



Kansas Register

Ron Thornburgh, Secretary of State

Vol. 23, No. 43 October 21, 2004 Pages 1497-1518

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State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of October 21-November 5. 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://kslegislature.org/klrd.

Date	Room	Time	Committee	Agenda
Oct. 21	519-S	10:00 a.m.	Joint Committee on Economic Development	21st: Update on Star Bonds, manufactured housing, and film industry; and report on sales tax exemptions and credits by Kansas, Inc. 22nd: Report on Kansas economy by Federal Reserve Bank; and committee recommendations.
Oct. 22	519-S	9:00 a.m.		
Oct. 25	514-S	10:00 a.m.	Long-Term Care Services Task Force	Older Kansans Employment Program (OKEP); PEAK Award nomination process; and Real Choice Systems Change Grant.
Nov. 4	313-S	10:00 a.m.	Joint Committee on Children's Issues*	4th: Roundtable on mental health and foster care.*
Nov. 5	313-S	9:00 a.m.		
Nov. 4	519-S	10:00 a.m.	Joint Committee on Information Technology	Review agency information technology projects.
Nov. 5	519-S	9:00 a.m.		

***Please Note:** The Joint Committee on Children's Issues will conduct a roundtable on mental health and foster care November 4 in Room 313-S, State Capitol. Anyone wishing to participate in the roundtable should contact Emalene Correll at the Legislative Research Department, (785) 296-3181, or by e-mail at EmaleneC@klrd.state.ks.us. The number of participants is limited.

Jeffrey M. Russell
Director of Legislative
Administrative Services

Doc. No. 031243

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State of Kansas

State Fair Board**Notice of Meeting**

The Kansas State Fair Board will meet at 10 a.m. Wednesday, November 10, at the Rolling Hills Refuge, Salina. For more information, call (620) 669-3600.

Robba Moran
President

Doc. No. 031232

State of Kansas

Real Estate Appraisal Board**Notice of Hearing on Proposed
Administrative Regulations**

A public hearing will be conducted at 10 a.m. Wednesday, December 22, in the lower level conference room at 1100 S.W. Wanamaker Road, Topeka, to consider the adoption of K.A.R. 117-6-3 and 117-7-1.

This 60-day notice of public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to the Kansas Real Estate Appraisal Board, 1100 S.W. Wanamaker Road, Suite 104, Topeka, 66604. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. 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 Sally Pritchett at (785) 271-3373 or cheryl.magathan@kreab.state.ks.us.

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

K.A.R. 117-6-3, Education; obtaining course approval, is being changed to adjust the renewal period for course approval from a fiscal year (July to June) to a calendar year (January to December). It also has been changed to clarify the requirements for instructors of pre-license and Uniform Standards of Professional Appraisal Practice (USPAP) courses.

K.A.R. 117-7-1, Fees, is being changed to reduce the annual renewal fee for appraisers from \$240 to \$200.

Copies of the regulations and the economic impact statement may be obtained by contacting the Kansas Real Estate Appraisal Board at (785) 271-3373, fax (785) 271-3370 or e-mail: cheryl.magathan@kreab.state.ks.us, or on the board's Web site at www.accesskansas.org/kreab.

Sally Pritchett
Executive Director

Doc. No. 031237

State of Kansas

**Kansas Public Employees
Retirement System****Request for Proposals**

The Kansas Public Employees Retirement System is issuing a request for proposals to obtain competitive quotations from qualified vendors for quality assurance services for the implementation of the replacement of the member information system.

For information on the scope of the project or questions about the RFP, contact John Oliver, Chief Information Officer, Kansas Public Employees Retirement System, 611 S. Kansas Ave., Topeka, 66603, (785) 296-0991.

The scope of the project also can be found on the KPERS Web site at www.kpers.org. Written requests for interpretation will be received not later than the close of business November 4. Proposals must be received by KPERS not later than 2 p.m. November 19.

Glenn Deck
Executive Director

Doc. No. 031228

State of Kansas

Office of the Governor**Executive Order 04-11**

WHEREAS, Kansans are being affected by crimes related to domestic violence; and

WHEREAS, as Governor, I have a deep commitment to improving services to victims/survivors of domestic violence; and

WHEREAS, domestic violence devastates its victims and threatens the health and safety of families; and

WHEREAS, domestic violence imposes staggering costs on society associated with legal and medical expenses, law enforcement, social services, the courts and lost productivity in the workplace; and

WHEREAS, people die each year in Kansas as a result of domestic violence that may be preventable;

NOW THEREFORE, pursuant to the authority vested in me as the Governor of the State of Kansas, I hereby create the Governor's Domestic Violence Fatality Review Board ("Board") with the following purposes and charges:

1. The Board will be made up of fourteen representatives who have a working knowledge of domestic violence appointed by the Governor. The Governor shall designate one of the members as Chairperson. The Committee shall meet on call of the Chairperson.

2. The Board will develop a protocol for its use. The protocol may include written guidelines for coroners to use in identifying any domestic violence related fatalities, procedures to be used by the Board in investigating domestic violence related fatalities, methods to ensure coordination and cooperation among all agencies involved in domestic violence related fatalities and procedures for facilitating prosecution of perpetrators when it appears the cause of death was related to domestic violence. The

(continued)

protocol shall be adopted by the Board by rules and regulations.

3. The Board will review all adult fatalities related to domestic violence and work in conjunction with the Child Death Review Board regarding children killed in these fatalities.

4. The Board will describe trends and patterns of domestic violence related fatalities regarding the facts and circumstances of these fatalities and to perform other research as necessary toward the prevention of domestic violence.

5. The Board will develop a process for change in policies, procedures and protocols necessary to accomplish improvement in the prevention of domestic violence and which hold the perpetrator accountable and provide for victim safety.

6. The Board will determine if adequate resources and training are in place for those who respond to crimes of domestic violence.

7. The Board will collect, review and analyze information including death certificates and death data, investigative reports, law enforcement, medical and counseling records, victim service records, employment records, or other information concerning domestic violence fatalities, and any other information deemed by the Board as necessary and appropriate concerning the causes and manner of domestic violence fatalities.

8. The Board will determine whether domestic violence related fatalities might have been prevented with improved policies or procedures of the health care system, social services system, law enforcement, the courts or any other public or private entity.

9. The Board is authorized to call upon a department, office, division, or agency of this State to supply it with data and access records it deems necessary to discharge its duties under this Order. Each department, office, division or agency of this State is hereby required, to the extent not inconsistent with law, to cooperate with the Board and to furnish it with such information and assistance as necessary. No domestic violence related fatality may be reviewed if there is an on-going investigation or prosecution.

10. Information acquired by, and records of, the Board shall be confidential, shall not be disclosed and shall not be subject to subpoena, discovery or introduction into evidence in any civil or criminal proceeding, except in an aggregated form for research purposes by the Board and its members. Meetings of the Board will be open to the public except when the Board is discussing confidential information or records. Then a formal motion shall be made, seconded and carried, so the Board may recess, but not adjourn, an open meeting for a closed or executive meeting. Any motion to recess for a closed or executive meeting shall include a statement of (1) the justification for closing the meeting, (2) the subjects to be discussed during the closed or executive meeting and (3) the time and place at which the open meeting shall resume. Such motion, including the required statement, shall be recorded in the minutes of the meeting and shall be maintained as a part of the permanent records of the Board. Discussion during the closed or executive meeting shall be limited to those subjects stated in the motion.

11. The Board may form additional advisory groups to assist them with their review and recommendations. Members may include, state agency representatives, local government agencies and other entities that will be of benefit to the work of the Board.

12. The Board shall report to the Governor, no later than one year from the date of this Executive Order, on the Board's progress and findings and to make any recommendations regarding the Board's operation, including whether legislative authority would enhance the operation of the Board.

13. Members of the Board may receive subsistence allowances, mileage and expenses as provided by K.S.A. 75-3223 and amendments thereto for attending meetings or subcommittee meetings of the board to be paid from the administrative expense budget of the Governor's Federal and Other Grants Program contingent upon receipt of adequate funds.

14. The Governor's Federal and Other Grants Program shall provide the staffing for the Board.

This document shall be filed with the Secretary of State as Executive Order No. 04-11 and shall become effective immediately.

Dated October 8, 2004.

Kathleen Sebelius
Governor

Attest: Ron Thornburgh
Secretary of State

Doc. No. 031239

(Published in the Kansas Register October 21, 2004.)

City of Wichita, Kansas

Notice to Bidders

The city of Wichita will receive bids at the Purchasing Office, 455 N. Main, 12th Floor, Wichita, 67201, until 10 a.m. Friday, November 19, for the following project:

**(KDOT Project No. 87N-0294-01/472-83863/204334)
(OCA Code 706868)**

Paving

29th Street North, from Maize Road to Tyler

Requests for the bid documents and plans should be directed to City Blue Print, (316) 265-6224, or to Marty Murphy, (316) 268-4488. Other questions should be directed to the respective design engineer at (316) 268-4501.

All bids received will thereafter be publicly opened, read aloud and considered by the Board of Bids and Contracts. All work is to be done under the direction and supervision of the city manager and according to plans and specifications on file in the office of the city engineer. Bidders are required to enclose a bid bond in the amount of 5 percent with each bid as a guarantee of good faith. The Wichita City Council reserves the right to reject any and all bids.

The successful bidder may contact Marty Murphy at (316) 268-4488 for extra sets of plans and specifications.

Marty Murphy
Administrative Aide
City of Wichita—Engineering

Doc. No. 031233

State of Kansas

Office of the Governor

Executive Order 04-12

WHEREAS, Dwight David Eisenhower served with distinction as the 34th President of the United States from 1953 to 1961; and

WHEREAS, he grew up in Abilene, Kansas, which is the home to The Dwight D. Eisenhower Presidential Library; and

WHEREAS, he distinguished himself as Supreme Commander of the Allied Expeditionary Force in World War II; and

WHEREAS, President Eisenhower signed the Federal-Aid Highway Act of 1956 creating the Interstate Highway System; and

WHEREAS, the Interstate System was named the Dwight D. Eisenhower System of Interstate and Defense Highways through legislation signed by President George H. W. Bush in 1990; and

WHEREAS, the State of Kansas owns and operates a building known as the Harrison Center located at 700 S.W. Harrison, Topeka, Kansas, purchased in 1999.

NOW THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby name and designate the aforementioned building: "The Dwight D. Eisenhower State Office Building" in honor of the former President of the United States, and may be designated for directory, routing and mailing purposes as "ESOB."

The Secretary of Administration is hereby authorized and directed to cause, and provide for the payment of the erection of proper signs, monuments and insignias commemorating and recognizing the above and foregoing name on this building owned by the State of Kansas.

The Secretary of Administration shall also establish procedures for all state agencies and the divisions of the Department of Administration as to uniform names and designations of such building, including but not limited to uniform printing, standardized and uniform telephone directory designation and uniform building designation.

All state agencies housed or located in the building named in this Order are hereby authorized and directed to change, at the earliest practical date, all forms, stationary and mailing designations to reflect the above and foregoing.

As the above and foregoing name and designation honors a distinguished Kansan who served his country with honor, all state agencies shall use such building name and designation uniformly and consistently.

From and after the effective date of this Order, all statutes, contracts and other documents may refer to the above and foregoing building as named and designated in this Order, and this Order may be used by any court of competent jurisdiction as a proper reference as to the actual name and designation of the building and property enumerated herein.

This document shall be filed with the Secretary of State as Executive Order No. 04-12 and shall become effective immediately.

Dated October 13, 2004.

Kathleen Sebelius
GovernorAttest: Ron Thornburgh
Secretary of State

Doc. No. 031240

State of Kansas

Secretary of State

Executive Appointments

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office. A complete listing of Kansas state agencies, boards and commissions, and county officials are included in the Kansas Directory, which is available on the Secretary of State's Web site at www.kssos.org. The following appointments were recently filed with the Secretary of State:

Atchison County Treasurer

Sandy Green, 907 Ann, Atchison, 66002. Succeeds De-
lores K. McConnaughey, resigned.

Kansas African-American Commission

Ernest D. Greene, 12641 W. 66th St., Shawnee Mission,
66216. Term expires June 30, 2007. Succeeds Ronald D.
Cobb.

Jerome L. Williams, 1542 Pleasant View Drive, Wich-
ita, 67203. Term expires June 30, 2007. Succeeds Curtis
Whitten.

Kansas Council on Developmental Disabilities

Meri L. Gifford, 235 S. Main, Apt. 205, Ottawa, 66067.
Term expires August 31, 2007. Reappointed.

Charlotte A. Hendricks, 1500 E. 8th, Winfield, 67156.
Term expires August 31, 2007. Succeeds Traci Porteous.

William McDaniel, 503 S. Kansas Ave., Topeka, 66603.
Succeeds Elaine L. Schwartz.

Rocky Nichols, Director, Kansas Advocacy and Pro-
tective Services, 3745 S.W. Wanamaker, Topeka, 66610.
Succeeds James L. Germer.

Josie Torrez, 1832 S.W. Webster, Topeka, 66604. Term
expires August 31, 2007. Succeeds David R. Hederstedt.

Betty A. Unruh, 7703 W. 2nd, Wichita, 67212. Term
expires August 31, 2007. Succeeds Patricia L. Morgan.

Radiologic Technology Council

Doug Billings, 1625 Kasold Drive, Lawrence, 66044.
Term expires July 1, 2008.

Keith E. Burgess, 3915 E. 95th Ave., Hutchinson, 67502.
Term expires July 1, 2006.

Sharada Jane Ward, 856 N.W. Tawakoni Road, Benton,
67017. Term expires July 1, 2007.

State Board of Technical Professions

Timothy R. Sloan, 208 West St., Riley, 66531. Term ex-
pires June 30, 2008. Succeeds Tex L. New.

Ron Thornburgh
Secretary of State

Doc. No. 031253

State of Kansas

Department of Agriculture

Notice of Board Meeting

The Governor's Agricultural Advisory Board will meet at 9 a.m. Thursday, October 28, at the Holiday Inn Express, 2320 W. Wyatt Earp, Dodge City. A meeting agenda will be available prior to October 27 by contacting Ginger Patterson at (785) 296-3902. This meeting is open to the public and will include time for public comment. Persons needing special accommodations should contact the Department of Agriculture at (785) 296-3902 at least three business days prior to the meeting.

Adrian J. Polansky
Secretary of Agriculture

Doc. No. 031230

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, Wichita, until 2 p.m. November 17 and then publicly opened:

District One—Northeast

Marshall—58 K-9038-01—Junction of 11th Road and North Street then west 0.6 mile in Marysville, grading and surfacing. (State Funds)

Marshall—9-58 K-9743-01—K-9 from the east junction of U.S. 77 east to the south junction of K-99, 12.3 miles, overlay. (State Funds)

Marshall—9-58 K-9743-01—K-9 from the east junction of U.S. 77 east to the south junction of K-99, 12.3 miles, overlay. (State Funds)

Marshall—9-58 K-9743-01—K-9 from the east junction of U.S. 77 east to the south junction of K-99, 12.3 miles, overlay. (State Funds)

Pottawatomie—24-75 K-7642-01—U.S. 24 Vermillion River bridge, 3.8 miles east of K-99, bridge repair. (Federal Funds)

Pottawatomie-Riley—13-106 K-9780-01—K-13 from the Pottawatomie-Riley county line north to the junction of K-16; K-13 from the junction of U.S. 24 northeast to the Pottawatomie-Riley county line, 14.6 miles, overlay. (State Funds)

Shawnee—89 C-4022-01—Northwest Carlson Road over Post Creek, 0.1 mile, grading, bridge and surfacing. (Federal Funds)

Shawnee—89 C-4023-01—Northwest Hoch Road over Walnut Creek, 0.1 mile, grading and bridge. (Federal Funds)

Shawnee—89 K-9510-01—Various locations in Shawnee County on I-470, I-70 and U.S. 75, pavement marking. (State Funds)

Wabaunsee—30-99 K-9747-01—K-30, 0.5 mile north of the junction of I-70 north to the south city limits of Maple Hill, 1.4 miles, overlay. (State Funds)

Wabaunsee-Shawnee—4-106 K-9779-01—K-4 from the Wabaunsee-Shawnee county line northeast to county route 514; K-4 from the junction of K-177 northeast to the Wabaunsee-Shawnee county line, 49.6 miles, overlay. (State Funds)

District Two—Northcentral

Chase—177-9 K-9196-01—K-177 from the south city limits to Washington Street in Strong City, 0.2 mile, grading and surfacing. (State Funds)

Ellsworth-Lincoln—232-106 K-9869-01—K-232 from the north city limits of Wilson north to the Ellsworth-Lincoln county line; K-232 from the Ellsworth-Lincoln county line north to the Lincoln-Russell county line, 8.3 miles, overlay. (State Funds)

Geary—57-31 K-9125-01—Dry Creek drainage bridges on K-57 south of I-70, bridge replacement. (Federal Funds)

Geary—57-31 K-9148-01—K-57 Dry Creek drainage, 7.7 miles south of I-70, bridge repair. (State Funds)

Geary—57-31 K-9154-01—Four culverts on K-57, culvert construction. (State Funds)

Marshall-Riley—77-106 K-9782-01—U.S. 77 from the Riley-Marshall county line north 0.5 mile south of the south city limits of Marysville; U.S. 77 from Riley County Road 893 north to the Riley-Marshall county line, 35.3 miles, overlay. (State Funds)

District Three—Northwest

Norton-Phillips-Smith—106 K-9727-01—K-9 from the east junction of U.S. 283 east to the Norton-Phillips county line; K-173 from Densmore north to the junction of K-9; K-9 from the Norton-Phillips county line east to the Phillips-Smith county line; K-9 from the Phillips-Smith county line east to the junction of U.S. 281, 59.4 miles, overlay. (State Funds)

Osborne—181-71 K-9721-01—K-181 from the Mitchell-Osborne county line west and north to the junction of U.S. 24 in Downs, 14.7 miles, overlay. (State Funds)

Osborne—24-71 K-6372-03—U.S. 24 from the junction of U.S. 281 and Main Street east 2 blocks in Osborne, 0.1 mile, overlay. (State Funds)

Osborne-Rooks—106 K-9736-01—U.S. 24 from the Rooks-Osborne county line east to the south junction of U.S. 281; U.S. 24 from the Graham-Rooks county line east to the Rooks-Osborne county line; K-258 from Webster Reservoir north to the junction of U.S. 24, 54.1 miles, overlay. (State Funds)

Russell—232-84 K-9723-01—K-232 from the Lincoln-Russell county line north to the junction of K-18, 9 miles, overlay. (State Funds)

Smith—92 C-3820-01—County road 3 miles west of Cedar then south 0.2 mile, grading and bridge. (Federal Funds)

Trego—70-98 K-9448-01—I-70 from the Gove-Trego County line east to the junction of U.S. 283, 14 miles, seal. (State Funds)

District Four—Southeast

Chautauqua-Elk—99-106 K-9834-01—K-99 from the junction of U.S. 166B north to the Chautauqua-Elk county

line; K-99 from the Chautauqua-Elk county line north to the west junction of U.S. 160; K-99, 1.4 miles north of the east junction of U.S. 160 north to the north city limits of Howard, 24 miles, overlay. (State Funds)

Chautauqua-Montgomery—166-106 K-9835-01—U.S. 166 from the concrete pavement in Niotaze east to the Chautauqua-Montgomery county line; U.S. 166 from the Chautauqua-Montgomery county line east to the north junction of U.S. 75, 5.6 miles, overlay. (State Funds)

Miami—61 C-4021-01—Old Kansas City Road from Osawatomie Road to Moonlight Road, 1.6 miles, grading and surfacing. (Federal Funds)

Montgomery—75-63 K-9181-01—North junction of U.S. 75/U.S. 166 north of Caney, lighting. (State Funds)

District Five—Southcentral

Barber—4 C-3828-01—County road 3.5 miles north and 6 miles east of Aetna, 0.1 mile, culvert construction. (Federal Funds)

Barber—4 C-3829-01—County road 1.3 miles north and 6.1 miles east of Aetna, 0.2 mile, culvert construction. (Federal Funds)

Barber—4 C-3830-01—County road 7 miles north and 6.7 miles east of Aetna, 0.2 mile, grading and bridge. (Federal Funds)

Barber—4 C-3943-01—County road 6.5 miles north and 6.7 miles east of Aetna, 0.2 mile, culvert construction. (Federal Funds)

Barton—5 C-3672-01—County road 4 miles west and 3.3 miles north of Hoisington, 0.3 mile, grading, bridge and surfacing. (Federal Funds)

District Six—Southwest

Gray—23-35 K-9682-01—K-23 from the junction of U.S. 56 north to the concrete pavement in Cimarron, 12.1 miles, seal. (State Funds)

Gray-Meade—23-106 K-9703-01—K-23 from the Meade-Gray county line north to 1,000 feet south of the junction of U.S. 56; K-23 from the north city limits of Meade north to the Meade-Gray county line, 23 miles, seal. (State Funds)

Ford—50-29 K-9688-01—U.S. 50 from the east junction of U.S. 283 east to 1 mile east of county route 257, 10.8 miles, overlay. (State Funds)

Ford—54-29 K-9689-01—U.S. 54 from the Clark-Ford county line east to the west city limits of Bucklin, 17.6 miles, overlay. (State Funds)

Ford—54-29 M-1953-01—U.S. 54, KDOT mix strip along U.S. 54 in Bucklin, stockpile bituminous material. (State Funds)

Hodgeman—283-42 K-9702-01—U.S. 283 from the junction of K-156 north to the Hodgeman-Ness county line, 12 miles, overlay. (State Funds)

Hodgeman—283-42 M-1955-01—KDOT mixing strip, 2 miles west of the junction of U.S. 283/K-156 on K-156, stockpile bituminous material. (State Funds)

Ness—96-68 K-9698-01—K-96 from the Lane-Ness county line east to the junction of U.S. 283, 19 miles, overlay. (State Funds)

Ness—96-68 M-1954-01—KDOT mixing strip along K-96 in Ness City, stockpile bituminous material. (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.

Deb Miller
Secretary of Transportation

Doc. No. 031238

State of Kansas

Department of Transportation

Request for Comments

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 05-07 by adding the following project:

Project X-2461-01—Upgrade signal control circuitry, Burlington-Northern-Santa Fe Railroad between Gardner and Wellsville

The amendment of the STIP requires a 30-day public comment period. To receive more information on any of these projects or to make comments on the STIP amendment, contact the Kansas Department of Transportation, Bureau of Program and Project Management, 2nd Floor Tower, 700 S.W. Harrison, Topeka, 66603-3754, (785) 296-3526, fax (785) 368-6664.

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

The comment period regarding the STIP amendment will conclude November 22.

Deb Miller
Secretary of Transportation

Doc. No. 031245

(Published in the Kansas Register October 21, 2004.)

**Cancellation of Bond Sale
Reno County, Kansas
\$300,000**

General Obligation Bonds, Series 2004

The sale of the above-referenced bonds scheduled to occur October 27, 2004, is hereby cancelled.

Dated October 13, 2004.

Shari Gagnebin, Clerk
Reno County Courthouse
206 W. 1st
Hutchinson, KS 67501
(620) 694-2934
Fax (620) 694-2534

Doc. No. 031248

(Published in the Kansas Register October 21, 2004.)

**Summary Notice of Bond Sale
City of Tribune, Kansas
\$265,000**

General Obligation Bonds, Series 2004

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

Bids

Subject to the notice of bond sale dated October 11, 2004, written and electronic bids will be received on behalf of the clerk of the city of Tribune, Kansas (the issuer), in the case of written bids, on behalf of the governing body at City Hall, 412 Broadway, Tribune, KS 67879-0577, and in the case of electronic bids, through i-Deal's BiDCOMP/PARITY electronic bid submission system, until 4 p.m. Mountain Standard Time November 8, 2004, for the purchase of \$265,000 principal amount of General Obligation Bonds, Series 2004. No bid of less than 98.5 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated December 1, 2004, and will become due on December 1 in the years as follows:

Year	Principal Amount
2005	\$25,000
2006	25,000
2007	25,000
2008	25,000
2009	25,000
2010	25,000
2011	25,000
2012	30,000
2013	30,000
2014	30,000

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 semian-

nually on June 1 and December 1 in each year, beginning June 1, 2005.

Optional Book-Entry-Only System

The successful bidder may elect to have the bonds registered under a book-entry-only system administered through DTC.

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 \$5,300 (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 1, 2004, to DTC for the account of the successful bidder or at such bank or trust company in the contiguous United States as may be specified by the successful bidder, or elsewhere at the expense of the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2004 is \$4,744,645. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$400,000.

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 undersigned at the address set forth below, (620) 376-4278, fax (620) 376-2447, e-mail: cityoftribune@wbsnet.org; or from the financial advisor, Ranson Financial Consultants, L.L.C., Sutton Place, Suite 401, 209 E. William, Wichita, KS 67202, Attention: John Haas, (316) 264-3400, fax (316) 265-5403, e-mail: jhaas@ransonfinancial.com.

Written Bid and Good Faith Deposit

Delivery Address:

Gina Bond, Clerk
City Hall
412 Broadway
Tribune, KS 67879-0577

Facsimile Bid Delivery Address:

Gina Bond, Clerk
Fax (620) 376-2447

Dated October 11, 2004.

City of Tribune, Kansas

Doc. No. 031227

State of Kansas

Pooled Money Investment Board

Notice of Investment Rates

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

Effective 10-18-04 through 10-24-04

Term	Rate
1-89 days	1.77%
3 months	1.74%
6 months	1.97%
1 year	2.12%
18 months	2.32%
2 years	2.50%

Derl S. Treff
Director of Investments

Doc. No. 031231

(Published in the Kansas Register October 21, 2004.)

Summary Notice of Bond Sale

City of Manhattan, Kansas

\$950,000

General Obligation Bonds, Series 2004-B

(General obligation bonds payable from unlimited ad valorem taxes)

Bids

Subject to the notice of bond sale dated October 19, 2004, written, facsimile and electronic bids will be received on behalf of the director of finance of the city of Manhattan, Kansas (the issuer), in the case of written bids, at City Hall, 1101 Poyntz Ave., Manhattan, KS 66502-5497, in the case of facsimile bids at (651) 223-3002, and in the case of electronic bids, through i-Deal's BiDCOMP/PARITY electronic bid submission system, until 2 p.m. November 2, 2004, for the purchase of \$950,000 principal amount of General Obligation Bonds, Series 2004-B. No bid of less than \$940,500 and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated December 1, 2004, and will become due on November 1 in the years as follows:

Year	Principal Amount
2005	\$40,000
2006	35,000
2007	35,000
2008	35,000
2009	40,000
2010	40,000
2011	40,000
2012	40,000
2013	45,000
2014	45,000
2015	45,000
2016	50,000

2017	50,000
2018	50,000
2019	55,000
2020	55,000
2021	60,000
2022	60,000
2023	65,000
2024	65,000

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 May 1 and November 1 in each year, beginning May 1, 2005.

Book-Entry-Only System

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

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 \$19,000 (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 8, 2004, 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 2004 is \$327,036,851. The total general obligation indebtedness of the issuer after delivery of the bonds, including \$1,025,000 principal amount of Temporary Notes of the issuer to be dated December 15, 2004, but excluding temporary notes to be retired in conjunction therewith, is \$58,940,000. Temporary notes in the principal amount of \$941,000 will be retired out of proceeds of the bonds and other available funds.

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 Debra Daily, the assistant director of finance, (785) 587-2465 or e-mail: daily@ci.manhattan.ks.us; or from the financial advisor, Springsted Incorporated, Attention: David MacGillivray, (651) 223-3068 or e-mail: dmacgillivray@springsted.com.

Dated October 19, 2004.

City of Manhattan, Kansas

Doc. No. 031241

State of Kansas

University of Kansas

Notice to Bidders

Sealed bids for the items listed below will be received by The University of Kansas Purchasing Office, Lawrence, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (785) 864-3416 or fax (785) 864-3454 for additional information:

November 1, 2004

IFB 38542

NMR Console

05-279

Print, Bind and Mail University of Kansas Law Review

Barry Swanson
Director, Business Services

Doc. No. 031250

State of Kansas

**Department of Administration
Division of Purchases**

Notice to Bidders

Sealed bids for items listed will be received by the Director of Purchases until 2 p.m. on the date indicated. For more information, call (785) 296-2376:

11/1/2004	07821	Irrigation System
11/1/2004	07822	Furnish/Install Floor Coverings
11/4/2004	07827	Furnish and Install Modular Building
11/4/2004	07828	Skid Steer Loaders
11/4/2004	07829	Utility Tractors
11/4/2004	07837	Bituminous Plant Mixture (Winfield)
11/17/2004	07791	Individual Professional Liability Insurance
11/17/2004	07823	Collection Property Insurance
11/19/2004	07834	Aircraft Insurance

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

<http://da.state.ks.us/purch/rfq/>

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

<http://da.state.ks.us/purch/adds/default/htm>

Contractors wishing to bid on the projects listed below must be prequalified. For more information about the prequalification process or to obtain the following bid documents, call (785) 296-8899:

11/09/2004	A-9597	Interior Renovation and Exterior Electrical Installation
11/12/2004	A-9896	Dog Kennel

Chris Howe
Director of Purchases

Doc. No. 031249

(Published in the Kansas Register October 21, 2004.)

Heartland Works, Inc.

Invitation for Bids

Heartland Works, Inc. is accepting bids for the purchase of janitorial services for the Lawrence Workforce Center located at 2540 Iowa, Suite R, Lawrence. To receive an "Invitation for Bid," including all specifications, contact the Heartland Works office at 610 S.W. 10th Ave., Suite 210, Topeka, 66612-1616, (785) 234-0500. Bids must be received not later than 3 p.m. Wednesday, November 10. Heartland Works welcomes all interested companies to bid.

Nancy Leonard
Administrative Assistant

Doc. No. 031252

State of Kansas

**Commission on Peace Officers'
Standards and Training**

Notice of Meeting

The Kansas Commission on Peace Officers' Standards and Training will meet at 10 a.m. Wednesday, October 27, at the Kansas Law Enforcement Training Center, located 12 miles southeast of Hutchinson, south of K-96 at the Hutchinson Air Base Industrial Tract (HABIT), the former Naval Air Station, or 1 mile west and 1 mile south of Yoder. The meeting is open to the public.

Jackie N. Williams
Chairperson

Doc. No. 031229

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, November 4, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the K DFA to issue its Agricultural Development Revenue Bond for the projects numbered below in the respective maximum principal amount. The bond will be issued to assist the respective borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond of acquiring the project or for the purpose of refunding a bond previously issued to finance the project. The projects shall be located as shown:

Project No. 614—Maximum Principal Amount: \$58,667. Owner/Operator: Donald E. and Tamara J. Yost. Description: Acquisition of 160 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is located at Section 17, Township 23 South, Range 3 West, Harvey County, Kansas, approximately 1 mile north of Burrton on Burmac Road and .5 mile west on W. 1st.

Project No. 615—Maximum Principal Amount: \$58,667. Owner/Operator: Branson Yost. Description: Acquisition of 160 acres of agricultural land and related improvements and equipment to be used by the owner/op-

erator for farming purposes. The project is located at Section 17, Township 23 South, Range 3 West, Harvey County, Kansas, approximately 1 mile north of Burrton on Burmac Road and .5 mile west on W. 1st.

Project No. 616—Maximum Principal Amount: \$58,667. Owner/Operator: Merrill L. and Valerie F. Yost. Description: Acquisition of 160 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is located at Section 17, Township 23 South, Range 3 West, Harvey County, Kansas, approximately 1 mile north of Burrton on Burmac Road and .5 mile west on W. 1st.

The bond, when issued, will be a limited obligation of the K DFA and will not constitute a general obligation or indebtedness of the state of Kansas or any political subdivision thereof, including the K DFA, nor will it be an indebtedness for which the faith and credit and taxing powers of the state of Kansas are pledged. The bond will be payable solely from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bond when it becomes due.

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

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

Stephen R. Weatherford
President

Doc. No. 031251

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment and the Unified Government of Wyandotte County/Kansas City, Kansas Department of Air Quality are soliciting comments regarding a proposed air quality operating permit. General Motors has applied for a Class I operating permit in accordance with the provisions of K.A.R. 28-19-510 et seq. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance.

General Motors Corporation, Detroit, Michigan, owns and operates an automobile and light-duty truck assembly facility located at 3201 Fairfax Trafficway, Kansas City, Kansas.

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

upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Topeka; and at the Department of Air Quality, 619 Ann Ave., Kansas City, Kansas. To obtain or review the proposed permit and supporting documentation, contact Brie Wilkins, (785) 296-6422, at the KDHE central office, or Natalie Blom, (913) 573-6700, at the Department of Air Quality. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Natalie Blom, Department of Air Quality, 619 Ann Ave., Kansas City, KS 66101. In order to be considered in formulating a final permit decision, written comments must be received before the close of business November 22.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Brie Wilkins, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366, not later than the close of business November 22 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the 30-day public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA's 45-day review period. If the EPA waives its 45-day review period, the 60-day public petition period will start directly after the 30-day public comment period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Harriet Jones, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7097, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 031234

State of Kansas

**Department of Health
and Environment****Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed significant permit modification of an air quality operating permit. Northern Natural Gas Company - Bushton Station has applied for a significant permit modification of the facility's Class I operating permit in accordance with the provisions of K.A.R. 28-513 et seq. The Class I operating permit also has been updated to meet current permit standards.

Northern Natural Gas Company - Bushton Station, Omaha, Nebraska, owns and operates a natural gas compressor station located at Section 6, Township 18 South, Range 9 West, Rice County, Kansas.

A copy of the proposed significant permit modification, significant permit modification application, all supporting documentation and all information relied upon during the significant permit modification application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the KDHE North Central District Office, 2501 Market Place, Suite D, Salina. To obtain or review the proposed significant permit modification and supporting documentation, contact Michael J. Parhomek, (785) 296-1580, at the KDHE central office; and to review the proposed permit only, contact Rick Brunetti, (785) 827-9639, at the KDHE North Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the documents to Michael J. Parhomek, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final decision written, comments must be received before the close of business November 22.

A person may request a public hearing be held on the proposed documents. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Brie Wilkins, Bureau of Air and Radiation, not later than the close of business November 22 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the 30-day public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA's 45-day review period. If the EPA waives its 45-day review period, the 60-day public petition period will start directly after the 30-day public comment period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity

during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Harriet Jones, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7097, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 031246

State of Kansas

**Department of Health
and Environment****Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed significant permit modification of an air quality operating permit. Northern Natural Gas Company - Mullinville Station has applied for a significant permit modification of the facility's Class I operating permit in accordance with the provisions of K.A.R. 28-513 et seq. The Class I operating permit also has been updated to meet current permit standards.

Northern Natural Gas Company - Mullinville Station, Omaha, Nebraska, owns and operates a natural gas compressor station located at Section 20, Township 28 South, Range 19 West, Kiowa County, Kansas.

A copy of the proposed significant permit modification, significant permit modification application, all supporting documentation and all information relied upon during the significant permit modification application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the KDHE South Central District Office, 130 S. Market, Suite 6050, Wichita. To obtain or review the proposed significant permit modification and supporting documentation, contact Michael J. Parhomek, (785) 296-1580, at the KDHE central office; and to review the proposed permit only, contact Don Mies, (316) 337-6107, at the KDHE South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the documents to Michael J. Parhomek, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final decision, written comments must be received before the close of business November 22.

A person may request a public hearing be held on the proposed documents. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Brie Wilkins, Bureau of Air and Radiation, not later than the close of business November 22 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the 30-day public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA's 45-day review period. If the EPA waives its 45-day review period, the 60-day public petition period will start directly after the 30-day public comment period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Harriet Jones, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7097, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 031247

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Coffeyville Resources Crude Transportation, LLC has applied for a Class I operating permit renewal in accordance with the provisions of K.A.R. 28-19-510 et seq. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance.

Coffeyville Resources Crude Transportation, LLC, Bartlesville, Oklahoma, owns and operates a crude petroleum pipeline station located at Section 13, Township 34 South, Range 7 East, Cowley County, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE South Central District Office, 1500 W. 7th, Chanute. To obtain or review the proposed permit and supporting documentation, contact Rasha Allen, (785) 296-1693, at the KDHE central office; and to review the proposed permit only,

contact David Butler, (316) 337-6020, at the KDHE South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rasha Allen, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business November 22.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Brie Wilkins, Bureau of Air and Radiation, not later than the close of business November 22 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the 30-day public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA's 45-day review period. If the EPA waives its 45-day review period, the 60-day public petition period will start directly after the 30-day public comment period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Harriet Jones, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7097, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 031236

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Coffeyville Resources Crude Transportation, LLC has applied for a Class I operating permit renewal in accordance with the provisions of K.A.R. 28-19-510 et seq. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting require-

(continued)

ments applicable to each source as of the effective date of permit issuance.

Coffeyville Resources Crude Transportation, LLC, Bartlesville, Oklahoma, owns and operates a crude petroleum pipeline station located at Section 4, Township 35 South, Range 14 East, Montgomery County, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE Southeast District Office, 1500 W. 7th, Chanute. To obtain or review the proposed permit and supporting documentation, contact Rasha Allen, (785) 296-1693, at the KDHE central office; and to review the proposed permit only, contact David Stutt, (620) 431-2390, at the KDHE Southeast District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rasha Allen, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business November 22.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Brie Wilkins, Bureau of Air and Radiation, not later than the close of business November 22 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the 30-day public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA's 45-day review period. If the EPA waives its 45-day review period, the 60-day public petition period will start directly after the 30-day public comment period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Harriet Jones, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7097, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 031235

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-04-204/215

Name and Address of Applicant	Waterway	Type of Discharge
APAC Kansas, Inc. Shears Division P.O. Box 1605 Hutchinson, KS 67504-1605	Saline River via Bullfoot Creek via Ditch	Pit Dewatering and Stormwater Runoff

Kansas Permit No. I-SA07-PO02 Federal Permit No. KS0091332
Legal: SW¹/₄, NE¹/₄, S14, T12S, R8W, Lincoln County
Facility Name: Quartzite Quarry - Lincoln (Mulloy) Quarry

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a quartzite quarrying and crushing operation, with no washing. Outfall 001 consists of pit dewatering and stormwater runoff. The proposed permit includes generic water-quality language to protect waters of the state. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
Cloud Ceramics, Division of General Finance Incorporated P.O. Box 369 Concordia, KS 66901	Solomon River via Middle Pipe Creek via Unnamed Tributary	Pit Dewatering and Stormwater Runoff

Facility Name: Clay Pits #C-53, #C-54, #C-184
Kansas Permit No. I-SO44-PO02 Federal Permit No. KS0002674
Legal: (C-53) NW¹/₄, S5, S23, T8S, R2W, Cloud County
(C-54) SW¹/₄, S32, T7S, R2W, Cloud County
(C-184) NE¹/₄, SW¹/₄, and NW¹/₄, SE¹/₄, S6, T8S, R2W,
Cloud County

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during mining operation. This facility is engaged in a clay mining operation, used to manufacturing brick. Pit dewatering is employed when necessary to remove rain water, spring water or melted snow from the clay pits. This water is pumped to settling ponds for treatment before being discharged. Silt traps and grass strips also are used to filter the silt from the storm-

water runoff before being discharged. The proposed permit includes limits for total suspended solids and pH. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
N.R. Hamm Quarry, Inc. P.O. Box 17 Perry, KS 66073	Terrapin Lake via Swenson Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff
Kansas Permit No. I-SH04-PO05	Federal Permit No. KS0093955	
Legal: NW¼, S13, T13S, R3E, Dickinson County		
Facility Name: Kelly Quarry #95		

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarry and crushing operation with washing. Rock is crushed, processed and washed to meet specifications. Washwater and stormwater is directed to settling ponds for treatment and is re-used in the washing operation. Discharge of washwater rarely occurs. The proposed permit includes limits for total suspended solids and pH as well as monitoring for sulfates. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
N.R. Hamm Quarry, Inc. P.O. Box 17 Perry, KS 66073	Marais des Cygnes River via Salt Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff
Kansas Permit No. I-MC21-PO02	Federal Permit No. KS0080853	
Legal: E½, SW¼, S9, T17S, R15E, Osage County		
Facility Name: Lieber / Plage Quarry #74		

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

Name and Address of Applicant	Waterway	Type of Discharge
N.R. Hamm Quarry, Inc. P.O. Box 17 Perry, KS 66073	S. Fork Nemaha River via Clear Creek via Burger Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff
Kansas Permit No. I-MO19-PO04	Federal Permit No. KS0095133	
Legal: SE¼, S7, T1S, R12E, Nemaha County		
Facility Name: Olberding Quarry #98		

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarrying with no washing. Outfall 001 consists of pit dewatering and stormwater runoff. The proposed permit includes generic water-quality language to protect waters of the state. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
Hunt Midwest Mining 8300 N.E. Underground Drive Kansas City, MO 64161	Bull Creek via S. Wea Creek via N. Wea Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff
Kansas Permit No. I-MC56-PO01	Federal Permit No. KS0116041	
Legal: N½, NW¼, S30, T16S, R24E, Miami County		
Facility Name: Crawford Quarry		

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarry and crushing operation with washing. This quarry only operates as needed to supply the demand for crushed rock. Washwater is directed to a two-cell settling pond for treatment and is re-used in the washing operation. Discharge of pit water and/or treated washwater may occur intermittently. The proposed permit includes limits for total suspended solids and pH. The proposed permit also includes generic water-quality language to protect waters of the state. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
Hunt Midwest Mining 8300 N.E. Underground Drive Kansas City, MO 64161	Pottawatomie Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff
Kansas Permit No. I-MC13-PO02	Federal Permit No. KS0080420	
Legal: SW¼, NW¼, NW¼, S1, T20S, R19E, Anderson County		
Facility Name: Garnett Quarry		

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarry and crushing operation with washing. This quarry only operates as needed to supply the demand for crushed rock. Washwater is directed to a settling pond for treatment before discharge. Discharge of stormwater and treated washwater may occur intermittently. The proposed permit includes limits for total suspended solids and pH. The proposed permit also includes generic water-quality language to protect waters of the state. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
Martin Marietta Aggregates 11252 Aurora Ave. Des Moines, IA 50322	Wilson Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff
Kansas Permit No. I-MC31-PO03	Federal Permit No. KS0116084	
Legal: S13, T16S, R19E, Franklin County		
Facility Name: Fogle Quarry #376		

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarry and crushing operation with washing. An asphalt plant is on-site but does not use water and does not discharge process wastes. Outfalls 001, 002, 003 and 004 are inactive. Outfall 005 consists of mine pit watering, stormwater runoff and treated washwater. The proposed permit includes limits for total suspended solids and pH. The proposed permit also includes generic water quality language to protect waters of the state. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
Martin Marietta Aggregates 11252 Aurora Ave. Des Moines, IA 50322	001: Lyon Creek via Carry Creek 002: Lyon Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff
Kansas Permit No. I-SH42-PO01	Federal Permit No. KS0115797	
Legal: SW¼ & SW¼, SE¼, S11, NW¼ & S½, NE¼ & NW¼, NE¼, S14, T14S, R4E, Dickinson County		
Facility Name: Woodbine Quarry		

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarry and crushing operation with washing. Washwater is recycled through settling ponds and discharged if necessary from Outfall 001. Outfall 002 consists of pit dewatering and

(continued)

stormwater runoff only. The proposed permit includes limits for total suspended solids and pH. The proposed permit also includes generic water-quality language to protect waters of the state. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
Mineral-Right, Inc. P.O. Box 427 North Industrial Park Phillipsburg, KS 67661	Solomon River via Deer Creek via Plottner Creek	Process Water, Pit Dewatering and Stormwater Runoff
Kansas Permit No. I-SO31-PO04		Federal Permit No. KS0088277
Legal: NE¼, S27, T3S, R18W, Phillips County		

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility. This is a zeolite production facility, which is primarily used in the water conditioning industry. The discharge consists of washwater that has been settled and neutralized. Approximately 217,095 gallons per day of process washwater is directed to the city sanitary sewer system after treatment in a settling pit while the remaining washwater is directed to Outfall 001. The proposed permit includes limits for total suspended solids and pH. Monitoring for selenium, sulfates and flow also are required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
Osawatomie, City of P.O. Box 37 Osawatomie, KS 66064	Marais des Cygnes River	Process Wastewater and Cooling Water
Kansas Permit No. I-MC30-CO01		Federal Permit No. KS0078930
Legal: NE¼, S10, T18S, R22E, Osawatomie		
Facility Name: Municipal Power Plant		
Facility Location: John Brown Park		

Facility Description: The proposed action is to reissue an existing permit for operation of an existing power plant. This facility is an electric power generating station used for peaking and emergency power. When the plant is operating, once-through, noncontact cooling water is pumped from the Marais des Cygnes River and circulated through tube heat exchangers. These heat exchangers provide jacket cooling water for the internal combustion engines. The cooling jackets contain a sodium nitrite chemical for water treatment. Low volume wastes such as pump leakage and maintenance washwater discharge through floor drains to a sump pit that pumps to an aboveground tank used as an oil/water separator. Sanitary waste is discharged to a septic tank lateral field. The proposed permit includes limits for pH and requirements for monitoring of effluent flow as well as the water temperature. Contained in the permit is a schedule of compliance requiring the permittee to repair the flow meter and provided KDHE with a disposal plan for the discharge from the oil/water separator tank. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
Wildwood Education Center 7095 W. 399th St. LaCygne, KS 66040	Lake LaCygne	Treated Domestic Wastewater
Kansas Permit No. C-MC18-OO01		Federal Permit No. KS0093513
Legal: NE¼, S17, T19S, R25E, Miami County		

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

Public Notice No. KS-ND-04-018

Name and Address of Applicant	Legal Location	Type of Discharge
Ellis County Public Works P.O. Box 691 Hays, KS 67601-0691	NE¼, NE¼, S12, T14S, R18W, Ellis County	Nonoverflowing

Kansas Permit No. I-SH16-NP04
Facility Name: Ellis County Highway Department
Facility Location: 1195 28th Ave., Hays, KS 67601-0691
Facility Description: The proposed action is to reissue an existing permit for operation of the existing wastewater treatment facility. Contained in the permit is a schedule of compliance requiring the permittee to determine the cause of leakage detected and repair the system by February 1, 2005. The permittee also is required to discontinue land spreading of the mud pit waste from the wastewater system and submit an approvable plan for proper disposal by February 1, 2005. Discharge of wastewater from this treatment facility to surface waters of the state of Kansas is prohibited by this permit.

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 April Romero 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 November 20 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-04-204/215, KS-ND-04-018) 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>.

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.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 031242

State of Kansas

Department of Wildlife and Parks

Public Notice

The Kansas Department of Wildlife and Parks has reached an agreement for the purchase of a tract of land in Linn County. The parcel consists of 160 acres in the SW/4 of S34-T20S-R24E. This tract was appraised at \$191,000, and will be purchased for \$191,000. This tract will become part of the Marais des Cygnes Wildlife Area and will remain on the county tax rolls.

J. Michael Hayden
Secretary of Wildlife and Parks

Doc. No. 031254

(Published in the Kansas Register October 21, 2004.)

**Notice of Certificate Sale
Garden City Community College
Finney County, Kansas
\$3,120,000**

Certificates of Participation, Series 2004B

**Evidencing a Proportionate Interest of the
Owners Thereof in Basic Rent Payments to be
Made by the College
Pursuant to a Lease Purchase Agreement**

Bids

Written bids will be received by the Dean of Administrative Services of Garden City Community College, Finney County, Kansas, on behalf of the Board of Trustees at 801 Campus Drive, Garden City, KS 67846, until 3 p.m. November 10, 2004, for the purchase of \$3,120,000 principal amount of Certificates of Participation, Series 2004B, evidencing a proportionate interest of the owners thereof in basic rent payments to be made by the college pursuant to a lease purchase agreement.

Certificate Details

The Series 2004B Certificates will be issued pursuant to a Declaration of Trust by the trustee identified below. The Series 2004B Certificates will consist of fully registered certificates in the denomination of \$5,000 or any integral multiple thereof. The Series 2004B Certificates will be dated December 1, 2004, and the principal portion thereof will become due annually on May 1 in the years as follows:

Year	Principal Amount
2005	\$100,000
2006	30,000
2007	35,000
2008	35,000
2009	35,000
2010	35,000
2011	35,000
2012	35,000
2013	35,000
2014	30,000
2015	405,000
2016	420,000
2017	440,000
2018	460,000
2019	485,000
2020	505,000

Each of the Series 2004B Certificates shall represent the right to receive a proportionate share of the interest portion and principal portion of basic rent paid by the college to the trustee identified below under a lease purchase agreement. The interest portion due on the Series 2004B Certificates will accrue from the date of the Series 2004B Certificates, at rates to be determined when the Series 2004B Certificates are sold as hereinafter provided, which interest portion will be payable semiannually on certificate payment dates, which shall be May 1 and November 1 in each year, beginning May 1, 2005.

Trustee, Paying Agent and Certificate Registrar

Security Bank of Kansas City, Kansas City, 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 \$62,400 (2 percent of the principal amount of the Series 2004B Certificates).

Authority, Purpose and Security

The lease is being entered into for "front door" improvements to the administration building on the College campus in Garden City, Kansas, including offices for student services, business industry, adult basic education and classrooms (collectively, the improvements), all pursuant to K.S.A. 71-201 *et seq.* and K.S.A. 10-116c, as amended. The Series 2004B Certificates are secured by and payable from the Trust Estate established under the Declaration of Trust, which consists, in part, of basic rent payments received by the trustee under the lease. The obligation of the college to make basic rent payments under the lease is a limited obligation, payable from avail-

(continued)

able revenues of the college, including those raised through ad valorem taxation, but shall not in any way be construed to be a general obligation or indebtedness of the college. The initial term of the lease extends to June 30, 2014, and is subject to renewal and extension by the college for an additional seven years (to May 1, 2021). The lease also is subject to change or termination by an act of the Kansas Legislature.

Conditions of Bids

Proposals will be received on the Series 2004B Certificates bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: (a) the same rate shall apply to all of the principal portion due in each year; (b) each interest rate specified shall be a multiple of 1/8 or 1/20 of 1 percent; (c) no interest rate may exceed a rate equal to the daily yield for the 30-year Treasury Certificate published by The Bond Buyer, in New York, New York, on the Monday next preceding the day on which the Series 2004B Certificates are sold, plus 2 percent; and (d) no supplemental interest payments will be considered. The difference between the highest rate specified and the lowest rate specified cannot exceed 3.50 percent. No bid shall be for less than 98 percent of the total principal portion evidenced by the Series 2004B Certificates and accrued interest thereon to the date of delivery will be considered. Each bid shall specify the total interest cost (expressed in dollars) during the term of the lease on the basis of such bid, the discount, if any, the premium, if any, offered by the bidder, the net interest cost (expressed in dollars) on the basis of such bid and the average annual net interest rate (expressed as a percentage) on the basis of such bid. Each bidder shall certify to the college the correctness of the information contained on an official bid form; the college will be entitled to rely on such certification. Each bidder agrees that, if it is awarded the Series 2004B Certificates, it will provide the certification as to initial offering prices described under the caption "Certification as to Offering Price" in this notice.

Basis of Award

The award of the Series 2004B Certificates will be made on the basis of the lowest net interest cost (expressed in dollars), which will be determined by subtracting the amount of the premium bid, if any, from or adding the amount of the discount bid, if any, to the total interest cost to the college. If there is any discrepancy between the net interest cost specified and the interest rates specified, the specified net interest cost shall govern and the interest rates specified in the bid shall be adjusted accordingly. If two or more proper bids providing for identical amounts for the lowest net interest cost are received, the Board of Trustees of the college will determine which bid, if any, will be accepted, and its determination is final.

The college reserves the right to reject any and/or all bids and to waive any irregularities in a submitted bid. Any bid received after the submittal hour on the sale date set forth above will be returned to the bidder. Any disputes arising hereunder shall be governed by the laws of Kansas, and any party submitting a bid agrees to be subject to jurisdiction and venue of the federal and state courts within Kansas with regard to such dispute.

Certification as to Offering Prices

To provide the college with information necessary for compliance with Section 148 of the Internal Revenue Code of 1986, as amended, the successful bidder will be required to complete, execute and deliver to the college prior to the delivery of the Series 2004B Certificates, a certificate regarding the "issue price" of the Series 2004B Certificates (as defined in Section 148 of the code), reflecting the initial offering prices (excluding accrued interest and expressed as dollar prices) at which a substantial amount (i.e., 10 percent or more) of the Series 2004B Certificates of each maturity have been or are expected to be sold to the public. The term "public" excludes bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers. Such certificate shall state that 10 percent or more of the Series 2004B Certificates of each maturity have been or are expected to be sold to the public at prices not higher than such initial offering prices. However, such certificate may indicate that the successful bidder will not offer the Series 2004B Certificates for sale to the public.

Mandatory Prepayment

A bidder may elect to have all or a portion of the Series 2004B Certificates scheduled to be paid in consecutive years issued as term certificates scheduled to be paid in the latest of said consecutive years and subject to mandatory prepayment requirements consistent with the schedule of serial payments set forth above, subject to the following conditions: not less than all Series 2004B Certificates to be paid in the same year shall be converted to term certificates with mandatory prepayment requirements and a bidder shall make such an election by completing the applicable paragraph on the official bid form.

Delivery

The college will pay for printing the Series 2004B Certificates and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about December 1, 2004, to such bank or trust company in the contiguous United States as may be specified by the successful bidder, or elsewhere at the expense of the successful bidder.

Approval of Series 2004B Certificates

The Series 2004B Certificates will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, special counsel, whose approving legal opinion as to the validity of the lease and Series 2004B Certificates will be furnished and paid for by the college, printed on the Series 2004B Certificates and delivered to the successful bidder when the Series 2004B Certificates are delivered.

Additional Information

Additional information regarding the Series 2004B Certificates may be obtained from the college's Dean of Administrative Services, 801 Campus Drive, Garden City, KS 67846, Attn: William Hammond, (620) 276-7611, fax (620) 276-0464; or from the financial advisor, Ranson Financial Consultants, L.L.C., 209 E. William, Suite 401, Wichita, KS 67202, Attention: John Haas, (316) 264-3400, fax (316) 265-5403.

Dated October 12, 2004.

Garden City Community College
Finney County, Kansas

Doc. No. 031244

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 2003 Volumes and 2004 Supplement of the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-9-4	Amended	V. 23, p. 718
1-45-18	Amended (T)	V. 23, p. 424
1-45-18	Amended	V. 23, p. 1044
1-45-19	Amended (T)	V. 23, p. 424
1-45-19	Amended	V. 23, p. 1044
1-45-20	Amended (T)	V. 23, p. 424
1-45-20	Amended	V. 23, p. 1045
1-45-23	Amended (T)	V. 23, p. 425
1-45-23	Amended	V. 23, p. 1045
1-45-24	Amended (T)	V. 23, p. 425
1-45-24	Amended	V. 23, p. 1045

AGENCY 4: DEPARTMENT OF AGRICULTURE

Reg. No.	Action	Register
4-8-14a	Amended (T)	V. 23, p. 900
4-8-14a	Amended	V. 23, p. 1102
4-8-27	through	
4-8-37	Amended	V. 23, p. 1102, 1103
4-8-39	Amended	V. 23, p. 1103
4-8-40	Amended (T)	V. 23, p. 901
4-8-40	Amended	V. 23, p. 1103
4-8-42	Amended	V. 23, p. 1103
4-11-2	Amended	V. 23, p. 895
4-11-3	Amended	V. 23, p. 895
4-11-6	Revoked	V. 23, p. 896
4-11-7	Revoked	V. 23, p. 896
4-11-8	Amended	V. 23, p. 896
4-11-9	Amended	V. 23, p. 896
4-11-14	Amended	V. 23, p. 896
4-25-16	Amended (T)	V. 22, p. 2176
4-25-16	Amended	V. 23, p. 95

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-3-4e	Amended (T)	V. 23, p. 1284
5-3-5o	New	V. 23, p. 1130
5-3-29	New (T)	V. 23, p. 1284
5-17-1	through	
5-17-18	New	V. 23, p. 1131-1137
5-23-1	Amended	V. 23, p. 181
5-23-3	Amended	V. 23, p. 181
5-23-3a	Amended	V. 23, p. 182
5-24-1	Amended	V. 23, p. 65
5-24-2	Amended	V. 23, p. 65
5-24-3	Amended	V. 23, p. 66
5-24-4	Amended	V. 23, p. 68
5-24-6	Amended	V. 23, p. 68
5-24-8	Amended	V. 23, p. 68
5-24-11	New	V. 23, p. 69

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-18-1	Revoked	V. 23, p. 1366
7-18-2	Revoked	V. 23, p. 1366
7-18-3	Revoked	V. 23, p. 1366
7-27-1	Amended	V. 23, p. 1366
7-29-2	Amended	V. 23, p. 1366

AGENCY 22: STATE FIRE MARSHAL

Reg. No.	Action	Register
22-1-2	Amended	V. 23, p. 978
22-1-7	New	V. 23, p. 978

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-2	Amended	V. 23, p. 202
28-1-4	Amended	V. 23, p. 203
28-1-20	Amended	V. 23, p. 360
28-4-576	Amended (T)	V. 23, p. 389
28-4-576	Amended	V. 23, p. 1255
28-4-577	Amended (T)	V. 23, p. 390
28-4-577	Amended	V. 23, p. 1257
28-4-578	Amended (T)	V. 23, p. 391
28-4-578	Amended	V. 23, p. 1257
28-4-583	Amended (T)	V. 23, p. 392
28-4-583	Amended	V. 23, p. 1258
28-4-585	Amended (T)	V. 23, p. 392
28-4-585	Amended	V. 23, p. 1259
28-4-587	Amended (T)	V. 23, p. 394
28-4-587	Amended	V. 23, p. 1260
28-4-590	Amended (T)	V. 23, p. 396
28-4-590	Amended	V. 23, p. 1262
28-4-591	Amended (T)	V. 23, p. 397
28-4-591	Amended	V. 23, p. 1264
28-4-600	through	
28-4-613	New	V. 23, p. 957-962
28-4-700	through	
28-4-705	New (T)	V. 23, p. 398-400
28-4-700	through	
28-4-705	New	V. 23, p. 1265, 1266
28-15-11	Revoked	V. 23, p. 1367
28-15-13	Revoked	V. 23, p. 1367
28-15-14	Revoked	V. 23, p. 1367
28-15-15a	Revoked	V. 23, p. 1367
28-15-16	Amended	V. 23, p. 1367
28-15-18	Amended	V. 23, p. 1367
28-15-20	Revoked	V. 23, p. 1368
28-15-21	Revoked	V. 23, p. 1368
28-15-22	Revoked	V. 23, p. 1368
28-15-35	Amended	V. 23, p. 305
28-15-36	Amended	V. 23, p. 309
28-15a-2	New	V. 23, p. 1368
28-15a-3	New	V. 23, p. 1368
28-15a-4	New	V. 23, p. 1368
28-15a-6	New	V. 23, p. 1369
28-15a-11	New	V. 23, p. 1369
28-15a-21	New	V. 23, p. 1369
28-15a-23	through	
28-15a-29	New	V. 23, p. 1369, 1370
28-15a-31	New	V. 23, p. 1370
28-15a-33	New	V. 23, p. 1370
28-15a-41	New	V. 23, p. 1370
28-15a-42	New	V. 23, p. 1370
28-15a-43	New	V. 23, p. 1370
28-15a-60	through	
28-15a-66	New	V. 23, p. 1370
28-15a-70	New	V. 23, p. 1370
28-15a-72	through	
28-15a-76	New	V. 23, p. 1370, 1371
28-15a-80	through	
28-15a-91	New	V. 23, p. 1371
28-15a-100	New	V. 23, p. 1371
28-15a-101	New	V. 23, p. 1371
28-15a-110	New	V. 23, p. 1371
28-15a-111	New	V. 23, p. 1371
28-15a-130	through	
28-15a-135	New	V. 23, p. 1371, 1372
28-15a-151	through	
28-15a-155	New	V. 23, p. 1372
28-15a-170	New	V. 23, p. 1372
28-15a-172	through	
28-15a-175	New	V. 23, p. 1372, 1373
28-15a-201	through	
28-15a-210	New	V. 23, p. 1373
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28-15a-503	New	V. 23, p. 1373, 1374

28-15a-530	through	
28-15a-536	New	V. 23, p. 1374
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28-15a-544	New	V. 23, p. 1374
28-15a-550	through	
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28-15a-560	through	
28-15a-564	New	V. 23, p. 1374, 1375
28-15a-570	New	V. 23, p. 1375
28-15a-571	New	V. 23, p. 1375
28-29-75	through	
28-29-82	Amended	V. 23, p. 203-205
28-31-10	Amended	V. 23, p. 1486
28-35-145	Amended	V. 23, p. 1404
28-35-146	Amended	V. 23, p. 1404
28-35-146a	New	V. 23, p. 1404
28-35-147	Revoked	V. 23, p. 1404
28-35-147a	New	V. 23, p. 1404

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-4-50	Amended	V. 23, p. 894
30-4-90	Amended (T)	V. 23, p. 897
30-4-90	Amended	V. 23, p. 1104
30-5-64	Amended	V. 23, p. 1484
30-5-71	Amended	V. 23, p. 1211
30-6-91	New	V. 23, p. 894
30-46-10	Amended	V. 23, p. 977
30-46-13	Amended	V. 23, p. 978
30-46-15	Amended	V. 23, p. 978
30-46-16	Amended	V. 23, p. 978
30-46-17	Amended	V. 23, p. 978

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-48	Amended	V. 23, p. 426
40-1-50	New (T)	V. 23, p. 244
40-1-50	New	V. 23, p. 951
40-1-51	New	V. 23, p. 361
40-2-26	Amended	V. 23, p. 151
40-2-27	New	V. 23, p. 825
40-3-6	Amended	V. 23, p. 1212
40-3-20	Revoked	V. 23, p. 693

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-5-115	Amended (T)	V. 23, p. 384
44-5-115	Amended	V. 23, p. 952
44-7-104	Amended (T)	V. 23, p. 385
44-7-104	Amended	V. 23, p. 953
44-7-113	Amended (T)	V. 23, p. 386
44-7-113	Amended	V. 23, p. 955
44-12-313	Amended (T)	V. 23, p. 386
44-12-313	Amended	V. 23, p. 955
44-12-601	Amended (T)	V. 23, p. 387
44-12-601	Amended	V. 23, p. 955

AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY

Reg. No.	Action	Register
65-4-3	Amended	V. 23, p. 893
65-5-11	New	V. 23, p. 893
65-8-5	Revoked	V. 23, p. 893

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-8-5	Amended	V. 23, p. 95

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-7-20	New	V. 23, p. 382

AGENCY 70: BOARD OF VETERINARY EXAMINERS

Reg. No.	Action	Register
70-5-1	Amended	V. 23, p. 360

(continued)

AGENCY 71: KANSAS DENTAL BOARD

Reg. No.	Action	Register
71-1-1	Revoked	V. 23, p. 151
71-1-2	Revoked	V. 23, p. 151
71-1-3	Revoked	V. 23, p. 151
71-1-8	Revoked	V. 23, p. 151
71-1-10	Revoked	V. 23, p. 151
71-1-11	Revoked	V. 23, p. 151
71-1-15	Amended	V. 23, p. 151
71-2-1	Revoked	V. 23, p. 151
71-2-4	Revoked	V. 23, p. 151
71-2-5	Amended	V. 23, p. 717
71-2-6	Revoked	V. 23, p. 718
71-2-7	Amended	V. 23, p. 718
71-2-9	Revoked	V. 23, p. 151
71-2-11	Amended	V. 23, p. 1286
71-2-12	Revoked	V. 23, p. 151
71-3-2	Amended	V. 23, p. 1286
71-3-4	Amended	V. 23, p. 1286
71-3-5	Revoked	V. 23, p. 151
71-3-9	New	V. 23, p. 1286
71-4-1	Amended	V. 23, p. 151
71-4-3	Revoked	V. 23, p. 152
71-6-1	Amended	V. 23, p. 383
71-6-5	Amended	V. 23, p. 718
71-7-1	New	V. 23, p. 152

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-3-101	Amended	V. 23, p. 426
82-3-600	Amended	V. 23, p. 429
82-3-600a	Amended	V. 23, p. 430
82-3-600b	Revoked	V. 23, p. 430
82-3-601a	Amended	V. 23, p. 430
82-3-601b	Amended	V. 23, p. 431
82-3-602	Amended	V. 23, p. 431
82-3-603	Amended	V. 23, p. 431
82-3-604	Amended	V. 23, p. 432
82-3-605	Revoked	V. 23, p. 432
82-3-606	Amended	V. 23, p. 432
82-3-607	New	V. 23, p. 433
82-3-700 through 82-3-704	Amended (T)	V. 23, p. 152-155
82-3-700 through 82-3-704	Amended	V. 23, p. 538-541
82-3-705 through 82-3-710	New (T)	V. 23, p. 155-158
82-3-705 through 82-3-710	New	V. 23, p. 541-544
82-4-3a	New (T)	V. 23, p. 1285

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-23-2	Amended	V. 23, p. 276
88-23-2a	New	V. 23, p. 278
88-23-3	Revoked	V. 23, p. 279
88-23-3a	New	V. 23, p. 279
88-26-1 through 88-26-16	New	V. 23, p. 1487-1491
88-27-1	New	V. 23, p. 1491
88-27-2	New	V. 23, p. 1492

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-230	New	V. 23, p. 1106
91-1-231	New	V. 23, p. 1107
91-1-232	New	V. 23, p. 1108
91-1-235	New	V. 23, p. 1108
91-1-236	New	V. 23, p. 1109
91-1-68a through 91-1-68e	Revoked	V. 23, p. 1111
91-8-2	Revoked	V. 23, p. 1493
91-8-15	Revoked	V. 23, p. 1493
91-8-16	Revoked	V. 23, p. 1493

91-8-17	Revoked	V. 23, p. 1493
91-8-19	Revoked	V. 23, p. 1493
91-8-26	Revoked	V. 23, p. 1493
91-8-30 through 91-8-33	Revoked	V. 23, p. 1493
91-9-11	Revoked	V. 23, p. 1493
91-18-24	Revoked	V. 23, p. 280
91-18-27	Revoked	V. 23, p. 280
91-18-29	Revoked	V. 23, p. 280
91-18-34	Revoked	V. 23, p. 280
91-18-40	Revoked	V. 23, p. 280
91-25-1a	Revoked	V. 23, p. 1493
91-25-1c	Revoked	V. 23, p. 1493
91-25-2	Revoked	V. 23, p. 1493
91-25-3a	Revoked	V. 23, p. 1493
91-25-4a	Revoked	V. 23, p. 1493
91-25-17	Revoked	V. 23, p. 1493
91-25-18	Revoked	V. 23, p. 1493
91-25-19	Revoked	V. 23, p. 1493

AGENCY 94: BOARD OF TAX APPEALS

Reg. No.	Action	Register
94-2-21	Amended (T)	V. 23, p. 896
94-2-21	Amended	V. 23, p. 1375

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-11-1	Amended (T)	V. 23, p. 580
100-11-1	Amended	V. 23, p. 1042
100-49-4	Amended	V. 23, p. 1148
100-54-4	Amended (T)	V. 23, p. 383
100-54-4	Amended	V. 23, p. 1042
100-55-4	Amended (T)	V. 23, p. 383
100-55-4	Amended	V. 23, p. 1042

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-2-8	Amended	V. 23, p. 1137
102-3-7a	Amended	V. 23, p. 1139
102-4-3a	Amended	V. 23, p. 1141
102-4-4a	Amended	V. 23, p. 1143
102-4-7a	Amended	V. 23, p. 1144
102-5-4a	Amended	V. 23, p. 1145
102-5-7a	Amended	V. 23, p. 1147

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-1	Amended	V. 23, p. 1189
108-1-4	Amended	V. 23, p. 823

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-3-2	New	V. 23, p. 202

AGENCY 110: DEPARTMENT OF COMMERCE

Reg. No.	Action	Register
110-10-1	New	V. 23, p. 180

AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. A list of regulations filed by the Kansas Lottery from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 Kansas Register. The following regulations were filed after January 1, 2004:

Reg. No.	Action	Register
111-2-151 through 111-2-156	New	V. 23, p. 95, 96
111-2-154	Amended	V. 23, p. 261
111-2-155	Amended	V. 23, p. 262
111-2-156	Amended	V. 23, p. 262
111-2-157	New	V. 23, p. 262
111-2-158	New	V. 23, p. 459
111-2-159	New	V. 23, p. 901
111-3-13	Amended	V. 23, p. 1433

111-3-22	Amended	V. 23, p. 97
111-4-881	Amended	V. 23, p. 97
111-4-1448	Amended	V. 23, p. 98
111-4-2052	Amended	V. 23, p. 262
111-4-2055	Amended	V. 23, p. 263
111-4-2057	Amended	V. 23, p. 263
111-4-2074	Amended	V. 23, p. 98
111-4-2093	Amended	V. 23, p. 309
111-4-2094	New	V. 23, p. 100
111-4-2095 through 111-4-2115	New	V. 23, p. 264-275
111-4-2097	Amended	V. 23, p. 310
111-4-2098	Amended	V. 23, p. 310
111-4-2116 through 111-4-2125	New	V. 23, p. 311-318
111-4-2126 through 111-4-2146	New	V. 23, p. 459-471
111-4-2147 through 111-4-2160	New	V. 23, p. 901-909
111-4-2161 through 111-4-2173	New	V. 23, p. 1025-1033
111-4-2174	New	V. 23, p. 1074
111-4-2175	New	V. 23, p. 1075
111-4-2176	New	V. 23, p. 1076
111-4-2177 through 111-4-2180	New	V. 23, p. 1169-1171
111-4-2181 through 111-4-2185	New	V. 23, p. 1343-1346
111-4-2186 through 111-4-2195	New	V. 23, p. 1434-1438
111-5-96	Amended	V. 23, p. 101
111-5-111 through 111-5-115	New	V. 23, p. 245, 246
111-5-113	Amended	V. 23, p. 472
111-5-114	Amended	V. 23, p. 472
111-6-1	Amended	V. 23, p. 1439
111-6-7	Amended	V. 23, p. 1440
111-7-188 through 111-7-192	New	V. 23, p. 319, 320
111-7-190	Amended	V. 23, p. 473
111-7-192	Amended	V. 23, p. 473
111-9-122	New	V. 23, p. 910
111-9-123	New	V. 23, p. 910
111-1-1 through 111-11-11	New	V. 23, p. 911-914
111-11-1	Amended	V. 23, p. 1077
111-12-1	New	V. 23, p. 914

AGENCY 112: RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-10-3	Amended	V. 23, p. 93
112-10-5	Amended	V. 23, p. 1073
112-10-6	Amended	V. 23, p. 1073
112-10-6a	New	V. 23, p. 1074
112-10-13	New	V. 23, p. 495
112-13-2	Amended	V. 23, p. 94

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-3-2	Amended	V. 23, p. 1043
115-18-10	Amended	V. 23, p. 1043

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-2-2	Amended	V. 23, p. 1407
117-3-2	Amended	V. 23, p. 1408
117-4-2	Amended	V. 23, p. 1408
117-8-1	Amended	V. 23, p. 337
117-9-1	Amended	V. 23, p. 150

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