addition to the above, the statutes require that firms annually submit a statement of qualifications and performance data. In this regard, a completed Federal SF 254 form must be submitted to Gary Grimes, Deputy Director, Planning and Project Management, Division of Architectural Services, 1020 S. Kansas Ave., Topeka, 66612-1311, by 5 p.m. February 8. For further information, contact Gary Grimes at (785) 296-8899, ext. 204, or fax (785) 296-8898.

Thaine Hoffman, AIA
Director, Division of
Architectural Services

Doc. No. 027321

State of Kansas

**Speech-Language Pathology/Audiology
Advisory Board**

Notice of Meeting

The Speech-Language Pathology/Audiology Advisory Board will meet at 10 a.m. Thursday, January 24, in Classroom G of the KNEA Building, 715 S.W. 10th Ave., Topeka.

Lesa Roberts, Director
Health Occupations Credentialing

Doc. No. 027319

State of Kansas

**Department of Administration
Division of Architectural Services**

**Notice of Commencement of
Negotiations for Technical Services**

Notice is hereby given of the commencement of negotiations for air and water balancing services and commissioning of mechanical and electrical systems for state construction projects for the six-month period from January 1, 2002 to June 30, 2002. Negotiations also are commencing for infrared testing services and mechanical and electrical troubleshooting.

Interested individuals or firms in the balancing field must be certified by the National Environmental Balancing Bureau or the Associated Air Balance Council. Said individuals or firms must be engaged in balancing work on a full-time basis. Balance agencies that are of the same parent company as the designers or contractors of a particular project will not be considered for that project.

Firms interested in providing these services should submit an SF 254 form indicating their qualifications, fees for their services and geographical areas of the state in which they are willing to work to Gary Grimes, Deputy Director of Planning and Project Management, Division of Architectural Services, 1020 S. Kansas Ave., Topeka, 66612-1311, (785) 296-8899, ext. 204. An original of the SF 254 form (plus attachments as required) should be submitted with letters of interest.

It is the intention of the division to pre-approve a separate group of qualifying firms and award projects on a rotational basis. If a firm anticipates being limited to specific-sized projects, by dollar volume or location in the state, that information also should be supplied with the response.

Any questions or expressions of interest should be directed to Gary Grimes. Submittals should be received before 5 p.m. December 21.

Thaine Hoffman, AIA
Director, Division of
Architectural Services

Doc. No. 027322

State of Kansas

Department of Administration
Division of Purchases

Notice to Bidders

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

Monday, December 17, 2001

04309

Statewide—Seasonal Clothing

04341

Department of Social and Rehabilitation Services—
Information Technology Services

04350

Department of Health and Environment—Neonatal
Hypothyroid Screening Fluorescent Kits

Tuesday, December 18, 2001

A-9325

Atchison Juvenile Correctional Facility—Replace
Boiler Burners, Main Power Plant

04337

Topeka Correctional Facility—Food Service
Equipment

Wednesday, December 19, 2001

03777

Statewide—Family Planning Pharmaceuticals

04356

Various Agencies—Food Services

Thursday, December 20, 2001

04347

Statewide—Carbonless Paper

04351

Topeka Correctional Facility—Custom Fabricated
Food Service Tables and Cabinets

Thursday, January 3, 2002

A-9213

Kansas State University—Reroof, Various Locations
and Salina

A-9263

Parsons State Hospital and Training Center—Service
Door Replacement, Media Center and Automatic Door
Replacement, Various Cottages

04317

University of Kansas—Aircraft Insurance

John T. Houlihan
Director of Purchases

Doc. No. 027344

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 S.W. 10th Ave., Topeka:

Date	Committee	Time	Location
December 7	Guardianship/Conservatorship	9:30 a.m.	Room 259
December 14	Probate Law	9:30 a.m.	Room 275
December 14	Family Law	1:00 p.m.	Room 259
January 4	Judicial Council	9:00 a.m.	Room 259
January 4	Guardianship/Conservatorship	9:30 a.m.	Room 275
January 18	Probate Law	9:30 a.m.	Room 259
January 25	Juvenile Offender/ Child in Need of Care	9:30 a.m.	Room 275
February 1	Guardianship/Conservatorship	9:30 a.m.	Room 259
February 15	Probate Law	9:30 a.m.	Room 259
February 22	Juvenile Offender/ Child in Need of Care	9:30 a.m.	Room 275

Hon. Tyler C. Lockett
Chair

Doc. No. 027326

State of Kansas

Department of Administration
Division of Architectural Services

Notice of Commencement of
Negotiations for Technical Services

Notice is hereby given of the commencement of negotiations for surveying and soil testing services for state construction projects for the six-month period from January 1, 2002 to June 30, 2002. Soil testing services would include testing and reporting prior to construction and inspection services during construction. Firms that provide concrete, welding, asphalt, steel, lead paint and hazardous material testing also are being sought.

Firms interested in providing these services should submit an SF 254 form indicating their qualifications, fees for their services and geographical areas of the state in which they are willing to work to Gary Grimes, Deputy Director of Planning and Project Management, Division of Architectural Services, 1020 S. Kansas Ave., Topeka, 66612-1311, (785) 296-8899, ext. 204. An original of the SF 254 form (plus attachments as required) should be submitted with letters of interest.

It is the intention of the division to pre-approve a separate group of qualifying firms and award projects on a rotational basis. If a firm anticipates being limited to specific-sized projects, by dollar volume or location in the state, that information also should be supplied with the response.

Any questions or expressions of interest should be directed to Gary Grimes. Submittals should be received before 5 p.m. December 21.

Thaine Hoffman, AIA
Director, Division of
Architectural Services

Doc. No. 027323

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of December 10-23. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or TTY (785) 296-8430. When available, agendas can be found at <http://skyways.lib.ks.us/ksleg/KLRD/klrd.html>.

Date	Room	Time	Committee	Agenda
December 10	514-S	10:00 a.m.	Joint Committee on Administrative Rules and Regulations	Review of rules and regulations proposed by the Dept. of Corrections; Board of Examiners in Optometry; KBI; Animal Health Dept.; Insurance Dept.; KDHE; Dept. of Wildlife and Parks; Dept. of Administration; Behavioral Sciences Regulatory Board; and Dept. of Agriculture.
December 11	514-S	9:00 a.m.		
December 10	519-S	10:00 a.m.	Legislative Educational Planning Committee	School district health care costs; instructions to staff for bill drafts and final report.
December 11	519-S	9:00 a.m.		
December 12	519-S	9:00 a.m.	Special Committee on Agriculture	Hearings on bio-security in agriculture; committee discussion and recommendations on other topics.
December 12	Topeka Day Reporting Center	9:00 a.m.	Joint Committee on Corrections and Juvenile Justice Oversight	Tour Topeka Day Reporting Center.
December 13	123-S	2:30 p.m.	Legislative Coordinating Council	Legislative matters.
December 13		Canceled Canceled	Joint Committee on Economic Development	
December 14				
December 17	519-S	10:00 a.m.	Joint Committee on Economic Development	Review draft committee reports and issue conclusions and recommendations on remaining topics.
December 18	526-S	9:00 a.m.		
December 17	531-N	10:00 a.m.	Special Committee on Kansas Security	17th: a.m. —Presentations regarding cyber security. p.m. —Presentations relating to the transportation of, licensure of and response to hazardous materials. 18th: Presentations by local entities with regard to response and emergency management.
December 18	531-N	9:00 a.m.		
December 18	123-S	10:00 a.m.	Joint Committee on State Building Construction	Agenda not available.
December 19	123-S	9:00 a.m.		
December 18	519-S	10:00 a.m.	Joint Committee on State-Tribal Relations	Agenda not available.
December 19	519-S	9:00 a.m.		
December 19		Canceled Canceled	Joint Committee on Information Technology	
December 20				
December 20	313-S	10:00 a.m.	Special Committee on Redistricting	Agenda not available.
December 21	313-S	9:00 a.m.		

Jeff Russell
Director of Legislative
Administrative Services

State of Kansas

Kansas, Inc.

Notice of Meeting

The Kansas, Inc. Board of Directors will meet from 10 a.m. to noon Thursday, December 13, at the Overland Park Chamber of Commerce, Southwestern Bell board room, Corporate Woods, Building 29, 9001 W. 110th, Suite 150, Overland Park. The meeting is open to the public. For further information, call (785) 296-1460.

Charles R. Ranson
President

Doc. No. 027346

State of Kansas

Pooled Money Investment Board

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 75-4210. These rates and their uses are defined in K.S.A. 2000 Supp. 12-1675(b)(c)(d), and K.S.A. 75-4201(l) and 75-4209(a)(1)(B).

Effective 12-3-01 through 12-9-01

Term	Rate
1-89 days	2.05%
3 months	1.69%
6 months	1.77%
1 year	2.08%
18 months	2.50%
2 years	2.82%

Derl S. Treff
Director of Investments

Doc. No. 027335

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is announcing its intent to issue an air quality construction permit to Great Plains Power for installation of a proposed electrical generation facility. The proposed facility is to be located 3 miles southwest of the City of Paola. The proposed construction permit authorizes Great Plains Power to install and operate eight simple-cycle combustion turbine generators, eight gas preheaters, eight evaporative coolers, two 1,000,000 gallon fuel oil storage tanks, one 1,000,000 gallon water storage tank, a carbon dioxide fire protection system and necessary ancillary equipment. The proposed plant is to have a nominal electric generating capacity of 640 megawatts.

The proposed permit is to be issued in accordance with the provisions of K.A.R. 28-19-17, prevention of significant deterioration (PSD), which adopt the federal standards, procedures and requirements of 40 CFR 52.21 by reference. These air quality regulations apply to major stationary emission sources located in areas designated as "attainment" under the federal Clean Air Act (CAA). Attainment areas are areas where the air quality meets or

is better than the national ambient air quality standards (NAAQS).

The PSD regulations require evaluation of emission reduction techniques to identify the best available control technology (BACT) for each pollutant for which the emission rate exceeds the PSD significant level. The purpose of BACT is to effect the maximum degree of reduction achievable, taking into account energy, environmental and economic impacts for each pollutant under review. Evaluation of the estimated emissions for the proposed Great Plains Power facility indicates that the emission rate of oxides of nitrogen, sulfur dioxide, carbon monoxide, particulate matter and sulfuric acid mist all exceed the significance levels. Great Plains Power conducted the required BACT analyses. The department has reviewed Great Plains Power's BACT analyses and concurs with its findings that dry low NOx burners, good combustion practices, use of natural gas and low (0.05% by weight) sulfur No. 2 fuel oil is the BACT for these turbines as pollution control.

The PSD regulations also require an evaluation of the impacts, if any, that emissions from the proposed modifications may have on the ambient air quality, visibility, vegetation and soils. Great Plains Power has conducted the required analyses in accordance with methods approved by the U.S. Environmental Protection Agency. The results of the analyses conclude that there should be no significant impacts on the ambient air quality, visibility, local vegetation or soils.

A public comment period has been established until January 7 to allow citizens the opportunity to express any concerns or comments they may have about this permitting action. All comments should be submitted in writing to Connie Carreno, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. A public hearing may be requested on this permitting action. The request for a public hearing should be submitted in writing and should identify the reasons why a public hearing is being requested.

A copy of the proposed permit, the permit application and the information relied upon during the permit application review process is available for public review during normal business hours (8 a.m. to 5 p.m.) at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, and at the KDHE Northeast District Office, 800 W. 24th, Lawrence. Questions about the draft permit should be directed to Harish Agarwal at (785) 296-1572 or to Michael Stewart at (785) 296-1994. To review the proposed permit and supporting documentation, or to obtain copies, contact Connie Carreno, (785) 296-6422, at the KDHE central office, or Pat Simpson, (785) 842-4600, at the KDHE Northeast District Office. The standard departmental cost will be assessed for any copies requested.

Clyde D. Graeber
Secretary of Health and Environment

Doc. No. 027338

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment intends to revise the Kansas Surface Water Register in 2002. One hundred sixty-seven stream segments and 67 lakes have been evaluated by a use attainability analysis (UAA) to determine the appropriate recreational use designation. A list of the UAAs conducted and the proposed designations may be found at <http://www.kdhe.state.ks.us/befs>, or you may contact Ricquelle Landis at (785) 296-6603 to obtain a list.

This is a solicitation for preliminary comments on these proposed designations. Preliminary comments need to be submitted by January 4 to Ricquelle Landis, KDHE, Bureau of Environmental Field Services, 1000 S.W. Jackson, Suite 430, Topeka, 66612-1367. Another opportunity for public comment will be announced at the time of the formal revision.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 027336

State of Kansas

Department of Health
and Environment

Notice Concerning Proposed RCRA Permit

The Kansas Department of Health and Environment and the U.S. Environmental Protection Agency, Region 7, are providing notice of intent to issue a Resource Conservation and Recovery Act (RCRA) permit to Farmland Industries Inc. to perform post-closure care and remediation at the nitrogen plant located near Dodge City. Farmland is responsible under RCRA for the continued remediation and monitoring at this facility, located at 11559 U.S. 50, Dodge City.

The facility obtained interim status as a hazardous waste treatment and storage facility in November 1980 and was assigned the following EPA identification number: KSD044625010. The RCRA permit requires Farmland to perform post-closure care and remediation for the Chromium Destruct Unit and to implement the corrective action requirements. During the term of this permit, Farmland is subject to inspection by the KDHE and the EPA to determine compliance with the requirements of the permit.

In October 1985, the State of Kansas received final authorization from the EPA to implement its own hazardous waste management program in lieu of the federal program, except for the portions covered by the 1984 Hazardous and Solid Waste Amendments (HSWA). The KDHE portion of the permit (Part I) will be issued under the authority of Kansas Statutes Annotated 65-3431 (i) and 65-3431 (s). The EPA portion of the permit (Part II) will be issued under the authority of sections 3002 (b), 3004 (u) and (v), and 3005 of the RCRA.

Part I of the permit will require Farmland to perform post-closure care for the Chromium Destruct Unit, for the facility located near Dodge City, in accordance with the conditions of the permit. The EPA portion (Part II) of the joint permit will address the corrective action requirements of HSWA.

The permit application, draft permit, related information and all data submitted by the applicant, as part of the administrative record, are available for public review from December 10 to February 1, Monday through Friday, at the following locations:

Dodge City Public Library
1001 Second Ave.
Dodge City, 67801
Contact: Rosanne Goble, Director
(620) 225-0248

Kansas Department of Health and Environment
Bureau of Waste Management -
Hazardous Waste Permits Section
1000 S.W. Jackson, Suite 320
Topeka, 66612-1366
Contact: Mostafa Kamal
(785) 296-1609

U.S. Environmental Protection Agency
Region VII - RCAP Branch
901 N. 5th St.
Kansas City, KS 66101
Contact: Andrea Stone
(913) 551-7662
Toll Free 1-800-223-0425

A public hearing will be held in conjunction with the public comment period at 7 p.m. Thursday, January 24, in the city commission meeting room, City Hall, 806 Second Ave., Dodge City. The public hearing provides an opportunity for the public to give formal comments on the draft permit and the application. Oral and written comments may be submitted at the hearing. Written comments related to this permit action should be submitted to Mostafa Kamal (KDHE) or Andrea Stone (EPA) at the above addresses, postmarked not later than February 1.

After consideration of all comments received, the KDHE secretary and the EPA regional administrator will make a final permit decision. Notice will be given to the applicant, to all persons who submitted written comments, to those who commented at the public hearing and to those who requested notice of the final permit decision. If none of the comments received during the public comment period result in revisions to the draft permit, the permit will become effective immediately upon its issuance. If comments received during the public comment period result in revisions, the permit will become effective 30 days after service of notice of the final decision or at a later date, if a review is requested under 40 CFR 124.19

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 027337

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared and/or permit applications have been received for discharges to the waters of the United States and the State of Kansas for the class of discharges described below.

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

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

Public Notice No. KS-AG-01-371/373

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Wilbert Scheele 949 Osage Road Linn, KS 66953	SE/4 of Section 16, T4S, R3E, Washington County	Lower Republican River Basin
Kansas Permit No. A-LRWS-5013		

This is a renewal permit for an existing facility for 450 head (180 animal units) of swine weighing greater than 55 pounds and 85 head of cattle weighing less than 700 pounds (42.5 animal units), for a total of 535 head (222.5 animal units) of swine and cattle.

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

Compliance Schedule: Dewatering equipment shall be obtained within four months after issuance of the permit. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Allison Dairy c/o Jeff Allison 1191 Sunset Delphos, KS 67436	SE/4 of Section 25, T9S, R4W, Ottawa County	Solomon River Basin
Kansas Permit No. A-SOOT-M002		

This is a new permit for an expanding facility for 80 head (112 animal units) of mature dairy cows and 20 head (10 animal units) of cattle weighing 700 pounds or less, for a total of 100 head (122 animal units).

The facility is currently permitted for 80 head of mature dairy cows (112 animal units) and 10 head of cattle weighing over 700 pounds (10 animal units), for a total of 90 head (122 animal units). The proposed expansion involves the addition of an earthen retention structure for impoundment of parlor wastewater and runoff from an open lot and manure storage area.

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

Compliance Schedule: Permeability tests shall be conducted on the earthen wastewater retention structure(s). Should any structure not meet the permeability requirements, additional sealing will be required. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Century Feeders, Inc. 6845 Road 17 Goodland, KS 67735	S/2 of Section 35, T7S, R40W, Sherman County	Upper Republican River Basin
Kansas Permit No. A-URSH-C001 Federal Permit No. KS0040592		

This is a renewal permit for an existing facility for 15,000 head (15,000 animal units) of cattle weighing greater than 700 pounds each.

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

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

Public Notice No. KS-01-175

Name and Address of Applicant	Waterway	Type of Discharge
Bob Bergkamp Construction Co., Inc. 3709 S. West St. Wichita, KS 67217	Walnut River via Sutton Creek	Pit Dewatering and Stormwater Runoff
Facility Name: El Dorado Quarry		

Kansas Permit No. I-WA09-PO14 Federal Permit No. KS0096512

Legal: N½, S20, T26S, R5E, Butler County

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

Public Notice No. KS-ND-01-028

Name and Address of Applicant	Legal Location	Type of Discharge
Tanglewood Lakes Owner Association, Inc. Route 2, Box T-306 LaCygne, KS 66040	SE¼, S35, T20S, R23E, Linn County	Nonoverflow
Kansas Permit No. C-MC26-NO06		

Facility Description: The proposed action is to issue a new permit for the operation of a new wastewater treatment facility treating primarily domestic wastewater. This proposed facility consists of a two-cell wastewater stabilization lagoon. Included in this permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified wastewater treatment plant operator to achieve compliance with its NPDES permit. Discharge of wastewater from this treatment facility to the surface waters of the State of Kansas is prohibited by this permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Public Notice No. KS-PT-01-017

Name and Address of Applicant	Receiving Facility	Type of Discharge
D-J Extruding, L.C. P.O. Box 511 Conway Springs, KS 67031	Conway Springs WWTP	Processed Wastewater
Kansas Permit No. P-AR25-OO01		

Facility Description: The proposed action is to modify and reissue an existing pretreatment permit for this facility. This facility extrudes

aluminum alloy billets into various products. The proposed permit includes limits for total toxic organics, chromium, oil and grease, cyanide, zinc and pH. Process wastewater is treated before being released to the city sanitary sewer. The permit limits are pursuant to state and federal pretreatment requirements.

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

All comments regarding the draft permit or application notice postmarked or received on or before January 5 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-01-371/373, KS-01-075, KS-ND-01-028, KS-PT-01-017) and name of applicant/application as listed when preparing comments.

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

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

- Northwest District Office, 2301 E. 13th,
Hays, 67601-2651, (785) 625-5664
- North Central District Office, 2501 Market Place,
Salina, 67401-7699, (785) 827-9639
- Northeast District Office, 800 W. 24th,
Lawrence, 66046-4417, (785) 842-4600
- Southwest District Office, 302 W. McArtor Road,
Dodge City, 67801-6098, (620) 225-0596
- South Central District Office, 130 S. Market, 6th Floor,
Wichita, 67202-3802, (316) 337-6020
- Southeast District Office, 1500 W. 7th,
Chanute, 66720, (620) 431-2390

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

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

Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays.

These documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 027330

State of Kansas

State Corporation Commission

Notice of Motor Carrier Hearings

The following motor carriers have filed various applications and are scheduled for hearing at 9:30 a.m. December 26 before the commission at its offices, 1500 S.W. Arrowhead Road, Topeka, as indicated below. All applications listed herein are for statewide authority unless otherwise stated. This list does not include cases that have been continued from earlier assigned hearing dates for which parties of record have received notice.

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

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

Applications for Abandonment of Certificate of Public Service:

- Carter & Sons Freightways, Inc.**, 1325 W. Beltline Road,
Carrollton, TX 75006; MC ID No. 209902
- Coronado Feedyard, Inc.**, 2901-B N. Lorraine St., Suite D,
Hutchinson, KS 67502; MC ID No. 118214
- Decker Oil Co., Inc.**, 326 S.E. 15th, Topeka, KS 66607-1260; MC
ID No. 112668
- Glenn Sign & Graphics, Inc.**, 2420 N.W. Huxman, Silver Lake,
KS 66539; MC ID No. 156150
- Matlack, Inc.**, One Rollins Plaza, Wilmington, DE 19899; MC ID
No. 107074
- Pawnee Express L.L.C.**, 512 W. Grand, Frederick, OK 73542; MC
ID No. 152371
- Ed Shannon, dba Shannon Farms**, Route 1, Box 47, Miltonvale,
KS 67466; MC ID No. 152140
- Strecker Trucking, Inc.**, 302 Sill St., Spearville, KS 67876; MC
ID No. 151620

Mike J. Hoeme, Director
Transportation Division

Doc. No. 027343

State of Kansas

State Corporation Commission

Notice of Motor Carrier Applications

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

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

Applications for Certificate of Public Service:

- Henry Billingsley, dba J and H Trucking**, 648 Plum Ave., Inman, KS 67546; MC ID No. 159761; General commodities (except household goods and hazardous materials)
- Blackwell & Bedford Enterprises, Inc.**, 702 W. Railroad, Canton, KS 67428; MC ID No. 161284; William Barker, Attorney; General commodities (except household goods and hazardous materials)
- Richard Craig Blocksome, dba Double C Farms**, Route 1, Box 120, Ransom, KS 67572; MC ID No. 159765; General commodities (except household goods and hazardous materials)
- Jim Bowman, dba J & M Trucking**, 204 Bristol St., Cuba, KS 66940; MC ID No. 161228; General commodities (except household goods and hazardous materials)
- Cedar Valley Transport L.L.C.**, 25413 N.W. Missouri Road, Garnett, KS 66032; MC ID No. 260074; General commodities (except household goods and hazardous materials)
- Joseph P. Clark, dba J. Clark Trucking**, 22142 Kansas Ave., #20, Tonganoxie, KS 66086; MC ID No. 159762; General commodities (except household goods and hazardous materials)
- Anthony R. Cohorst, dba Cohorst Trucking**, 684 Keystone Road, Marysville, KS 66508; MC ID No. 161279; General commodities (except household goods and hazardous materials)
- Pablo Cordero, dba PC Trucking**, 505 S. Stanton, Lot #20, Johnson, KS 67855; MC ID No. 161229; General commodities (except household goods and hazardous materials)
- Andrew J. Dickson**, 595 E. U.S. 50, Stafford, KS 67578; MC ID No. 159758; William Barker, Attorney; General commodities (except household goods and hazardous materials)
- Paul H. Donovan, Jr., dba B & K Trucking**, 1414 N. Calhoun, Liberal, KS 67901; MC ID No. 161244; General commodities (except household goods)
- Fisher LLC**, 626 N.E. 40 Road, Harper, KS 67056-8217; MC ID No. 159769; William Barker, Attorney; General commodities (except household goods and hazardous materials)
- Four Stone Enterprises, Inc.**, 4681 Bluejay Road, Concordia, MO 64020; MC ID No. 159768; General commodities (except household goods and hazardous materials)
- Ervene Hays, dba E & L Trucking**, 1955 22 Road, Plainville, KS 67663; MC ID No. 159760; General commodities (except household goods and hazardous materials)
- Gene Heyka, dba GH Trucking**, 1420 Hickory Road, Belleville, KS 66935; MC ID No. 159767; Scott Condray, Attorney; General commodities (except household goods and hazardous materials)
- K & W Cattle, Inc.**, 7960 Road 23, Goodland, KS 67735; MC ID No. 161251; General commodities (except household goods and hazardous materials)

K. W. Oil Well Service, Inc., 19450 Ford Road, Chanute, KS 66720; MC ID No. 159757; William Barker, Attorney; General commodities (except household goods and hazardous materials)

Langenegger Trucking, LLC, 17736 N.W. Ohio St. Road, Burns, KS 66840; MC ID No. 161287; General commodities (except household goods and hazardous materials)

Steven R. Lough, dba Rocking Chair Trucking, 1011 B Centennial Blvd., Hays, KS 67601; MC ID No. 161230; General commodities (except household goods, passengers and hazardous materials)

Mark's Motorcycles L.L.C., dba Mark's Motorcycles, 9826 Kaw Drive, Edwardsville, KS 66111; MC ID No. 159771; Wrecked, disabled, repossessed and replacement vehicles

Don Miller Trucking L.L.C., Route 1, Box 109A, Hugoton, KS 67951; MC ID No. 159759; General commodities (except household goods and hazardous materials)

Palmer Grain, Inc., 208 N. Nadeau, Palmer, KS 66962; MC ID 115029; Mike Ryan, Attorney; General commodities (except household goods and hazardous materials)

Putnam Trucking, Inc., 11970 N. 900th St., Effingham, IL 62401-9112; MC ID No. 135058; General commodities (except household goods)

Gary Richmond, dba AAA Structural Movers, 751 E. 60th Ave. North, Wellington, KS 67152; MC ID No. 159773; General commodities and structural elements

Neal Roth, dba Bar-R Trucking, 786 Eagle Road, Walton, KS 67151; MC ID No. 159763; General commodities (except household goods, passengers and hazardous materials)

Neal Roth, dba Roth Trucking, 2389 Schoenchen Road, Pfeifer, KS 67660; MC ID No. 159772; General commodities (except household goods, passengers and hazardous materials)

S & S Spraying, Inc., West Industrial Park, Hugoton, KS 67951; MC ID No. 161094; General commodities (except household goods and hazardous materials)

Ronald E. Schill, dba Schill Trucking, 493 S.W. 70th, Leon, KS 67074; MC ID No. 159770; General commodities (except household goods and hazardous materials)

Dale Shelton, dba Elite Carriers, Route 1, Box 1770, Shell Knob, MO 65797; MC ID No. 159764; Cars, SUVs, pickups, farm equipment, tractors

Rhett B. Unruh, dba IROC Trucking, 502 Albert, Emporia, KS 66801; MC ID No. 161231; General commodities (except household goods)

Nancy C. Woods, dba N & P Enterprises, 218 W. Grant, Ulysses, KS 67880; MC ID No. 161177; General commodities (except household goods and hazardous materials)

Larry D. Zortman, dba Cottonwood Farms Trucking, 22076 E Road, Fowler, KS 67844; MC ID No. 161224; General commodities (except household goods and hazardous materials)

Applications for Transfer of Certificate of Public Service:

James K. Banks, dba Banks Automotive, 2000 S. 4th St., Burlington, KS 66839, MC ID No. 151471, to: R. Gene Morrow, dba GMI Towing, 624 Lynx Road S.W., Gridley, KS 66852; Wrecked, disabled, repossessed and replacement vehicles

Tony Kuhlman, dba Kuhlman Trucking, 168 K-25, Monument, KS 67747, MC ID No. 159712, to: Kuhlman Trucking Corp., 168 K-25, Monument, KS 67747; General commodities (except household goods, passengers and hazardous materials)

Steve Lanier, dba Lanier Trucking, 502 W. Lincoln St., Wichita, KS 67213, MC ID No. 158519, to: Lanier Trucking, Inc., 502 W. Lincoln St., Wichita, KS 67213; General commodities (except household goods and hazardous materials)

Charles "Jagger" Swisher, dba Swisher Automotive, 101 S. Maple, Overbrook, KS 66524, MC ID No. 156334, to: Swisher

Automotive, Inc., 101 S. Maple, Overbrook, KS 66524; Wrecked, disabled, repossessed and replacement vehicles

Applications for Name Change of Certificate of Public Service:

Penske Logistics, Inc., P.O. Box 405, Route 10 Greenhills, Reading, PA 19603, MC ID No. 116744, to: Penske Logistics, LLC, P.O. Box 405, Route 10 Greenhills, Reading, PA 19603; General commodities (except household goods)

Petro Source Partners, Ltd., 723 N. Birge, Dumas, TX 79029, MC ID No. 135045, to: Seminole Transportation & Gathering, Inc., 723 N. Birge, Dumas, TX 79029; General commodities (except household goods)

Application for Extension of Certificate of Public Service:

Philip T. Nelson, dba Nelson Tank Service, 1179 First Ave., Windom, KS 67491; MC ID No. 116922; General commodities (except household goods and hazardous materials)

Mike J. Hoeme, Director
Transportation Division

Doc. No. 027342

State of Kansas

Department of Revenue

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted by the Department of Revenue at 8 a.m. Tuesday, February 12, in the basement auditorium of the Docking State Office Building, 915 S.W. Harrison, Topeka, to consider the adoption of amendments to regulations related to cigarette tax meter machines, tobacco products and liquor drink tax.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written comments from the public on the proposed regulations. All interested parties may submit written public comments on the proposed regulations prior to the hearing to Kathleen Smith, Tax Specialist, Office of Policy and Research, Room 230, Docking State Office Building, 915 S.W. Harrison, Topeka, 66625.

All interested parties will be given a reasonable opportunity to present their views, either orally or in writing or both, concerning the adoption of the proposed regulations. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting the Division of Alcoholic Beverage Control at (785) 296-7015 or TTY (785) 296-6461. Disabled parking is located in State Parking Lot No. 2, south of the Docking Building facing Harrison Street. The east entrance to the Docking Building is accessible.

The regulations are proposed for adoption on a permanent basis. A summary of the proposed regulations and the economic impact follows:

Article 5.—CIGARETTE TAX

Revocation of K.A.R. 92-5-4 and 92-5-11. K.A.R. 92-5-4 concerns cigarette tax meter machines and the proce-

dures for using them, and K.A.R. 92-5-11 allows banks to be agents for tax meters and describes requirements for the bank to follow. The State of Kansas no longer uses tax meter machines, which makes these regulations unnecessary.

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

Amendments to K.A.R. 92-5-5, 92-5-6, 92-5-7, 92-5-8, 92-5-9, 92-5-10, 92-5-12 and 92-5-13. These regulations encompass transportation of cigarettes, wholesalers receiving stamped cigarettes, wholesalers with multiple locations, salespersons, redemption of unused stamps, cigarettes unfit for sale, bonds and bond cancellations, and purchasing stamps on credit. The amendments to these regulations are to remove outdated language and to conform with statutory changes of the past few years.

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

Article 17.—TOBACCO PRODUCTS

Amendments to K.A.R. 92-17-1, 92-17-2, 92-17-3, 92-17-4, 92-17-5 and 92-17-6. The listed regulations encompass terms concerning distributors and retailers, imposition of tax, applications/forms, distributor's bond and bond cancellation, and refunds or credits of tax-exempt tobacco products. The amendments to these regulations are to remove outdated language and to conform with statutory changes of the past few years.

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

Article 24.—RETAIL LIQUOR EXCISE TAX

Amendments to K.A.R. 92-24-9, 92-24-10, 92-24-11, 92-24-12, 92-24-13, 92-24-14, 92-24-15, 92-24-18, 92-24-22 and 92-24-24. These regulations encompass issues related to the liquor drink tax. These are definitions, registration certificates, application of the tax, sales tax not being applicable, prohibition of assumption of tax by licensee, time for returns and payment of tax, records required, inventory and sales slips, determination of tax liability and duty of licensees discontinuing business. These regulations are being amended to change definitions to reflect wording in statutes, such as deleting "director" and substituting "secretary" and changing "retail liquor excise tax" to "liquor drink tax." Amendments also are needed to correct statutory references, deleting redundant language and references, and adding specific license types instead of the general catchall "clubs." More descriptive language is added to some requirements (not changing the requirements, just clarifying them).

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

A copy of the regulations and the economic impact statements may be obtained from the Kansas Department of Revenue, Office of Policy and Research, Room 230, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1588.

Stephen S. Richards
Secretary of Revenue

Doc. No. 027324

State of Kansas

Department of Revenue

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted by the Department of Revenue at 10 a.m. Tuesday, February 19, in Room 481, Docking State Office Building, 915 S.W. Harrison, Topeka, to consider the adoption of amendments to regulations pertaining to liquefied petroleum fuel tax and nonresident contractors.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written comments from the public on the proposed regulations. All interested parties may submit written public comments on the proposed regulations prior to the hearing to Kathleen Smith, Tax Specialist, Office of Policy and Research, Room 230, Docking State Office Building, 915 S.W. Harrison, Topeka, 66625.

All interested parties will be given a reasonable opportunity to present their views, either orally or in writing or both, concerning the adoption of the proposed regulations. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Kathleen Smith at (785) 296-3081 or TTY (785) 296-6461. Disabled parking is located in State Parking Lot No. 2, south of the Docking Building facing Harrison Street. The east entrance to the Docking Building is accessible.

The regulations are proposed for adoption on a permanent basis. A summary of the proposed regulations and their economic impact follows:

Article 14.—LIQUEFIED PETROLEUM FUEL TAX

Amendments to K.A.R. 92-14-4. This regulation concerns records that must be kept to document LP-gas use in Kansas. This regulation has been unchanged since it was written in 1973. Since then, the controlling statutes have been amended several times. This regulation has been amended to bring its form up to date and to make it consistent with the language of the controlling statutes.

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

Amendments to K.A.R. 92-14-5. This regulation concerns records that LP-gas dealers must keep to document LP-gas sales in Kansas. This regulation has been unchanged since it was written in 1973. Since then, the controlling statutes have been amended several times. This regulation has been amended to update its form and bring the history up to date.

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

Amendments to K.A.R. 92-14-6. This regulation concerns sales of LP-gas to special LP-gas permit users. This regulation has been unchanged since it was written in

1973. Since then, the controlling statutes have been amended several times. This regulation has been amended to update its form and to correct the erroneous reference.

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

Amendments to K.A.R. 92-14-7. This regulation, in its current form, discusses special farm users permits. The statutes were revised in 1983 to reference "LP-gas permit users" rather than "farm users." (See 1983 Kan. Sess. Laws Ch. 330, Secs. 3 & 4.) This regulation, which has been unchanged since it was published in 1973, has been amended to update its form and to change the reference to "farm users."

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

Amendments to K.A.R. 92-14-8. This regulation concerns LP-gas licenses and the bond requirements for licensees. This regulation has been unchanged since it was written in 1973. Since then, the controlling statute has been amended. This regulation has been amended to update its form and history.

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

Amendments to K.A.R. 92-14-9. This regulation provides the conversion factor for converting compressed natural gas measured in cubic feet to gallons. The regulation was last amended in 1983. The amendments proposed are to form only.

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

Article 15.—NONRESIDENT CONTRACTORS

Amendments to K.A.R. 92-15-3. This regulation provides registration and reporting requirements for nonresident contractors. The form of the regulation, which has been unchanged since 1968, has been updated. The proposed amendments require contractors to report any name and ownership changes, as well as address changes.

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

Amendments to K.A.R. 92-15-4. This regulation addresses the nontransferability of contracts. The form of the regulation, which has been unchanged since 1968, has been updated and clarified.

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

Amendments to K.A.R. 92-15-8. This regulation addresses the requirements for release of a nonresident contractor's bond. The form of the regulation, which has been unchanged since 1968, has been updated for clarity.

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

Copies of the regulations and their economic impact statements may be obtained from the Kansas Department of Revenue, Office of Policy and Research, Room 230, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1588.

Stephen S. Richards
Secretary of Revenue

Doc. No. 027329

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Wichita Airport Hilton, until 2 p.m. December 12 and then publicly opened:

District One - Northeast

Atchison—73-3 K-8483-01 - U.S. 73, 4 miles (6.4 kilometers) north of the Atchison-Leavenworth county line north to the south city limits of Atchison, 5.8 miles (9.4 kilometers), overlay. (State Funds)

Atchison-Jackson—116-106 K-8588-01 - K-116 from the Jackson-Atchison county line east to the west junction of U.S. 159; K-116 from the east junction of U.S.159 east to the junction of U.S. 59; K-116 from the junction of K-16 east to the Jackson-Atchison county line, 22 miles (35.4 kilometers), overlay. (State Funds)

Brown-Jackson—75-106 K-8586-01 - U.S. 75 from the Jackson-Brown county line north to the east junction of U.S. 36; U.S. 75 from the west junction of U.S. 36 north to the junction of K-246; U.S. 75 from the junction of K-9 north to the Jackson-Brown county line, 20 miles (32.2 kilometers), seal. (State Funds)

Doniphan-Brown—106 K-8577-01 - K-20 from the east junction of U.S. 73 east to the Brown-Doniphan county line; K-7 from the junction of K-20 north to 0.4 mile (0.6 kilometer) south of the east junction of U.S. 36; K-7 from the Brown-Doniphan county line east to the junction of K-7; 26.2 miles (42.2 kilometers), overlay. (State Funds)

Douglas-Osage—106 K-8584-01 - U.S. 56 from the Osage-Douglas county line east to the junction of U.S. 59; U.S. 56 from the Lyon-Osage county line east to the Osage-Douglas county line; K-31 from the south junction of U.S. 56 south to the junction of K-170, 46.8 miles (75.4 kilometers), overlay. (State Funds)

Jackson-Nemaha—62-106 K-8585-01 - K-62 from the junction of K-16 north to the Jackson-Nemaha county line; K-62 from the Jackson-Nemaha county line to the junction of K-9, 13.3 miles (21.5 kilometers), seal. (State Funds)

Jefferson-Shawnee—4-106 K-8576-01 - K-4 from the Shawnee-Jefferson county line northeast to the junction of U.S. 59; K-4 from the east junction of U.S. 24 north to the Shawnee-Jefferson county line, 29.4 miles (47.3 kilometers), overlay. (State Funds)

Johnson—56-46 K-8478-01 - U.S. 56 from Sycamore Street to I-35, 2.3 miles (3.6 kilometers), overlay. (State Funds)

Johnson—56-46 K-8479-01 - U.S. 56 from Metcalf Avenue east to the Kansas-Missouri state line, 3.7 miles (6 kilometers), sealing. (State Funds)

Johnson—69-46 K-8482-01 - U.S. 69 from College Boulevard north to I-35, 3.5 miles (5.7 kilometers), pavement patching. (State Funds)

Leavenworth—52 C-3603-01 - Intersection of county route 1841 and county route 1847, 0.2 mile (0.3 kilometer), intersection improvement. (Federal Funds)

Leavenworth—52 C-3617-01 - County route 389 from 0.06 mile (0.1 kilometer) south of county route 2176 to (0.1 kilometer) north of county route 5050, 1.1 miles (1.8 kilometers), grading and surfacing. (Federal Funds)

Nemaha—75-66 TE-0124-01 - U.S. 75, 5.5 miles (8.9 kilometers) north of Sabetha on U.S. 75, 0.14 mile (0.24 kilometer), landscaping and beautification. (Federal Funds)

Osage—70 K-1314-06 - Eisenhower State Park, Melvern, park road improvements. (State Funds)

Osage—70 K-1803-05 - Pomona State Park, park road improvements. (State Funds)

Pottawatomie—75 K-8212-01 - Pottawatomie County State Fishing Lake, bridge replacement. (State Funds)

Pottawatomie-Shawnee—106 K-8583-01 - U.S. 24 from the east city limits of Belvue east to the Pottawatomie-Shawnee county line (excludes St. Marys); U.S. 24 from the Pottawatomie-Shawnee county line east to the west city limits of Silver Lake; U.S. 24 0.8 mile (1.3 kilometers) east of the junction of U.S. 75 east to 1.1 miles (1.8 kilometers) east of the junction of U.S. 75; K-4 from the south junction of Auburn Road north to 10th Street, 28.6 miles (46 kilometers), overlay. (State Funds)

Shawnee—75-89 K-5666-04 - I-70 Kansas River bridge, west lane, (0.8 kilometer) north of I-70 and U.S. 75, bridge painting. (State Funds)

Shawnee—89 K-8636-01 - Roads within Shawnee Fishing Lake Park, 2.9 miles (4.7 kilometers), park road improvements. (State Funds)

Wyandotte—105 N-0151-01 - East Kansas Avenue over the Kansas River in Kansas City, 0.4 mile (0.6 kilometer), bridge repair. (Federal Funds)

District Two - Northcentral

Clay—14 C-3844-01 - County road 5.2 miles (8.4 kilometers) south and 4 miles (6.4 kilometers) east of Clay Center, 0.2 mile (0.3 kilometer), grading, bridge and surfacing. (Federal Funds)

Clay-Riley—82-106 K-8598-01 - K-82 from the junction of K-15 east to the Clay-Riley county line; K-82 from the Clay-Riley county line east to the south junction of U.S. 77, 10.7 miles (17.2 kilometers), overlay. (State Funds)

Cloud-Jewell—106 K-8665-01 - K-28 from the Jewell-Cloud county line east to the junction of K-9; from the junction of K-28 east to the west city limits of Concordia; K-9 from the junction of K-148 south and east to the Jewell-Cloud county line, 24.4 miles (39.3 kilometers), crack repair. (State Funds)

Dickinson-Saline—4-106 K-8597-01 - K-4 from the Saline-Dickinson county line east to the junction of K-43; K-4 from the junction of K-104 east to the Saline-Dickinson county line, 32 miles (51.5 kilometers), overlay. (State Funds)

Ellsworth-Lincoln-Rice—14-106 K-8653-01 - K-14 from the Rice-Ellsworth county line north to the Ellsworth-Lincoln county line; K-14 from the Ellsworth-Lincoln county line north to the south city limits of Lincoln; K-14 from the junction of K-4 north to the Rice-Ellsworth county line, 39.2 miles (63.1 kilometers), crack repair. (State Funds)

(continued)

Jewell-Republic—106 K-8670-01 - U.S. 36 from the Smith-Jewell county line east to the Jewell-Republic county line; K-112 junction of U.S. 36 north to the south city limits of Esbon; U.S. 36 from the Jewell-Republic county line east to 1.1 miles (1.8 kilometers) east of the junction of U.S. 81; K-199 from the north city limits of Courtland north to the junction of U.S. 36, 50.8 miles (81.7 kilometers), crack repair. (State Funds)

McPherson-Saline—81B-106 K-8673-01 - U.S. 81B from the junction of I-135 north to the McPherson-Saline county line; U.S. 81B from the McPherson-Saline county line north to the Rose Hill intersection, 8.3 miles (13.4 kilometers), overlay. (State Funds)

McPherson—61-59 K-8538-02 - K-61 from the Reno-McPherson county line north to the junction of K-153, 12.5 miles (20.1 kilometers), overlay. (State Funds)

Ottawa—81-72 K-8661-01 - U.S. 81 from the Saline-Ottawa county line north to the junction of K-106, 11.4 miles (18.4 kilometers), crack repair. (State Funds)

Saline—70-85 K-6778-02 - I-70 from the junction of I-135 east to west of Niles Road, 9.3 miles (14.9 kilometers), overlay. (Federal Funds)

District Three - Northwest

Graham—33 C-3700-01 - County road 5.2 miles (8.4 kilometers) north and 1 mile (1.6 kilometers) east of Bogue, 0.2 mile (0.3 kilometer), grading and bridge. (Federal Funds)

Russell—70-84 K-8656-01 - I-70 from the Ellsworth-Russell county line east to 0.7 mile (1.2 kilometers) west of the east junction of U.S. 24B, 13.3 miles (21.3 kilometers), overlay. (State Funds)

Russell—84 C-3724-01 - County road 1 mile (1.6 kilometers) north and 1 mile (1.6 kilometers) east of Lucas, 0.4 mile (0.8 kilometer), grading and bridge. (Federal Funds)

Thomas-Logan—83-106 K-8649-01 - U.S. 83 from 0.1 mile (0.2 kilometer) north of the west junction of U.S. 40 north to the Logan-Thomas county line; U.S. 83 from the Logan-Thomas county line north 10.9 miles (17.5 kilometers), overlay. (State Funds)

District Four - Southeast

Anderson—2 K-8605-01 - U.S. 59 from the north city limits of Garnett north to the Anderson-Franklin county line; U.S. 169 from 1.9 kilometers north of the junction of K-57 north to the south junction of U.S. 59; U.S. 59 from the south junction of U.S. 169 north to the north junction of U.S. 169; U.S. 169 from the junction of U.S. 59 east to the junction of U.S. 169, 21.6 miles (34.8 kilometers), overlay. (State Funds)

Allen-Anderson—59-106 K-8604-01 - U.S. 59 from the junction of U.S. 54 north to the Allen-Anderson county line; U.S. 59 from the Allen-Anderson county line north to the south junction of K-31, 11.1 miles (17.9 kilometers), seal. (State Funds)

Bourbon-Crawford—106 K-8602-01 - K-7 from the Crawford-Bourbon county line north and east to the south junction of U.S. 69; K-7 from the north city limits of Girard north to the Crawford-Bourbon county line; K-

277 from the junction of K-7 east to West Lake Road, 22.9 miles (36.9 kilometers), overlay. (State Funds)

Crawford-Neosho—46-106 K-8606-01 - K-146 from the Neosho-Crawford county line east to the junction of K-3; K-146 from the junction of U.S. 59 east to the Neosho-Crawford county line, 15.5 miles (25 kilometers), overlay. (State Funds)

Franklin—59-30 K-8676-01 - U.S. 59 from the north city limits of Ottawa north to the Franklin-Douglas county line; U.S. 59 (0.4 kilometer) south of the Anderson-Franklin county line north to the concrete pavement south of I-35, 20.5 miles (34 kilometers), overlay. (State Funds)

Labette—50 C-3768-01 - County road 2.0 miles (3.2 kilometers) south and 1.5 miles (2.4 kilometers) west of Oswego, 0.15 mile (0.24 kilometer), grading and bridge. (Federal Funds)

Neosho—39-67 K-7848-01 - K-39 from west of U.S. 169 east to Plummer Avenue in Chanute, 0.7 mile (1.1 kilometers), grading and surfacing. (State Funds)

Neosho—67 K-7898-01 - Plummer Avenue from K-39 north to Ash Grove Road in Chanute, 0.5 mile (0.8 kilometer), grading and surfacing. (State Funds)

District Five - Southcentral

Butler-Sedgwick—54-106 K-8593-01 - U.S. 54 from the Sedgwick-Butler county line east to the west city limits of Augusta; U.S. 54 from the east city limits of Wichita east to the Sedgwick-Butler county line, 10.9 miles (17.6 kilometers), overlay. (State Funds)

Cowley—15-18 K-8515-01 - K-15 from the Oklahoma-Kansas state line north to the east junction of U.S. 166, 7.9 miles (12.7 kilometers), overlay. (State Funds)

Harper—44-39 K-6699-01 - K-44 from Lawrence to Pennsylvania Street and 3rd Street to 5th Street in Anthony 0.2 mile (0.4 kilometer), curb and gutter. (State Funds)

Harper—179-39 K-7716-01 - K-179 beginning north of the railroad right of way north to the north side of Washington Street, 0.39 mile (0.63 kilometer), curb and gutter, road improvements. (State Funds)

Harvey-Reno—50-106 K-8510-01 - U.S. 50 from the Reno-Harvey county line east to the Meridian Street bridge in Newton; U.S. 50 from Halstead Street east to the Reno-Harvey county line, 27.9 miles (44.8 kilometers), rumble strip construction. (State Funds)

Harvey-Reno—50-106 K-8592-01 - U.S. 50 from the Reno-Harvey county line east to the west city limits of Newton; U.S. 50 east of Halstead Road east to the Reno-Harvey county line, 28.9 miles (46.6 kilometers) seal. (State Funds)

Kingman—14-48 K-8514-01 - K-14 from the junction of K-42 north to the 4-lane in Kingman, 12.5 miles (20.3 kilometers), overlay. (State Funds)

Reno—61-78 K-8637-01 - K-61 from the west city limits of Turon northeast to the west junction of U.S. 50, 25.3 miles (40.8 kilometers), overlay. (State Funds)

Sedgwick—87 K-8312-01 - Various locations in Wichita, lighting. (State Funds)

Sedgwick—135-87 K-6370-01 - I-135 end of viaduct north to 0.06 mile (0.1 kilometer) north of 37th Street, 2.6

miles (4.2 kilometers), pavement reconstruction. (Federal Funds)

Sedgwick—81-87 K-8611-01 - U.S. 81 and Grand Street in the City of Haysville, traffic signals. (State Funds)

Sumner—96 K-8594-01 - U.S. 81 from the Oklahoma-Kansas state line north to the south city limits of Caldwell; U.S. 81 from the east city limits of Caldwell north to 3 miles (4.8 kilometers) south of Wellington; U.S. 160 from the Kansas Turnpike Authority east to the east city limits of Oxford, 33.8 miles (54.5 kilometers), overlay. (State Funds)

District Six - Southwest

Clark—160-13 K-7334-01 - U.S. 160 Johnson Creek bridge, 1 mile (1.6 kilometers) east of the Meade-Clark county line, bridge replacement. (Federal Funds)

Greeley—96-36 K-8638-01 - K-96 from the junction of K-27 east to the Greeley-Wichita county line, 10.2 miles (16.4 kilometers), overlay. (State Funds)

Hamilton—50-38 K-7178-01 - The intersection of U.S. 50 and east junction of K-27, 0.09 mile (0.16 kilometer), intersection improvement. (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 affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid approval package will make the bid nonresponsive and not eligible for award consideration.

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

E. Dean Carlson
Secretary of Transportation

Doc. No. 027309

State of Kansas

Office of the State Bank Commissioner

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 10 a.m. Tuesday, February 5, in the conference room of the Office of the State Bank Commissioner, Suite 300, 700 S.W. Jackson, Topeka, to consider the adoption of proposed Kansas Administrative Regulation 17-24-3. The regulation proposed is for adoption on a permanent basis.

The Kansas Legislature recently passed House Bill 2481, which made substantial changes to the Kansas Mortgage Business Act (K.S.A. 9-2201 et seq.). Section 10 of House Bill 2481 amended K.S.A. 2000 Supp. 9-2209 (commissioner, powers and duties) by granting the commissioner the authority to require any licensee or registrant to complete a minimum number of continuing education hours annually as a condition of license or registration renewal. Proposed K.A.R. 17-24-3 is necessary to establish and implement such continuing education requirements. Since 1996, when the Office of the State Bank Commissioner assumed regulatory authority over persons engaged in mortgage business in Kansas, the industry has grown dramatically. Continuing professional education (CPE) will assist the mortgage business industry in providing competent and professional services to Kansas citizens.

K.A.R. 17-24-3, as proposed, establishes annual continuing education requirements for individuals required to register with the Office of the State Bank Commissioner (OSBC) as loan originators, pursuant to the Kansas Mortgage Business Act (K.S.A. 9-2201 et seq.). Loan originators will be required to complete at least eight hours of approved CPE annually as a condition of registration renewal. The OSBC will approve all CPE courses, which must focus on issues of mortgage business or related industry topics. The OSBC will review and consider any type of CPE course for credit, including correspondence courses, Internet courses and college courses. Generally, a CPE hour will consist of at least 50 minutes of instruction. Evidence of satisfactory completion of approved CPE courses will be submitted to the OSBC by the individual loan originator completing the CPE course or the CPE course sponsor. The OSBC may forgive CPE requirements under certain circumstances that prevent successful completion of CPE.

The cost of implementing CPE requirements will be borne, primarily, by those individuals registered with the OSBC as loan originators and required to comply with CPE requirements. Loan originators will be individually responsible for paying the costs associated with attendance at approved CPE courses. The cost to loan originators for attending approved CPE courses will be determined by each CPE course sponsor. The OSBC will incur costs associated with reviewing and processing requests for CPE course approval and tracking CPE course completion for all loan originators. The OSBC, however, anticipated and accounted for such costs when it recently amended K.A.R. 17-24-2 (mortgage business fees). The fees established by K.A.R. 17-24-2, as amended, include

(continued)

annual registration fees for all loan originators, which were designed to offset the cost to the OSBC for supervising a CPE program.

A copy of the proposed regulation and the economic impact statement may be obtained by contacting Robert D. Eskildsen, Staff Attorney, Office of the State Bank Commissioner, 700 S.W. Jackson, Suite 300, Topeka, 66603, (785) 296-2266. The standard departmental cost will be assessed for any copies requested.

This 60-day notice of hearing shall constitute a public comment period for the purpose of receiving public comments on the proposed regulation. Written comments should be submitted prior to the hearing to Franklin W. Nelson, State Bank Commissioner, at the address listed above. Interested persons will be given reasonable opportunity at the hearing to present their views and arguments on the adoption of the proposed regulation. However, presentations should be in writing whenever possible.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days before the hearing by contacting Robert D. Eskildsen at (785) 296-2266, fax (785) 296-0168.

Franklin W. Nelson
State Bank Commissioner

Doc. No. 027327

State of Kansas

Social and Rehabilitation Services

Permanent Administrative Regulations

Article 5.—PROVIDER PARTICIPATION, SCOPE OF SERVICES, AND REIMBURSEMENTS FOR THE MEDICAID (MEDICAL ASSISTANCE) PROGRAM

30-5-76. Scope of coverage and reimbursement for services for qualified medicare beneficiaries. The scope of coverage for QMBs shall be the reimbursement of medicare premiums and coinsurance under part A and part B of medicare, for covered and noncovered medicaid/medikan services. The reimbursement rates shall be based upon the methodologies specified in this article, and the combination of medicare and medicaid payments shall not exceed payments at the current medicaid/medikan reimbursement rates. If the medicare payment exceeds the payment at the current medicaid/medikan reimbursement rate, no further payment shall be made. Reimbursement rates for services not otherwise covered by medicaid/medikan shall not exceed 80 percent of the current medicare allowable reimbursement rates or shall be determined by the secretary. This regulation shall be effective on and after January 1, 2002. (Authorized by and implementing K.S.A. 39-708c; effective July 1, 1989; amended Jan. 1, 2002.)

30-5-100. Scope of dental services. (a) Dental services shall be covered for recipients receiving a Kan Be Healthy dental screening.

(1) Both a Kan Be Healthy medical screening and a Kan Be Healthy dental screening shall be required for coverage of limited orthodontia services, with the exception of emergency services.

(2) Prior authorization shall be required for designated services.

(3) Prior authorization shall be required for dental treatment plans estimated to exceed, during a calendar year, the range maximum established by the secretary.

(b) Dental services for medicaid recipients not participating in the Kan Be Healthy program shall be limited to the following treatments:

- (1) Orcastral fistula closure;
- (2) unilateral radical antrotomy;
- (3) biopsy of oral tissue;
- (4) radical excision of lesion;
- (5) excision of tumors;
- (6) removal of cysts and neoplasms;
- (7) partial ostectomy;
- (8) surgical incision and drainage of abscess;
- (9) removal of foreign bodies, skin, subcutaneous areolar tissue;
- (10) sequestrectomy for osteomyelitis;
- (11) maxillary sinusotomy for removal of tooth fragment or foreign body;
- (12) treatment of fractures;
- (13) closed reduction of dislocation and related injections;
- (14) limitation of motion and related injections;
- (15) sutures;
- (16) oral skin grafts;
- (17) frenulectomy;
- (18) excision of pericoronal gingiva;
- (19) sialolithotomy;
- (20) excision of salivary gland;
- (21) sialodochoplasty;
- (22) closure of salivary fistula;
- (23) emergency tracheotomy;
- (24) general anesthesia: first 30 minutes;
- (25) general anesthesia: each additional 15 minutes;
- (26) consultation in the form of diagnostic services provided by a dentist or physician other than the practitioner providing treatment;
- (27) house call or extended care facility call;
- (28) hospital call; and
- (29) prior authorized procedures for medically necessary tooth extractions.

(c) This regulation shall be effective on and after January 1, 2002. (Authorized by and implementing K.S.A. 39-708c; effective May 1, 1981; amended May 1, 1983; amended, T-84-7, May 1, 1983; amended May 1, 1984; amended May 1, 1986; amended, T-87-44, Jan. 1, 1987; amended, T-88-10, May 1, 1987; amended May 1, 1988; amended, T-30-7-29-88, July 29, 1988; amended Sept. 26, 1988; amended Jan. 2, 1989; amended Oct. 1, 1989; amended Aug. 1, 1990; amended Dec. 31, 1992; amended Sept. 27, 1993; amended Jan. 1, 2002.)

Janet Schalansky
Secretary of Social and
Rehabilitation Services

Doc. No. 027328

State of Kansas
Office of the State Bank Commissioner
Permanent Administrative Regulations

Table with 2 columns: Maturity (September 1) and Principal Amount. Rows for years 2008 through 2012.

Article 24.—MORTGAGE BUSINESS

17-24-2. Mortgage business fees. At the time of filing any application, or providing any notice that requires the amendment of any license or registration pursuant to the Kansas mortgage business act, K.S.A. 9-2201 et seq., and amendments thereto, each applicant, licensee, or registrant shall remit to the office of the state bank commissioner the following applicable nonrefundable fees:

- (a) Application for principal place of business ... \$600
(b) Renewal application for principal place of business ... \$400
(c) Application for branch office ... \$200
(d) Renewal application for branch office ... \$200
(e) Application for registration as loan originator \$75
(f) Renewal application for registration as loan originator ... \$50
(g) Amendment of any license or registration \$25

Franklin W. Nelson
State Bank Commissioner

Doc. No. 027320

(Published in the Kansas Register December 6, 2001.)

Summary Notice of Bond Sale
Fire District No. 2
Johnson County, Kansas (Rural)
\$1,350,000
General Obligation Improvement Bonds
Series 2002-A
(General obligation bonds payable from unlimited ad valorem taxes)

Bids

Subject to the notice of bond sale dated November 28, 2001, bids will be received by the administrative secretary for the board of Fire District No. 2, Johnson County, Kansas (Rural), on behalf of the governing body at 19495 Metcalf, Stilwell, KS 66085, or, in the case of electronic proposals, via Thomson Financial Municipals Group BiDCOMP/PARITY Electronic Bid Submission System, until 1 p.m. December 18, 2001, for the purchase of \$1,350,000 principal amount of General Obligation Improvement Bonds, Series 2002-A. No bid of less than the entire par value of the bonds and accrued interest 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, 2002, and will become due on September 1 in the years as follows:

The bonds will bear interest from that date at rates to be determined when the bonds are sold as provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 2003.

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 or a financial surety bond in a form that complies with the requirements set forth in the notice of bond sale in the amount of \$27,000 (2 percent of the principal amount of the bonds).

Delivery

The district will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about January 3, 2002, through the facilities of the Depository Trust Company, New York, New York.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2001 is \$159,159,236. The total general obligation indebtedness of the district as of the date of the bonds, including the bonds being sold, is \$2,915,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Logan Riley Carson & Kaup, L.C., Overland Park, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the district and delivered to the successful bidder when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the administrative secretary, (913) 681-2764; from the financial advisor, George K. Baum & Company, 435 Nichols Road, Suite 200, Kansas City, MO 64112, (816) 474-1100, Attention: David Arteberry; or from bond counsel, Logan Riley Carson & Kaup, L.C., 9200 Indian Creek Parkway, Suite 230, Overland Park, KS 66210, (913) 661-0399.

Dated November 29, 2001.

Fire District No. 2
Johnson County, Kansas (Rural)
By Jennifer Childers
Administrative Secretary for the Board
19495 Metcalf
Stilwell, KS 66085

Doc. No. 027341

State of Kansas

Animal Health Department

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Tuesday, February 12, in the Florentine Room of the Jayhawk Tower, 700 S.W. Jackson, Topeka, to consider proposed regulations K.A.R. 9-18-1, 9-22-4, 9-22-5 and 9-22-6, which establish pound and shelter subcategories for foster care, rescue homes and group foster homes.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to George Teagarden, Kansas Livestock Commissioner, 708 S.W. Jackson, Topeka, 66603. During the hearing, all interested parties will be given a reasonable opportunity to present their views orally on the adoption of any or all of the four proposed regulations. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Brenda Schutte at (785) 296-2326. There is no designated handicapped parking on the block. The building entrance on Jackson Street is handicap accessible.

Copies of the regulations and the economic impact statement may be obtained by contacting Brenda Schutte. A summary of the proposed regulations and the economic impact follows:

K.A.R. 9-18-1 sets license fees for the Kansas Pet Animal Act, which is established by K.S.A. 47-1701 *et seq.* The proposed amendment lowers the \$200 pound and shelter fee for three new subcategories of pounds and shelters. Fees for these subcategories range from \$20 to \$75. The proposed amendment also modifies the fee for closing a facility.

Proposed regulations **K.A.R. 9-22-4 through 9-22-6** create exceptions to current pound and shelter licensing requirements. These regulations allow the department to separately license "foster homes," which provide temporary care and housing for animals owned by a state licensed pound and shelter; "rescue homes," which are generally purebred rescues; and "group foster homes," which is a type of pound or shelter consisting of the premises of two or more individuals who have joined together to accept pet animals for the purpose of providing permanent adoptive homes. The regulations establish the procedure and requirements for licensing under each category and place limitations on the number of homes a pound and shelter can use, the number of fostered or rescued adult animals placed in each home and the amount of time an animal can remain in foster care. The regulations further specify that an individual operating one of these facilities may not accept stray animals. The regu-

lations require these licensees to follow pound and shelter regulations.

The proposed regulations should result in savings for licensees. Under the current fee schedule, a licensee would be required to pay \$200 for each premise housing animals. The proposed fees are lowered to \$20 to \$75 depending on the activity. The agency estimates an additional cost of \$2,500 to regulate these entities.

George Teagarden
Kansas Livestock Commissioner

Doc. No. 027339

(Published in the Kansas Register December 6, 2001.)

**Summary Notice of Bond Sale
Unified School District No. 491
Douglas County, Kansas (Eudora)
\$8,000,000
General Obligation Bonds
Series 2001**

(General obligation bonds payable from unlimited ad valorem taxes)

Bids

Subject to the official notice of bond sale and preliminary official statement dated November 15, 2001, sealed, facsimile and electronic bids will be received by the district clerk of Unified School District No. 491 (Eudora), Douglas County, Kansas (the issuer), in the case of sealed and facsimile bids, on behalf of the governing body of the district at the district office, 1002 Elm St., Eudora, KS 66025, and in the case of electronic bids, through Thomson Financial Municipals Group BiDCOMP/PARITY electronic bid submission system, until 4:30 p.m. Thursday, December 13, 2001, for the purchase of \$8,000,000 principal amount of General Obligation Bonds, Series 2001. 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 initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, to which payments of principal of and interest on the bonds will be made. Individual purchases of bonds will be made in book-entry form only. Purchasers will not receive certificates representing their interest in bonds purchased. The bonds will be dated December 1, 2001, and will become due on September 1 in the years as follows:

Year	Principal Amount
2005	\$ 45,000
2006	75,000
2007	105,000
2008	135,000
2009	175,000
2010	210,000
2011	255,000

2012	300,000
2013	355,000
2014	410,000
2015	470,000
2016	535,000
2017	605,000
2018	685,000
2019	765,000
2020	860,000
2021	955,000
2022	1,060,000

(Published in the Kansas Register December 6, 2001.)

**Summary Notice of Bond Sale
Unified School District No. 356
Sumner County, Kansas (Conway Springs)
\$4,350,000
General Obligation Bonds, Series 2001B
(General obligation bonds payable from
unlimited ad valorem taxes)**

The bonds will be subject to optional redemption prior to maturity as provided in the official notice of bond sale and preliminary official statement.

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 2003.

Paying Agent and Bond Registrar

The Kansas State Treasurer, Topeka, Kansas, will be the paying agent and bond registrar.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$160,000 (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 to the facilities of the Depository Trust Company, New York, New York, without cost to the successful bidder within 45 days after the date of sale.

Assessed Valuation and Indebtedness

The total assessed valuation of taxable tangible property in the district for the year 2001 is \$39,225,765. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$13,150,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Nichols and Wolfe Chartered, Topeka, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer and delivered to the successful bidder when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the district clerk, (785) 542-4910, or from the financial advisor, Ranson & Associates, Inc., 250 N. Rock Road, Suite 150, Wichita, KS 67206, 1-800-345-2363.

Dated November 15, 2001.

Unified School District No. 491
Douglas County, Kansas (Eudora)
Eva S. Deonier, District Clerk
1002 Elm St.
Eudora, KS 66025

Bids

Subject to the notice of bond sale dated November 26, 2001, sealed, facsimile and electronic bids will be received by the clerk of Unified School District No. 356, Sumner County, Kansas (Conway Springs) (the issuer), or by the financial advisor referenced below, in the case of sealed and facsimile bids, on behalf of the governing body at 110 N. Monnet, Conway Springs, KS 67031, and in the case of electronic bids, through Thomson Financial Municipals Group BiDCOMP/PARITY electronic bid submission system, until 5 p.m. December 17, 2001, for the purchase of \$4,350,000 principal amount of General Obligation Bonds, Series 2001B. 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 15, 2001, and will become due on March 1 in the years as follows:

Year	Principal Amount
2004	\$50,000
2005	100,000
2006	115,000
2007	130,000
2008	135,000
2009	150,000
2010	170,000
2011	180,000
2012	200,000
2013	215,000
2014	235,000
2015	255,000
2016	270,000
2017	295,000
2018	320,000
2019	340,000
2020	370,000
2021	395,000
2022	425,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 2003.

Book-Entry-Only System

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

(continued)

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$87,000 (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 about December 27, 2001, to DTC for the account of the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2001 is \$17,551,627. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$9,585,000.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (620) 456-2961, fax (620) 456-3173; or from the joint financial advisors, Ranson Municipal Consultants, L.L.C., 120 S. Market St., Suite 200, Wichita, KS 67202, Attention: John Haas, (316) 269-2231, fax (316) 262-5754, and Fahnestock & Co., Inc., 534 Kansas Ave., Topeka, KS 66603, Attention: John McArthur, (785) 235-9281, fax (785) 235-1027.

Dated November 26, 2001.

Unified School District No. 356
Sumner County, Kansas (Conway Springs)

Doc. No. 027345

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2000 Volumes and 2001 Supplement to the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-5-8	Amended	V. 20, p. 730
1-5-9	Amended	V. 20, p. 730
1-5-19b	Amended	V. 20, p. 730
1-5-19c	Amended	V. 20, p. 730
1-5-20	Amended	V. 20, p. 731
1-18-1a	Amended	V. 20, p. 1602
1-45-1	Amended	V. 20, p. 1602
1-45-7	Amended	V. 20, p. 1603
1-45-7a	New	V. 20, p. 1603

AGENCY 4: DEPARTMENT OF AGRICULTURE

Reg. No.	Action	Register
4-3-47	Amended	V. 20, p. 861
4-3-49	Amended	V. 20, p. 861
4-3-51	New	V. 20, p. 861
4-10-2j	Amended	V. 20, p. 431
4-10-5	Amended	V. 20, p. 430
4-10-5a	New	V. 20, p. 431

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-25-4	Amended	V. 20, p. 294

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-17-1 through 7-17-24	New	V. 20, p. 1524-1528
7-19-1 through 7-19-7	Revoked	V. 20, p. 1528
7-24-2	Amended	V. 20, p. 323
7-25-1	Amended	V. 20, p. 325
7-26-1	Amended	V. 20, p. 325
7-26-2	Amended	V. 20, p. 325
7-28-1	Amended	V. 20, p. 325
7-29-2	Amended	V. 20, p. 325
7-36-4	Amended	V. 20, p. 326
7-38-1	Amended	V. 20, p. 326
7-39-1	Amended	V. 20, p. 1566
7-41-1 through 7-41-13	New	V. 20, p. 1021-1023

AGENCY 9: ANIMAL HEALTH DEPARTMENT

Reg. No.	Action	Register
9-7-19	New (T)	V. 20, p. 934
9-10-33	New	V. 20, p. 1393
9-10-33a	New	V. 20, p. 1393
9-18-1	Amended (T)	V. 20, p. 1567
9-22-4	New (T)	V. 20, p. 1567
9-22-5	New (T)	V. 20, p. 1568

AGENCY 22: STATE FIRE MARSHAL

Reg. No.	Action	Register
22-24-1 through 22-24-18	New (T)	V. 20, p. 1724-1727

AGENCY 23: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
23-1-11	Revoked	V. 20, p. 1061
23-8-27	Revoked	V. 20, p. 1061

AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-11-1	New (T)	V. 20, p. 1496
26-11-2	New (T)	V. 20, p. 1496

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-10-15 through 28-10-35	Revoked	V. 20, p. 322
28-10-37	Revoked	V. 20, p. 322

28-10-38	Revoked	V. 20, p. 322
28-10-39	Revoked	V. 20, p. 322
28-10-75 through 28-10-88	Revoked	V. 20, p. 322
28-10-100 through 28-10-108	Revoked	V. 20, p. 322
28-15-35	Amended	V. 20, p. 725
20-15-36	Amended	V. 20, p. 728
28-15-36a	Amended	V. 20, p. 728
28-15-37	Amended	V. 20, p. 729
28-16-28b through 28-16-28e	Amended	V. 20, p. 1264-1270
28-16-30 through 28-16-36	Amended	V. 20, p. 1277-1279
28-16-57	Revoked	V. 20, p. 322
28-16-58	Amended	V. 20, p. 1279
28-16-60	Amended	V. 20, p. 1280
28-16-76 through 28-16-79	Revoked	V. 20, p. 322
28-16-82	Revoked	V. 20, p. 322
28-17-6	Amended	V. 20, p. 1523
28-19-79	Revoked	V. 20, p. 492
28-19-202	Amended	V. 20, p. 322
28-19-719	New	V. 20, p. 492
28-34-1a	Amended	V. 20, p. 1755
28-34-6a	Amended	V. 20, p. 106
28-34-9a	Amended	V. 20, p. 107
28-34-21	Revoked	V. 20, p. 323
28-34-26	Revoked	V. 20, p. 323
28-34-27	Revoked	V. 20, p. 323
28-34-28	Revoked	V. 20, p. 323
28-34-30	Revoked	V. 20, p. 323
28-34-32b	Amended	V. 20, p. 107
28-34-50	Amended	V. 20, p. 453
28-34-51	Amended	V. 20, p. 454
28-34-52	Revoked	V. 20, p. 455
28-34-52a	New	V. 20, p. 455
28-34-52b	New	V. 20, p. 455
28-34-53	Amended	V. 20, p. 456
28-34-54	Amended	V. 20, p. 456
28-34-55	Revoked	V. 20, p. 457
28-34-55a	New	V. 20, p. 457
28-34-56	Revoked	V. 20, p. 457
28-34-56a	New	V. 20, p. 457
28-34-57	Amended	V. 20, p. 457
28-34-58	Revoked	V. 20, p. 458
28-34-58a	New	V. 20, p. 458

AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION

Reg. No.	Action	Register
93-1-1 through 93-1-4	Revoked	V. 20, p. 452
93-4-6	Amended	V. 20, p. 452
93-6-1 through 93-6-4	Amended	V. 20, p. 452, 453

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-15-1	Amended	V. 20, p. 1093
100-27-1	New	V. 20, p. 773
100-28a-1 through 100-28a-16	New	V. 20, p. 774-778
100-60-1	Revoked	V. 20, p. 778
100-60-2	Revoked	V. 20, p. 778
100-60-4	Revoked (T)	V. 20, p. 251
100-60-5	Revoked	V. 20, p. 778
100-60-6	Revoked	V. 20, p. 779
100-60-8 through 100-6-15	Revoked	V. 20, p. 779

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-1-19	New	V. 20, p. 572
102-2-15	New	V. 20, p. 572
102-3-16	New	V. 20, p. 572
102-4-16	New	V. 20, p. 572
102-5-15	New	V. 20, p. 572

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-9-1	Amended	V. 20, p. 1675
109-9-4	Amended	V. 20, p. 1677
109-10-1	Amended	V. 20, p. 1677
109-11-10	New	V. 20, p. 1679

AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING

Reg. No.	Action	Register
110-4-1	Amended	V. 20, p. 1392
110-6-1	Amended	V. 20, p. 177
110-6-1a	Amended	V. 20, p. 178
110-6-2	Amended	V. 20, p. 178
110-6-3	Amended	V. 20, p. 178
110-6-4	Amended	V. 20, p. 179
110-6-5	Amended	V. 20, p. 180
110-7-1 through 110-7-4	Revoked	V. 20, p. 1426
110-7-5	New	V. 20, p. 1426
110-7-6	New	V. 20, p. 1426
110-7-8	New	V. 20, p. 1426
110-7-9	New	V. 20, p. 1426
110-7-10	New	V. 20, p. 1426

AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. The regulations listed below were published after December 31, 2000.

Reg. No.	Action	Register
111-2-4	Amended	V. 20, p. 1094
111-2-119 through 111-2-124	New	V. 20, p. 416-419
111-2-120	Amended	V. 20, p. 1094

111-2-124	Amended	V. 20, p. 1343
111-2-125	New	V. 20, p. 573
111-2-126	New	V. 20, p. 573
111-2-127	Amended	V. 20, p. 937
111-2-128	New	V. 20, p. 1188
111-2-129	New	V. 20, p. 1343
111-2-130	New	V. 20, p. 1394
111-2-131	New	V. 20, p. 1778
111-3-12	Amended	V. 20, p. 40
111-3-35	Amended	V. 20, p. 1189
111-4-1795 through 111-4-1813	New	V. 20, p. 40-47
111-4-1801	Amended	V. 20, p. 1095
111-4-1803	Amended	V. 20, p. 1095
111-4-1805a	New	V. 20, p. 1095
111-4-1814 through 111-4-1823	New	V. 20, p. 419-427
111-4-1818	Amended	V. 20, p. 575
111-4-1824	New	V. 20, p. 575
111-4-1825 through 111-4-1839	New	V. 20, p. 937-942
111-4-1828	Amended	V. 20, p. 1096
111-4-1832	Amended	V. 20, p. 1344
111-4-1840 through 111-4-1844	New	V. 20, p. 1096-1100
111-4-1845 through 111-4-1850	New	V. 20, p. 1189-1193
111-4-1849	Amended	V. 20, p. 1344
111-4-1851	New	V. 20, p. 1345
111-4-1852	New	V. 20, p. 1346
111-4-1853	New	V. 20, p. 1347
111-4-1854 through 111-4-1870	New	V. 20, p. 1395-1405
111-4-1864	Amended	V. 20, p. 1569
111-4-1866	Amended	V. 20, p. 1570
111-4-1867	Amended	V. 20, p. 1601
111-4-1869	Amended	V. 20, p. 1601
111-4-1871	New	V. 20, p. 1571
111-4-1872	New	V. 20, p. 1572
111-4-1873 through 111-4-1877	New	V. 20, p. 1779-1781
111-5-23	Amended	V. 20, p. 428
111-5-24	Amended	V. 20, p. 428
111-5-27	Amended	V. 20, p. 429
111-7-123	Amended	V. 20, p. 48
111-7-134	Amended	V. 20, p. 429
111-7-152	Amended	V. 20, p. 49
111-7-158 through 111-7-162	New	V. 20, p. 577
111-7-159	Amended	V. 20, p. 1101
111-7-162	Amended	V. 20, p. 944
111-7-163 through 111-7-170	New	V. 20, p. 1101-1103
111-7-165	Amended	V. 20, p. 1194
111-7-171 through 111-7-175	New	V. 20, p. 1782, 1783
111-8-101 through 111-8-126	New	V. 20, p. 1573-1579
111-9-111	New	V. 20, p. 1406
111-9-112	Amended	V. 20, p. 1579

AGENCY 112: KANSAS RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-4-1	Amended	V. 20, p. 765
112-7-19	Amended	V. 20, p. 547

112-10-3	Amended	V. 20, p. 1728
112-10-6	Amended	V. 20, p. 1728
112-11-20	Amended	V. 20, p. 945
112-17-4	Amended	V. 20, p. 1729

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-2-1	Amended	V. 20, p. 1499
115-2-4	Amended	V. 20, p. 1499
115-3-1	Amended	V. 20, p. 766
115-3-2	Amended	V. 20, p. 767
115-4-1	Revoked	V. 20, p. 767
115-4-2	New	V. 20, p. 767
115-4-3	Revoked	V. 20, p. 768
115-4-4	New	V. 20, p. 768
115-4-5	Revoked	V. 20, p. 769
115-4-7 through 115-4-10	Revoked	V. 20, p. 769
115-4-11	Amended	V. 20, p. 769
115-4-12	Revoked	V. 20, p. 770
115-4-13	Amended	V. 20, p. 770
115-8-1	Amended	V. 20, p. 1061
115-8-4	Amended	V. 20, p. 1500
115-8-5	Revoked	V. 20, p. 1061
115-8-8	Amended	V. 20, p. 1061
115-8-12	Amended	V. 20, p. 1062
115-8-16	Revoked	V. 20, p. 1062
115-8-18	Revoked	V. 20, p. 1062
115-8-20	Amended	V. 20, p. 1062
115-8-21	Amended	V. 20, p. 1062
115-13-1	Amended	V. 20, p. 1500
115-13-2	Amended	V. 20, p. 1500
115-13-5	Amended	V. 20, p. 1501
115-14-2	Amended	V. 20, p. 1501
115-14-3	Amended	V. 20, p. 1502
115-14-5	Amended	V. 20, p. 1502
115-14-6	Amended	V. 20, p. 1502
115-14-7	Revoked	V. 20, p. 1502
115-14-9	Amended	V. 20, p. 1502
115-14-10	Amended	V. 20, p. 1503
115-18-5	Revoked	V. 20, p. 1504
115-18-8	Amended	V. 20, p. 1504
115-18-9	Amended	V. 20, p. 1504
115-18-14	Amended	V. 20, p. 1504
115-18-17	New	V. 20, p. 1062
115-20-1	Amended	V. 20, p. 1063
115-20-2	Amended	V. 20, p. 1063
115-21-1	Amended	V. 20, p. 1803
115-21-2	Amended	V. 20, p. 1804
115-21-3	Revoked	V. 20, p. 1804
115-21-4	New	V. 20, p. 1804
115-22-1	New	V. 20, p. 1804

AGENCY 117: REAL ESTATE APPRAISAL BOARD

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

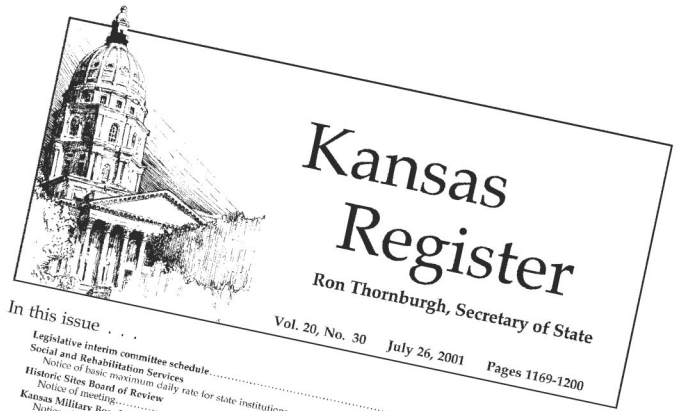
AGENCY 118: STATE HISTORICAL SOCIETY

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

AGENCY 125: AGRICULTURAL REMEDIATION BOARD

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

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