



# Kansas Register

Ron Thornburgh, Secretary of State

Vol. 27, No. 8 February 21, 2008 Pages 201-230

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State of Kansas

**Department of Administration  
Division of Facilities Management**

**Notice of Commencement of Negotiations for  
"On-Call" Engineering Services**

Notice is hereby given of the commencement of negotiations for "on-call" fire protection engineering services for the Division of Facilities Management. One or two firms may be selected. Services are required for restricted (small) projects. Contracts will be for one year, renewable for two additional one-year periods.

For more information concerning the scope of services, contact George Werth, (785) 296-0159 or George.Werth@da.ks.gov.

To be considered, five (5) bound proposals and one (1) PDF file on a CD of the following should be provided: a letter of interest, an SF330 Part I, information regarding similar projects, and an SF330 Part II for each firm and consultant. Proposals should be concise and follow the 2008 State Building Advisory Commission guidelines, available to firms at <http://da.ks.gov/fp/>. If copies of the guidelines are needed, contact Phyllis Fast, Division of Facilities Management, Suite 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5796, Phyllis.Fast@da.ks.gov. Submittals should be received by Phyllis Fast before noon March 7.

Marilyn Jacobson, Director  
Division of Facilities Management

Doc. No. 035422

State of Kansas

**Department of Administration  
Division of Facilities Management**

**Notice of Commencement of Negotiations for  
"On-Call" Surveying Services**

Notice is hereby given of the commencement of negotiations for "on-call" surveying services for various SRS campuses around the state. One surveying firm is to be selected to provide services in, but not limited to, Larned, Topeka, Kansas City, Osawatomie and Parsons. Services are required for restricted (small) projects and would include topographic or boundary surveys. The contract will be for one year, renewable for two additional one-year periods.

For more information concerning the scope of services, contact Gary LaShell, (785) 296-3771.

To be considered, five (5) bound proposals and one (1) PDF file on a CD of the following should be provided: a letter of interest, an SF330 Part I, information regarding similar projects, and an SF330 Part II for each firm and consultant. Proposals should be concise and follow the 2008 State Building Advisory Commission guidelines, available to firms at <http://da.ks.gov/fp/>. If copies of the guidelines are needed, contact Phyllis Fast, Division of Facilities Management, Suite 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5796, Phyllis.Fast@da.ks.gov. Submittals should be received by Phyllis Fast before noon March 7.

Marilyn Jacobson, Director  
Division of Facilities Management

Doc. No. 035421

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**Ron Thornburgh**  
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1st Floor, Memorial Hall  
(785) 296-3489  
Fax (785) 368-8024  
[kansasregister@kssos.org](mailto:kansasregister@kssos.org)

## State of Kansas

## University of Kansas

## Notice to Bidders

The University of Kansas encourages interested vendors to visit the University of Kansas Purchasing Services Web site at <http://www.purchasing.ku.edu/> for a complete listing of all transactions for which KU Purchasing Services, or one of the consortia commonly utilized by KU, are seeking competitive bids. Paper postings of KU Purchasing Services bid transactions may be viewed at the Purchasing Services office located at 1246 W. Campus Road, Room 7, Lawrence, 66045, or persons may contact Purchasing Services at (785) 864-3790, by fax at (785) 864-3454 or by e-mail at [purchasing@ku.edu](mailto:purchasing@ku.edu) to request a copy of a current bid.

Barry K. Swanson  
Associate Comptroller/  
Director of Purchasing Services

Doc. No. 035414

## State of Kansas

## Fort Hays State University

## Notice to Bidders

Sealed bids for the item listed below will be received by the Fort Hays State University Purchasing Office, Hays, until 2 p.m. local time on the date indicated. For additional information, interested bidders may call (785) 628-4251, fax (785) 628-4046, or e-mail [purchasing@fhsu.edu](mailto:purchasing@fhsu.edu).

Thursday, March 27, 2007  
#08014

Branding Assessment/Development and  
Redesign of Web Site  
<http://www.fhsu.edu/adminfin/purchasing/bids/>

Kathy Herrman  
Purchasing Director

Doc. No. 035435

## State of Kansas

Department of Administration  
Division of Facilities ManagementNotice of Commencement of Negotiations for  
"On-Call" Engineering Services

Notice is hereby given of the commencement of negotiations for "on-call" engineering design services for stabilization, restoration and enhancement projects on Department of Wildlife and Parks lands. The projects will include streams, lakes and marsh facilities. Additional engineering services include the following:

- Field survey and site examination to determine the extent of bank failure and establish elevations.
- Propose design(s) with associated cost estimate(s) for repair and stabilization. Present designs to owner for selection of approved design.
- Prepare bid documents for approved design.
- Apply for and secure permits for construction.
- Conduct pre-construction meeting.

- Inspect and monitor construction.

Engineering solutions should give priority to environment-friendly, aesthetic designs. The facilities are used for considerable public stream-related recreation (angling, canoeing and hunting). Bio-engineering solutions should be considered.

For more information concerning the scope of services, contact Norman Davis, (785) 296-3859 or [normd@wp.state.ks.us](mailto:normd@wp.state.ks.us).

To be considered, five (5) bound proposals and one (1) PDF file on a CD of the following should be provided: a letter of interest, an SF330 Part I, information regarding similar projects, and an SF330 Part II for each firm and consultant. Proposals should be concise and follow the 2008 State Building Advisory Commission guidelines, available to firms at <http://da.ks.gov/fp/>. If copies of the guidelines are needed, contact Phyllis Fast, Division of Facilities Management, Suite 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5796, [Phyllis.Fast@da.ks.gov](mailto:Phyllis.Fast@da.ks.gov). Submittals should be received by Phyllis Fast before noon March 7.

Marilyn Jacobson, Director  
Division of Facilities Management

Doc. No. 035424

## State of Kansas

Department of Administration  
Division of Facilities ManagementNotice of Commencement of  
Negotiations for Engineering Services

Notice is hereby given of the commencement of negotiations for civil engineering services to provide bridge inspection services statewide for the Department of Wildlife and Parks. A total of 76 bridges needing inspection are owned by the department, with 71 bridges being located in the eastern 60 percent of the state. The bridges are of various types, timber, steel, concrete, etc. and varying in age. Inspection services are to be in accordance with regulations prescribed by the National Bridge Inspection Standards as administered by the Kansas Department of Transportation. The inspections will have to be completed and the information submitted to KDOT not later than February 28, 2009.

For more information concerning the scope of services, contact Norman Davis, (785) 296-3859 or [normd@wp.state.ks.us](mailto:normd@wp.state.ks.us).

To be considered, five (5) bound proposals and one (1) PDF file on a CD of the following should be provided: a letter of interest, an SF330 Part I, information regarding similar projects, and an SF330 Part II for each firm and consultant. Proposals should be concise and follow the 2008 State Building Advisory Commission guidelines, available to firms at <http://da.ks.gov/fp/>. If copies of the guidelines are needed, contact Phyllis Fast, Division of Facilities Management, Suite 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5796, [Phyllis.Fast@da.ks.gov](mailto:Phyllis.Fast@da.ks.gov). Submittals should be received by Phyllis Fast before noon March 7.

Marilyn Jacobson, Director  
Division of Facilities Management

Doc. No. 035423

## 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 2-18-08 through 2-24-08**

<b>Term</b>	<b>Rate</b>
1-89 days	2.96%
3 months	2.18%
6 months	2.07%
1 year	1.85%
18 months	1.86%
2 years	1.92%

Daniel J. Nackley  
Director of Investments

Doc. No. 035413

## State of Kansas

**Secretary of State****Notice of Corporations Forfeited**

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of January 2008 for failure to timely file an annual report and pay the annual report fee as required by the Kansas general corporation code:

**Domestic Corporations**

A. R. D., Inc., Wichita, KS.  
 ACA, Inc., Kansas City, KS.  
 Achilles and Sons Electric, Inc., Inman, KS.  
 Adult Entertainment Industries, Inc., Kansas City, MO.  
 All American Delivery Service, Inc., Kansas City, KS.  
 Arkansas City Lodge No. 1586 Loyal Order of Moose Incorporated, Arkansas City, KS.  
 Artisan Copper Werks Inc., Kansas City, KS.  
 Bancorp Mortgage Services, Inc., Stilwell, KS.  
 Becker Management, Inc., Olathe, KS.  
 BEP Inc., Prairie Village, KS.  
 Beverage Transportation Equipment, Inc., Lenexa, KS.  
 Bigelow Systems, Inc., Shawnee Mission, KS.  
 Business Exchange Team, Inc., Topeka, KS.  
 C & J Service, Inc., Wichita, KS.  
 C Jam, Inc., Overland Park, KS.  
 Cara Ventures, Inc., Wichita, KS.  
 Cindybella Publishing, Inc., Shawnee, KS.  
 CMCJ Enterprises, Inc., Wichita, KS.  
 Concrete & Supply, Inc., Salina, KS.  
 Connelly Psychological Services, Inc., Arma, KS.  
 Consulting Financial Resources LLC, Overland Park, KS.  
 Crop Insurance Professionals Association, L.L.C., Manhattan, KS.  
 Damn Inc., Prairie Village, KS.  
 Debbie Hudson Insurance Agency, Inc., Haysville, KS.  
 DJA Olathe, L.P., Montreal, Quebec.  
 Doug Overstake, Inc., Cedar Point, KS.  
 Drake Disposal Service, Inc., Lyons, KS.  
 Economy Mfg. Co., Inc., Sedan, KS.

Edwin H. Bideau Associated Agencies Inc., Chanute, KS.  
 End Time Audio Inc. B.L.A.Z.E. Youth Events, Courtland, KS.  
 Excel Kansas Management, Inc., Kansas City, MO.  
 Fairlawn Plaza Standard, Inc., Topeka, KS.  
 First Church of the Nazarene of Newton, Kansas, Newton, KS.  
 First Church of the Nazarene of Wichita, Kansas, Wichita, KS.  
 Food for Thought, Inc., Wichita, KS.  
 Free Market Monetary Education Association, Lawrence, KS.  
 Frenn Enterprises, Inc., Topeka, KS.  
 G.A.P. Consignments, Inc., Hutchinson, KS.  
 Gail & Helen's Convenience Store, Inc., El Dorado, KS.  
 George E. Mallon, P.A., Kansas City, KS.  
 Goldstag Security Inc., Hutchinson, KS.  
 H&G&K Pharmacy, Inc., Sedan, KS.  
 Hagman Companies, Inc., Naples, FL.  
 Hampton Place Homes Association, Overland Park, KS.  
 Haven Enterprises, Inc., Highland, KS.  
 Hayes Retail Group, Inc., Wichita, KS.  
 Heckendorn Manufacturing Co., Inc., Wichita, KS.  
 Highland Crest Skateland, Inc., Kansas City, KS.  
 Hilary Enterprises, Inc., Kansas City, MO.  
 Hometown Tire Dealers Association, Great Bend, KS.  
 Hough Piano & Organ, Inc., Salina, KS.  
 HSA Solutions Direct, Inc., Overland Park, KS.  
 Ideal Builders, Inc., Salina, KS.  
 Integrative Solutions, LC, Wichita, KS.  
 Jam Construction Inc., Louisburg, KS.  
 Kaufman Funeral Home, Inc., Halstead, KS.  
 Kay's Card and Gift Shop, Inc., Chanute, KS.  
 Kraft Electric, Inc., Hutchinson, KS.  
 L & M Marine, Inc., El Dorado, KS.  
 L. J. Pracht Co., Inc., Wichita, KS.  
 Lansdowne Equipment Co., Inc., El Dorado, KS.  
 Lippold Business Systems, Inc., Overland Park, KS.  
 Los Campeones, Inc., Shawnee Mission, KS.  
 M & M Supply Company, Inc., Wichita, KS.  
 M. & B. Building Corporation, Marysville, KS.  
 Medical Arts Pharmacy, Inc., Lawrence, KS.  
 Nebco, Inc., Colby, KS.  
 Nick Kern's Trucking, LLC, Topeka, KS.  
 Novedades de Jazmine Inc., Wichita, KS.  
 Patrick Nichols, Chartered, Lawrence, KS.  
 Payless Cars, Inc., Topeka, KS.  
 Precision Metalcraft, Incorporated, Wichita, KS.  
 Price Construction and General Contracting, Inc., Berryton, KS.  
 R & N Associates, Inc., Topeka, KS.  
 R. L. P., Inc., Lawrence, KS.  
 R. L. Schulte, Inc., Russell, KS.  
 RAL Contractors, Inc., Overland Park, KS.  
 Remco Builders, Inc., Manhattan, KS.  
 Rieger Medical Supply Company, Inc., Wichita, KS.  
 Salas Drywall, Inc., Olathe, KS.  
 Security Transport Services, Inc., Topeka, KS.  
 Servicios San Miguel Inc., Kansas City, MO.  
 SHEC Inc., Overland Park, KS.  
 Signatures Marketing Inc., Wichita, KS.  
 Slow Boat Enterprises, Inc., Olathe, KS.  
 Stacey and Jackie Schwindt Inc., Garden City, KS.  
 Stephanie's Problem II, LLP, Topeka, KS.  
 Stephen G. Thomas, Inc., Tecumseh, KS.  
 Superior Service Co., Inc., Wichita, KS.  
 T.G.S., Inc., Hays, KS.  
 Tara Enterprises, Inc., Hays, KS.  
 Titlecure Investments, Inc., Lawrence, KS.  
 Tucker Agency, Inc., Lake Havasa, AZ.  
 Vivid Ideas, Inc., Overland Park, KS.

Waser Plumbing & Heating, Inc., Horton, KS.  
 Wichita Foam Form, Inc., Mulvane, KS.  
 1106 Drive-In, Inc., Pittsburg, KS.

### Foreign Corporations

Alliance Mortgage Banking Corp., Levittown, NY.  
 Ascensus Insurance Services, Inc., Columbus, OH.  
 Benfleet Industries, Inc., Kansas City, MO.  
 BKNB, Inc., McCook, NE.  
 Blue Cedar, Inc., Kansas City, MO.  
 BNY Hamilton Distributors, Inc., Columbus, OH.  
 Books Are Fun, Ltd., Fairfield, IA.  
 Braco Sales Inc., Kansas City, MO.  
 C.R.H.C., Incorporated, Rockville, MD.  
 Candle Corporation, El Segundo, CA.  
 Century Pacific Realty Corporation, Los Angeles, CA.  
 Charmant Inc., Morris Plains, NJ.  
 Cognigen Networks, Inc., Kalamazoo, MI.  
 Coin Wrap, Inc., Harrisburg, PA.  
 Collegiate Licensing Company, Atlanta, GA.  
 DHS Drilling Company, Denver, Co.  
 El-Mack, Inc., North Las Vegas, NV.  
 ELC Online Inc., New York, NY.  
 Ellex, Inc., Eden Prairie, MN.  
 FP Office, Inc., Dallas, TX.  
 Gateway Lincoln, Inc., Lenexa, KS.  
 HCL America Inc., Sunnyvale, CA.  
 Hiunion, Inc., Kansas City, MO.  
 Hypertension Diagnostics, Inc., Eagan, MN.  
 Industrial Expositions, Inc., Denver, CO.  
 Innovations of Missouri, Inc., Webb City, MO.  
 J & L America, Inc., Melville, NY.  
 JB Well Service, Inc., McCook, NE.  
 Keystone Retaining Wall Systems, Inc., Minneapolis, MN.  
 Knickerbocker Properties, Inc. XXI, New York, NY.  
 Lott Enterprises, Inc., Greenwood, MS.  
 Maharishi World Peace Vedic Organics,  
 Maharishi Vedic City, IA.  
 Mar-Jim, Inc., Lee's Summit, MO.  
 Midland Co-op, Funk, NE.  
 MUR Lending, Inc., New York, NY.  
 National Employer Solutions, Inc., Alpharetta, GA.  
 National Medical Health Card Systems, Inc.,  
 Port Washington, NY.  
 Newport Furnishings of Kansas City, L.L.C., Kansas City, KS.  
 Novogroder/Wichita & Anaheim, LLC, Dyer, IN.  
 Novogroder/Winfield, LLC, Dyer, IN.  
 Old Canal Financial Corporation, Yorba Linda, CA.  
 Openwave Systems Inc., Redwood City, CA.  
 Paramount Mortgage of Colorado, Ltd.,  
 Greenwood Village, CO.  
 Penniston Construction Co., Inc., Independence, MO.  
 Plano Petroleum Corporation, Plano, TX.  
 Prairie Resource Enterprises, Inc., Cincinnati, OH.  
 Pulpdent Corporation, Newton, MA.  
 RFC Global Promo, Inc., Overland Park, KS.  
 Scaffolding Dynamics Incorporated, Manhattan, IL.  
 Seasonal Concepts, Inc., Plymouth, MN.  
 Sebring Capital Sourcing Corporation, Carrollton, TX.  
 Sinclair Oil Corporation, Salt Lake City, UT.  
 Skyjack Equipment, Inc., Guelph, Ontario.  
 Stephanie's Problem Trust III, Topeka, KS.  
 Steve's Shoes, Inc., Shawnee, KS.  
 Stewart Brothers Drilling Company, Milan, MN.  
 Sturgis Equipment Company of Kansas City, Kansas City, KS.  
 The Rosel Company, Houston, TX.  
 Trinity Workplace Learning Corporation, Carrollton, TX.  
 Triumph On-Demand, Inc., Cincinnati, OH.

United States Counter Insurgents Assoc. of Justice Inc.,  
 Kansas City, MO.  
 Virtual Technologies Consulting, Inc., Clifton, VA.  
 Westgate Oil Company, Inc., Eureka, KS.  
 Wherift Wireless, Inc., Redwood City, CA.

Ron Thornburgh  
 Secretary of State

Doc. No. 035417

### 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:

03/04/2008	11101	Furnish & Install Electrical Power System
03/05/2008	11104	Asphaltic Materials, Liquid — Various Locations
03/06/2008	11115	Trucks, Crew Cab w/Utility Body
03/06/2008	11117	Crack Seal Machines Pull Type
03/06/2008	11118	Aggregate (District #4)
03/06/2008	11119	Pothole Patcher, Pull Type
03/07/2008	11121	Roof Repairs
03/11/2008	11090	Lawn Care Services
03/12/2008	11102	Waste Disposal Services, Biohazard
03/12/2008	11086	Administer Information LOGO Sign and TODS Signing Program
03/14/2008	11124	Marketing Research, Technical Education
04/04/2008	11045	Medical Plans for State Employees
04/18/2008	11110	KPERS Platform Consolidation

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

<http://www.da.ks.gov/purch/>

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. Information regarding prequalification, projects and bid documents can be obtained by calling (785) 296-8899 or by visiting [www.da.ks.gov/fp/](http://www.da.ks.gov/fp/).

03/19/2008	A-010537	Subarea Bay Extension — Mound City, Department of Transportation
03/18/2008	A-010220	Exhaust Fan Replacement — Swimming Pool and Walk-In Cooler/Freezer Replacement — Cafeteria — Parsons State Hospital & Training Center, Parsons

Chris Howe  
 Director of Purchases

Doc. No. 035434

## State of Kansas

Office of Judicial Administration  
Supreme Court Docket

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

Monday, March 24, 2008

9:00 a.m.

Case No. / Case Name	Attorneys	Jurisdiction
<b>94,950</b> Fleetwood Folding Trailers, Inc., Appellant v. The Coleman Company, Inc., Appellee	Stephen R. McAllister Eldon L. Boisseau James D. Oliver	Sedgwick Petition for Review
<b>95,935</b> State of Kansas/Iowa, et al., Appellants v. Timothy R. Bohrer, Appellee	Randy M. Barker William R. Griffith	Sedgwick Petition for Review
<b>95,812</b> State of Kansas, Appellee v. Shaun P. Fitzgerald, Appellant	Kansas Attorney General Kristi L. Barton, Asst. District Atty. Kurt P. Kerns	Sedgwick Petition for Review
<b>97,401</b> State of Kansas, Appellant v. Kenneth R. Skolaut, Appellee	Kansas Attorney General Boyd K. Isherwood, Asst. District Atty. Jean K. Gilles Phillips	Sedgwick Petition for Review

1:30 p.m.

<b>99,130</b> In the Matter of A.J.S.	Thomas C. McDowell Martin W. Bauer	Sedgwick
<b>97,546</b> In the Matter of the Adoption of G.L.V. and M.J.V.	John W. Fresh T. L. Vaughn, Pro Se	Atchison Petition for Review
<b>95,365</b> State of Kansas, Appellee v. Mathew D. Murdock, Appellant	Kansas Attorney General Robert A. Walsh, County Atty. Rick A. Kittel, Kansas Appellate Defender	Cloud Petition for Review
<b>96,797</b> State of Kansas, Appellee v. Robert L. Ehrlich, Appellant	Kansas Attorney General Daniel W. Krug, County Atty. Patrick H. Dunn, Kansas Appellate Defender	Russell Petition for Review

Tuesday, March 25, 2008

9:00 a.m.

Case No. / Case Name	Attorneys	Jurisdiction
<b>96,091</b> State of Kansas, Appellee v. Kelly Stowell, Appellant	Kansas Attorney General Keith E. Schroeder, District Atty. Michelle A. Davis, Kansas Appellate Defender	Reno Petition for Review
<b>95,942</b> American Special Risk Management Corp. et al., Appellants, v. William Cahow, et al., Appellees	Daniel F. Church Paul Hasty, Jr.	Johnson Petition for Review
<b>96,820</b> State of Kansas, Appellee v. Clifton Lane Schow, Appellant	Kansas Attorney General Phillip D. Kline, District Atty. Reid T. Nelson, Capital Appellate Defender	Johnson Petition for Review
<b>96,526</b> State of Kansas, Appellant v. Shawn M. Johnson, Appellee	Kansas Attorney General Keith E. Schroeder, District Atty. Lane E. Williams	Reno Petition for Review

<b>98,260</b> State of Kansas, Appellee v. Gregory Leonard Walls, Appellant	<b>1:30 p.m.</b> Kansas Attorney General Robert D. Hecht, District Atty. B. Joyce Yeager	Shawnee
<b>95,049</b> State of Kansas, Appellee v. Anthony L. Jefferson, Appellant	Kansas Attorney General Keith E. Schroeder, District Atty. Shawn E. Minihan, Kansas Appellate Defender	Reno Petition for Review
<b>99,295</b> In the Matter of Rosie M. Quinn, Respondent	Frank D. Diehl, Deputy Discip. Admin. Reginald Keith Davis Rosie M. Quinn, Pro Se	Original
<b>99,502</b> In the Matter of Michael K. Sheahon, Respondent	Stanton A. Hazlett, Discip. Admin. Michael K. Sheahon, Pro Se	Original

**Wednesday, March 26, 2008**

Case No. / Case Name	Attorneys	Jurisdiction
<b>96,086</b> State of Kansas, Appellee v. Michael Edward Laturner, Appellant	Kansas Attorney General Michael L. Goodrich, County Atty. Rachel L. Pickering, Kansas Appellate Defender	Cherokee Petition for Review
<b>97,848</b> State of Kansas, Appellant v. Karin J. Morton, Appellee	Kansas Attorney General Heather R. Jones, County Atty. Pantaleon Florez, Jr.	Franklin Petition for Review
<b>95,088</b> State of Kansas, Appellee v. William Bradley King, Appellant	Kansas Attorney General John D. Gutierrez, County Atty. Korey A. Kaul, Kansas Appellate Defender	Crawford Petition for Review
<b>97,581</b> Unified School District No. 232, Appellee v. CWD Investments, et al., Appellants	W. Joseph Hatley Deron A. Anliker	Johnson
<b>96,405</b> State of Kansas, Appellee v. Antone John Scoville, Appellant	<b>1:30 p.m.</b> Kansas Attorney General Keith D. Hoffman, County Atty. Michelle A. Davis, Kansas Appellate Defender	Dickinson Petition for Review
<b>99,410</b> In the Matter of Edward F. Walsh IV, Respondent	Frank D. Diehl, Deputy Discip. Admin. Edward F. Walsh, IV, Pro Se	Original
<b>99,420</b> In the Matter of Timothy A. Toth, Respondent	Alexander M. Walczak, Deputy Discip. Admin. Timothy A. Toth, Pro Se	Original
<b>99,691</b> In the Matter of Diane L. Hillbrant, Respondent	Frank D. Diehl, Deputy Discip. Admin. John J. Ambrosio Diane L. Hillbrant, Pro Se	Original

**Thursday, March 27, 2008**

Case No. / Case Name	Attorneys	Jurisdiction
<b>99,494</b> In the Matter of Dwight A. Corrin, Respondent	Stanton A. Hazlett, Discip. Admin. G. Craig Robinson Dwight A. Corrin, Pro Se	Original

*(continued)*

<p><b>99,501</b> In the Matter of Dale E. Lovelace, Respondent</p>	<p>Stanton A. Hazlett, Discip. Admin. Marilyn B. Keller Dale E. Lovelace, Pro Se</p>	<p>Original</p>
<p><b>99,468</b> In the Matter of Steven A. Jensen, Respondent</p>	<p>Alexander M. Walczak, Deputy Discip. Admin. John J. Ambrosio Steven A. Jensen, Pro Se</p>	<p>Original</p>
<p><b>99,499</b> In the Matter of Frank P. Tarantino, Respondent</p>	<p>Janith A. Davis, Deputy Discip. Admin. Frank P. Tarantino, Pro Se</p>	<p>Original</p>
<p><b>99,500</b> In the Matter of Susan L. Harris, Respondent</p>	<p>Janith A. Davis, Deputy Discip. Admin. Susan L. Harris, Pro Se</p>	<p>Original</p>

**Friday, March 28, 2008**

**Summary Disposition of Sentencing Appeals — No Oral Argument  
Pursuant to Supreme Court Rule 7.041(a)**

<b>97,800</b> State v. Denyse Deann Warczakoski	<b>98,420</b> State v. Aaron Stevenson	<b>98,523</b> State v. Alphonso M. Boutire
<b>97,975</b> State v. Michael Tyrone Veal	<b>98,461</b> State v. Lynn A. Brown	<b>98,600</b> State v. Harold D. Webster
<b>98,185</b> State v. Marcus Williams	<b>98,502</b> State v. Nathan E. Stohs	<b>98,645</b> State v. Christopher R. Stokes
<b>98,395</b> State v. Terry E. Ludes		

Carol G. Green  
Clerk of the Appellate Courts

Doc. No. 035416

**State of Kansas**

**Department of Transportation**

**Notice to Consulting Engineers**

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the project listed below. A response may be submitted by e-mail to neil@ksdot.org or eight signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3754. Responses shall be limited to four pages and must be received by noon March 13 for the consulting engineering firm to be considered.

From the firms expressing interest, the Consultant Selection Committee will select a list of the most highly qualified (not less than three and not more than five) and invite them to attend an individual interview conference. At this time, the consulting firms can more thoroughly discuss their experience related to the type of project at hand and will be expected to discuss, in some detail, their approach to this project and the personnel to be assigned to the project. Firms not selected to be short-listed will be notified by letter.

The Consultant Negotiating Committee, appointed by the Secretary of Transportation, will conduct the discussions with the firms invited to the individual interview conferences. The committee will select the firm to perform the professional services required for completing the advertised project. After the selection of this firm, the remaining firms will be notified by letter of the outcome.

**435-46 KA-1002-01**

**Johnson County**

Provide a corridor study along I-435 from Quivira Road west and north to 95th Street, along I-35 from 119th Street north to 95th Street, and along K-10 from Ridgeview Road east to I-435. The study will evaluate past studies, adjacent projects, project area issues and regional development and will develop long-term highway concepts that include coordination with the railroad and public transit. A logical project phasing plan will be developed to complete the long-term solution as well as identifying interim solutions to help relieve traffic congestion. Public involvement and regional traffic studies will be required for his project. An environmental assessment will be required; however, the environmental documentation will not be part of this study. The study is to be completed by January 1, 2011.

It is KDOT's policy to use the following criteria as the basis for selection of the consulting engineering firms:

1. Size and professional qualifications;
2. experience of staff;
3. location of firm with respect to proposed project;
4. work load of firm; and
5. firm's performance record.

Deb Miller  
Secretary of Transportation

Doc. No. 035419



State of Kansas

Board of Healing Arts

Permanent Administrative Regulations

Article 29.—PHYSICAL THERAPY

**100-29-7. Fees.** The following fees shall be collected by the board:

- (a) Application based upon certificate of prior examination ..... \$80.00
- (b) Application based on examination ..... \$80.00
- (c) Annual renewal:
  - (1) Paper renewal ..... \$70.00
  - (2) On-line renewal ..... \$67.00
- (d) Late renewal:
  - (1) Paper late renewal ..... \$5.00
  - (2) On-line late renewal ..... \$5.00
- (e) Reinstatement ..... \$80.00
- (f) Certified copy ..... \$15.00
- (g) Duplicate certificate ..... \$15.00
- (h) Temporary permit ..... \$25.00

(Authorized by K.S.A. 2006 Supp. 65-2911; implementing K.S.A. 2006 Supp. 65-2910 and K.S.A. 2006 Supp. 65-2911; effective March 21, 1997; amended May 1, 1998; amended Sept. 29, 2000; amended Nov. 15, 2002; amended Nov. 19, 2004; amended March 7, 2008.)

Article 54.—OCCUPATIONAL THERAPY

**100-54-4. Fees.** The following fees shall be collected by the board:

- (a) Application for license ..... \$80.00
- (b) License renewal:
  - (1) Paper renewal ..... \$75.00
  - (2) On-line renewal ..... \$72.00
- (c) License late renewal:
  - (1) Paper late renewal ..... \$80.00
  - (2) On-line late renewal ..... \$77.00
- (d) License reinstatement ..... \$80.00
- (e) Certified copy of license ..... \$15.00
- (f) Temporary license ..... \$25.00

(Authorized by K.S.A. 65-5405; implementing K.S.A. 65-5409; effective, T-88-17, July 1, 1987; effective May 1, 1988; amended, T-100-10-17-89, Oct. 17, 1989; amended Feb. 5, 1990; amended May 1, 1998; amended Sept. 29, 2000; amended Jan. 10, 2003; amended Nov. 21, 2003; amended, T-100-3-19-04, March 19, 2004; amended July 23, 2004; amended March 7, 2008.)

Article 55.—RESPIRATORY THERAPY

**100-55-4. Fees.** The following fees shall be collected by the board:

- (a) Application for a license ..... \$80.00
- (b) License renewal:
  - (1) Paper renewal ..... \$75.00
  - (2) On-line renewal ..... \$72.00
- (c) License late renewal:
  - (1) Paper late renewal ..... \$80.00
  - (2) On-line late renewal ..... \$77.00

- (d) License reinstatement ..... \$80.00
- (e) Certified copy of license ..... \$15.00
- (f) Special permit ..... \$15.00
- (g) Temporary license ..... \$25.00

(Authorized by K.S.A. 65-5505; implementing K.S.A. 65-5509; effective, T-88-17, July 1, 1987; effective May 1, 1988; amended, T-100-10-17-89, Oct. 17, 1989; amended Feb. 5, 1990; amended Jan. 3, 1997; amended May 1, 1998; amended June 30, 2000; amended Sept. 29, 2000; amended Jan. 10, 2003; amended, T-100-3-19-04, March 19, 2004; amended July 23, 2004; amended March 7, 2008.)

Lawrence T. Buening, Jr.  
Executive Director

Doc. No. 035425

(Published in the Kansas Register February 21, 2008.)

**Summary Notice of Sale  
Unified Government of  
Wyandotte County/Kansas City, Kansas**

**\$23,875,000\***

**General Obligation Improvement Bonds  
Series 2008-A**

**\$2,270,000\***

**Taxable General Obligation Improvement Bonds  
Series 2008-B**

**(General obligations payable from  
unlimited ad valorem taxes)**

Subject to the notice of sale dated February 15, 2008, written and electronic bids for the purchase of the above-referenced bonds of the Unified Government of Wyandotte County/Kansas City, Kansas (the issuer), will be received on behalf of the issuer by the issuer's financial advisor, in the case of written bids, at the address hereinafter set forth, and in the case of electronic bids, via PARITY, until 11 a.m. March 6, 2008 (the sale date). No bid for less than 100 percent of the Series 2008-A Bonds and 98.80 percent of the Series 2008-B Bonds will be considered. All bids will be publicly evaluated at said time and place and the award of the securities will be acted upon by the governing body at its meeting to be held at 7 p.m. on the date of sale. No oral or auction bids will be considered.

**Terms of the Bonds**

**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 March 15, 2008, and will become due on August 1 in the years as follows:

**Series 2008-A Bonds**

Maturity Date (August 1)	Principal Amount
2009	\$ 220,000
2010	225,000
2011	235,000
2012	245,000
2013	250,000
2014	1,205,000

(continued)

2015	1,255,000
2016	1,310,000
2017	1,365,000
2018	1,420,000
2019	1,475,000
2020	1,590,000
2021	1,650,000
2022	1,715,000
2023	1,785,000
2024	1,860,000
2025	1,940,000
2026	2,020,000
2027	2,110,000

#### Series 2008-B Bonds

Maturity Date (August 1)	Principal Amount
2009	\$ 75,000
2010	80,000
2011	80,000
2012	85,000
2013	90,000
2014	95,000
2015	100,000
2016	100,000
2017	110,000
2018	115,000
2019	120,000
2020	125,000
2021	130,000
2022	140,000
2023	145,000
2024	155,000
2025	165,000
2026	175,000
2027	185,000

The bonds will bear interest from the date thereof at rates to be determined when such bonds are sold, which interest will be payable semiannually on February 1 and August 1 in each year, beginning August 1, 2008.

#### Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

#### Book-Entry-Only System

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

#### Good Faith Deposit

Each bid for a series of the bonds shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located in the United States or a financial surety bond in the amount of 2 percent of the principal amount of the bonds of such series, payable to the order of the Issuer.

#### Pre-Bid Revisions

The issuer reserves the right to issue a supplemental notice of sale not later than 48 hours prior to the sale date via the MUNIFACTS News Service. If issued, the supplemental notice of sale may (i) modify the principal amount of one or more series of the bonds, (ii) withdraw one or more series of the bonds from the sale, and/or (iii) modify

such other terms of this notice of sale as the issuer determines.

#### Adjustment of Issue Size

The issuer reserves the right on the date of the award to, in its sole discretion, increase or decrease the total principal amount of a series of the bonds and/or to increase or decrease individual principal maturities, depending on the interest rates bid and the issue price specified, in order to properly structure the financing for the projects to be paid for with proceeds of the bonds.

#### Delivery and Payment

The issuer will pay for preparing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder(s) on or about March 27, 2008, to DTC for the account(s) of the successful bidder(s).

#### Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property within the issuer for the year 2007 is \$1,380,053,097. The total general obligation bonded indebtedness of the issuer as of the date of the bonds, including the bonds being issued and the temporary notes being issued contemporaneously with the bonds (the notes), but excluding the temporary notes to be retired with the proceeds of the bonds, the notes and other funds of the issuer, is \$249,635,000, of which \$300,000 is indebtedness of the issuer payable only from taxes on taxable tangible property within Wyandotte County, Kansas.

#### Approval of the Bonds

The bonds will be sold subject to the approving legal opinion of Gilmore & Bell, P.C., Kansas City, Missouri, bond counsel, which opinion will be furnished and paid for by the issuer and will accompany the bonds and be delivered to the successful bidder when the bonds are delivered.

#### Additional Information

Additional information regarding the bonds may be obtained from the office of the chief financial officer, (913) 573-5273 or fax (913) 573-5003; from Springsted Incorporated, the issuer's financial advisor, (612) 223-3000; or from bond counsel, Gilmore & Bell, P.C., 2405 Grand Blvd., Suite 1100, Kansas City, MO 64108, (816) 221-1000.

#### Financial Advisor —Written and Facsimile Bid and Good Faith Deposit Delivery Address:

Springsted Incorporated  
380 Jackson St., Suite 300  
St. Paul, MN 55101  
Attn: Bond Services  
(651) 223-3000  
Fax (651) 223-3046  
E-mail: advisors@springsted.com

Dated February 15, 2008.

Unified Government of  
Wyandotte County/Kansas City, Kansas  
Jack Manahan, Chief Financial Officer  
701 N. 7th St.  
Kansas City, KS 66101

\* Subject to change.

Doc. No. 035431

## State of Kansas

## Board of Accountancy

Notice of Hearing on Proposed  
Administrative Regulations

A public hearing will be conducted at 9:30 a.m. Friday, April 25, in Room 106 of the Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of proposed changes in existing rules and regulations of the Board of Accountancy.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the executive director of the Board of Accountancy, Suite 556, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612. 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 that each participant limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Judy Jenks at (785) 296-2162 or by e-mail at [info@ksboa.ks.gov](mailto:info@ksboa.ks.gov). Handicapped parking is located at the south end of Landon State Office Building, and the north entrance to the building is accessible to individuals with disabilities.

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

**K.A.R. 74-4-7. Continuing professional education requirements.** Amendments to this regulation are for clarification and elimination of unnecessary language.

**K.A.R. 74-4-8. Continuing professional education programs; requirements.** Amendments to this regulation are to define personal development courses.

**K.A.R. 74-4-9. Continuing professional education controls and reporting.** Amendments to this regulation are to accommodate online permit renewals being implemented to eliminate the requirement to submit certain documents with the renewal.

**K.A.R. 74-4-10. Continuing education requirements for renewal of initial or reinstated permits.** Amendments to this regulation are for clean-up and clarification purposes.

Copies of the regulations and the economic impact statement may be obtained by contacting the Board of Accountancy at the address and phone number above or from the board's Web site at [www.ksboa.org](http://www.ksboa.org).

Susan L. Somers  
Executive Director

Doc. No. 035411

## State of Kansas

## Legislature

## Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced February 7-13 by the 2008 Kansas Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N, State Capitol, 300 S.W. 10th Ave., Topeka, 66612, (785) 296-4096. Full texts of bills, bill tracking and other information may be accessed at [www.kslegislature.org](http://www.kslegislature.org).

## House Bills

**HB 2783**, An act relating to insurance; concerning voluntary noncontractual mutual aid arrangements; amending K.S.A. 40-202 and repealing the existing section, by Committee on Insurance and Financial Institutions.

**HB 2784**, An act concerning sales taxation; relating to exemptions; Kansas state firefighters association; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

**HB 2785**, An act concerning appropriations from the state general fund; prohibiting expenditures for certain scientific research, by Representative Kinzer.

**HB 2786**, An act relating to antique vehicles; concerning certain license plates; amending K.S.A. 2007 Supp. 8-172 and repealing the existing section, by Committee on Appropriations.

**HB 2787**, An act concerning tax increment financing; regarding bond revenue sources; amending K.S.A. 2007 Supp. 12-1774, 79-3620 and 79-3620b and repealing the existing sections, by Committee on Economic Development and Tourism.

**HB 2788**, An act concerning tax increment financing; regarding the definition of redevelopment project costs; amending K.S.A. 2007 Supp. 12-1770a and repealing the existing section, by Committee on Economic Development and Tourism.

**HB 2789**, An act concerning Kansas, inc.; exempting from monumental building surcharge, by Agriculture and Natural Resources Budget Committee.

**HB 2790**, An act concerning school districts; relating to special education and the distribution of moneys therefor; amending K.S.A. 2007 Supp. 72-978 and repealing the existing section, by Committee on Education.

**HB 2791**, An act concerning planning and zoning; relating to military representation on planning commissions; amending K.S.A. 12-742, 12-743, 12-744, 12-747, 12-749, 12-756, 12-757 and 19-2957 and K.S.A. 2007 Supp. 19-2958 and repealing the existing sections, by Representative Sloan.

**HB 2792**, An act concerning electric public utilities; amending K.S.A. 66-128g and 66-1223 and repealing the existing sections, by Committee on Energy and Utilities.

**HB 2793**, An act concerning criminal procedure; relating to law enforcement policies, by Committee on Judiciary.

**HB 2794**, An act concerning civil procedure; relating to public works sureties; amending K.S.A. 60-1111 and 60-1112 and repealing the existing sections, by Committee on Judiciary.

**HB 2795**, An act concerning consumer protection; amending K.S.A. 50-623, 50-624, 50-634 and 50-636 and repealing the existing sections, by Committee on Judiciary.

**HB 2796**, An act concerning sales taxation; relating to exemptions; Douglas county senior services, inc.; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Representatives Holland, Davis and Sloan.

**HB 2797**, An act concerning sales taxation; relating to exemptions; certain organizations for seniors; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Representatives Trimmer and King.

**HB 2798**, An act concerning school districts; relating to school finance; amending K.S.A. 2007 Supp. 72-6407 and repealing the existing section, by Representative Kinzer.

**HB 2799**, An act concerning the courts; creating the court of appeals nominating commission; appointment of judges; amending K.S.A. 20-3002, 20-3004, 20-3005, 20-3006, 20-3007 and 20-3010 and repealing the existing sections; also repealing K.S.A. 20-3008 and 20-3009, by Representative

(continued)

sentatives Kinzer, Beamer, Brown, Brunk, Carlson, Crum, Donohoe, Faber, Fund, Goico, Grange, Kelley, Kelsey, Landwehr, Mast, Masterson, Merrick, Judy Morrison, Olson, Otto, Powers, Watkins and B. Wolf.

**HB 2800**, An act concerning wildlife; relating to youth hunt of a lifetime deer permits; amending K.S.A. 2007 Supp. 32-971 and repealing the existing section, by Representative M. Holmes.

**HB 2801**, An act concerning the Kansas state high school activities association; concerning state championship football games, by Representatives Kinzer and Merrick.

**HB 2802**, An act establishing the Kansas performance measurement commission, by Committee on Elections and Governmental Organization.

**HB 2803**, An act concerning cities; relating to the use of credit cards by persons to pay certain taxes, fees and exactions, by Committee on Elections and Governmental Organization.

**HB 2804**, An act concerning the Shawnee county fair association; pertaining to the election of directors; amending K.S.A. 2007 Supp. 2-158 and repealing the existing section, by Committee on Elections and Governmental Organization.

**HB 2805**, An act concerning telecommunications; establishing the Kansas emergency communications preservation act, by Representative Siegfried.

**HB 2806**, An act concerning electric rates; providing for statewide uniform rates for retail electric customers by customer class, by Committee on Energy and Utilities.

**HB 2807**, An act concerning rural water districts; amending K.S.A. 2007 Supp. 82a-612 and 82a-619 and repealing the existing sections, by Committee on Energy and Utilities.

**HB 2808**, An act concerning water; relating to public wholesale water supply districts; amending K.S.A. 19-3552 and repealing the existing section, by Committee on Energy and Utilities.

**HB 2809**, An act concerning income taxation; relating to credits; contributions of professional time by certain physicians and dentists, by Committee on Taxation.

**HB 2810**, An act concerning the practice of optometry; amending K.S.A. 2007 Supp. 65-1501 and 65-1501a and repealing the existing sections, by Committee on Health and Human Services.

**HB 2811**, An act concerning emergency powers of local government and other governmental entities; amending K.S.A. 48-925 and repealing the existing section, by Committee on Appropriations.

**HB 2812**, An act concerning driving privileges; imposing school attendance requirements upon certain persons; amending K.S.A. 2007 Supp. 8-255 and repealing the existing section, by Representative Schwartz.

**HB 2813**, An act concerning retired judges; relating to the retention thereof; amending K.S.A. 2007 Supp. 20-2622 and repealing the existing section, by Committee on Judiciary.

**HB 2814**, An act concerning criminal procedure; relating to appearance bonds; amending K.S.A. 12-4303 and 22-2807 and repealing the existing sections, by Committee on Judiciary.

**HB 2815**, An act concerning alcoholic beverages; relating to offenses involving persons under 21 years of age; amending K.S.A. 21-3610, 41-346 and 41-2615 and K.S.A. 2007 Supp. 41-2905 and 41-2906 and repealing the existing sections, by Committee on Judiciary.

**HB 2816**, An act concerning school districts; relating to school safety violations; amending K.S.A. 2007 Supp. 72-89c01 and 72-89c02 and repealing the existing sections, by Committee on Judiciary.

**HB 2817**, An act concerning microbreweries; relating to licensing; amending K.S.A. 2007 Supp. 41-308b and repealing the existing section, by Committee on Judiciary.

**HB 2818**, An act concerning expungement; amending K.S.A. 21-4619 and K.S.A. 2007 Supp. 12-4516 and repealing the existing sections, by Committee on Judiciary.

**HB 2819**, An act concerning crimes, punishment and criminal procedure; relating to criminal use of weapons; amending K.S.A. 21-4201 and repealing the existing section, by Committee on Judiciary.

**HB 2820**, An act concerning children in need of care; relating to permanency; amending K.S.A. 2007 Supp. 38-2202, 38-2203, 38-2243, 38-2255, 38-2263, 38-2277, 38-2278, 38-2279 and 60-1610 and repealing the existing sections, by Committee on Judiciary.

**HB 2821**, An act concerning insurance; relating to rates and rate modifications for workers compensation insurance; amending K.S.A. 40-2109 and repealing the existing section, by Committee on Insurance and Financial Institutions.

**HB 2822**, An act concerning insurance; relating to health insurance plans for small employers; amending K.S.A. 2007 Supp. 40-2246 and repealing the existing section, by Committee on Insurance and Financial Institutions.

**HB 2823**, An act concerning sales taxation; relating to countywide retailers' sales tax; Brown county; amending K.S.A. 2007 Supp. 12-187 and 12-189 and repealing the existing sections, by Committee on Taxation.

**HB 2824**, An act amending the railroad leasing act; concerning track leases; amending K.S.A. 2007 Supp. 66-532 and repealing the existing section, by Committee on Transportation.

**HB 2825**, An act concerning civil procedure; relating to court records and proceedings, by Representative Kinzer.

**HB 2826**, An act concerning homeowners' associations and associations of apartment owners; relating to certain duties, required procedures and attorney fees, by Committee on Commerce and Labor.

**HB 2827**, An act concerning the rules and regulations filing act; requiring agencies to consider the effects of proposed rules and regulations on small employers; amending K.S.A. 77-415 and K.S.A. 2007 Supp. 77-416 and repealing the existing sections, by Committee on Commerce and Labor.

**HB 2828**, An act concerning school districts; relating to the reporting of receipts and expenditures thereof; amending K.S.A. 2007 Supp. 72-8254 and repealing the existing section, by Committee on Appropriations.

**HB 2829**, An act concerning deer; relating to the taking thereof, by Committee on Agriculture and Natural Resources.

**HB 2830**, An act concerning crimes, criminal procedure and punishment; relating to sentencing; theft; amending K.S.A. 21-4704 and repealing the existing section; also repealing K.S.A. 21-4704b, by Representative Patton.

**HB 2831**, An act concerning crimes and punishment; creating the crime of theft of a vehicle; amending K.S.A. 21-3705, 21-4603d and 21-4704 and repealing the existing sections; also repealing K.S.A. 21-4704b, by Representative Patton.

**HB 2832**, An act concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; employment after retirement; amending K.S.A. 74-4922 and 74-4939 and K.S.A. 2007 Supp. 74-4914 and repealing the existing sections, by Representative Otto.

**HB 2833**, An act concerning retirement; relating to retiree dividend payment; lottery revenue fund; amending K.S.A. 2007 Supp. 74-8768 and repealing the existing section, by Representatives Otto, Williams, Henderson, Horst, Lane, Mast, McCray-Miller, Palmer, Powers and Rardin.

**HB 2834**, An act concerning sales taxation; relating to exemptions; certain purchases by disabled veterans of the armed forces of the United States, by Representatives Peck, Bowers, Fund, M. Holmes, Kinzer, Mast, Jim Morrison, Otto, Rhoades and B. Wolf.

**HB 2835**, An act creating the sexually oriented business regulation act; amending K.S.A. 22-3901 and repealing the existing section, by Representative Kinzer.

**HB 2836**, An act enacting the Kansas illegal alien reform act; amending K.S.A. 21-3830, 22-2802 and 25-2416 and K.S.A. 2007 Supp. 8-240, 8-1324, 79-32,120 and 79-32,138 and repealing the existing sections, by Representatives Kinzer, Landwehr, Judy Morrison, Ruff, Brown, Crum, Faber, Fund, Gatewood, Hodge, M. Holmes, Kelley, Keigerl, Mast, McLeland, Merrick, Jim Morrison, Myers, Otto, Pauls, Peck, B. Wolf and Worley.

**HB 2837**, An act concerning certain homeowners' associations, by Representatives Huntington, Brown, Gordon, Pottorff, Watkins and K. Wolf.

**HB 2838**, An act concerning licensure for food service establishment; amending K.S.A. 2007 Supp. 36-503 and repealing the existing section, by Committee on Appropriations.

**HB 2839**, An act concerning the grandparents as caregivers act; relating to eligibility requirements; amending K.S.A. 2007 Supp. 38-145 and repealing the existing section, by Committee on Federal and State Affairs.

**HB 2840**, An act concerning school districts; relating to increases in state aid; amending K.S.A. 2007 Supp. 72-64c04 and repealing the existing section, by Representative Horst.

**HB 2841**, An act regulating traffic; concerning traffic-control lights; amending K.S.A. 8-1508 and repealing the existing section, by Committee on Elections and Governmental Organization.

**HB 2842**, An act concerning teachers; relating to certification; enacting the American board for certification of teacher excellence act, by Committee on Education.

**HB 2843**, An act concerning the Kansas professional regulated sports act; pertaining to violations; pertaining to civil penalties; pertaining to fees; pertaining to rules and regulations; amending K.S.A. 2007 Supp. 74-50,181, 74-50,182, 74-50,186, 74-50,187, 74-50,188, 74-50,189, 74-50,193 and 74-50,194 and repealing the existing sections, by Committee on Appropriations.

**HB 2844**, An act concerning sales taxation; relating to exemptions; Kansas fairgrounds foundation; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Representative O'Neal.

**HB 2845**, An act concerning crimes, punishment and criminal procedure; relating to theft and aiding escape; amending K.S.A. 21-3701, 21-3702 and 21-3811 and repealing the existing sections, by Committee on Judiciary.

**HB 2846**, An act concerning medical facilities; relating to patient safety; amending K.S.A. 65-430 and K.S.A. 2007 Supp. 65-3508 and repealing the existing sections, by Committee on Health and Human Services.

**HB 2847**, An act concerning examination for licenses; heating, ventilation and air conditioning, plumbing and electrical contractors and electricians; amending K.S.A. 12-1508, 12-1525 and 12-1541 and repealing the existing sections, by Committee on Commerce and Labor.

**HB 2848**, An act concerning workers compensation; relating to bilateral scheduled injuries; amending K.S.A. 44-510e and repealing the existing section, by Committee on Commerce and Labor.

**HB 2849**, An act relating to the Kansas department of revenue; concerning the division of vehicles; relating to certain contracts, by Committee on Insurance and Financial Institutions.

**HB 2850**, An act concerning stalking; relating to protective orders; amending K.S.A. 21-3438, 21-3843 and 60-31a06 and repealing the existing sections, by Representative Kelley.

**HB 2851**, An act concerning child care facilities and family day care homes; inspections and assessments; amending K.S.A. 65-508, 65-512, 65-513, 65-517, 65-520 and 65-522 and K.S.A. 2007 Supp. 65-503 and repealing the existing sections, by Representative M. Holmes.

**HB 2852**, An act concerning veterans and active duty service personnel; relating to placing a security freeze on consumer reports; amending K.S.A. 2007 Supp. 50-702 and 50-723 and repealing the existing sections, by Committee on Veterans, Military and Homeland Security.

**HB 2853**, An act concerning gambling; authorizing an election on electronic gaming machines in Sedgwick county, by Committee on Elections and Governmental Organization.

**HB 2854**, An act concerning certain public officers and employees; relating to use of unexpended campaign funds; amending K.S.A. 25-4142 and 25-4157a and K.S.A. 2007 Supp. 25-4143 and repealing the existing sections, by Committee on Elections and Governmental Organization.

**HB 2855**, An act relating to certain laundries; concerning the cleaning process used thereby, by Representative M. Holmes.

**HB 2856**, An act relating to merchants; prohibiting transaction charges on credit or debit cards, by Representative Swenson.

**HB 2857**, An act relating to merchants; providing for access to certain credit and debit card rate information, by Representative Swenson.

**HB 2858**, An act concerning Fort Hays state university; relating to Fort Hays state university foundation; amending K.S.A. 2007 Supp. 76-156a and 76-756 and repealing the existing sections, by Committee on Appropriations.

**HB 2859**, An act concerning school districts; relating to school district funds; amending K.S.A. 72-1726, 72-3607, 72-4523, 72-4525, 72-5119, 72-6420, 72-6422, 72-6423, 72-8210, 72-8237 and 72-8238 and K.S.A. 2007 Supp. 72-6414a, 72-6414b, 72-6421, 72-6451, 72-8248, 72-8249, 72-8250, 72-9509 and 72-9609 and repealing the existing sections, by Representative Kinzer.

**HB 2860**, An act concerning agricultural chemicals; relating to registration requirements; amending K.S.A. 2007 Supp. 2-2204 and repealing the existing section, by Committee on Agriculture and Natural Resources.

**HB 2861**, An act concerning license plates for motor vehicles; relating to the regulation of distinctive license plates; purple heart medal recipients; amending K.S.A. 2007 Supp. 8-1,140 and repealing the existing section, by Representatives Tafanelli, Beamer, Bowers, Carlson, Craft, Crum, Dahl, Feuerborn, Frownfelter, Fund, George, Hayzlett, M. Holmes, Huebert, Humerickhouse, Kelsey, Long, Lukert, McKinney,

McLachlan, Merrick, Myers, Neufeld, Otto, Owens, Phelps, Powell, Proehl, Rhoades, Ruff, Schwartz, Spalding, Trimmer, Vickrey, Wetta, Whitham, Williams, B. Wolf, K. Wolf and Worley.

**HB 2862**, An act relating to merchants; prohibiting certain charges by credit or debit card issuers, by Representative Swenson.

**HB 2863**, An act concerning the minimum wage and maximum hours law; amending K.S.A. 44-1203 and 44-1211 and repealing the existing sections, by Representatives Swenson, Frownfelter and Ruiz.

**HB 2864**, An act concerning insurance; relating to mandated health benefits; providing coverage for treatment of morbid obesity; amending K.S.A. 2007 Supp. 40-2,103 and 40-19c09 and repealing the existing sections; also repealing K.S.A. 40-2248, 40-2249 and 40-2249a, by Representatives Swenson and Garcia.

**HB 2865**, An act concerning title insurance; pertaining to unearned premium reserves; amending K.S.A. 40-234c and repealing the existing section, by Committee on Insurance and Financial Institutions.

**HB 2866**, An act concerning the department on aging; relating to the senior services fund; creating the health care for seniors fund; disposition of certain additional lottery proceeds; prescribing certain powers, duties and functions for the secretary of aging; amending K.S.A. 2007 Supp. 74-8768 and repealing the existing section, by Representatives Gordon, Bethell, Burroughs, Faust-Goudeau, Henry, Horst, Huntington, Kelsey, Lane, Menghini, Jim Morrison, Palmer, Sloan and Williams.

**HB 2867**, An act amending the Kansas automobile injury reparations act; concerning failure to maintain financial security; amending K.S.A. 2007 Supp. 8-1021 and 40-3104 and repealing the existing sections, by Representative Pottorff (By request).

**HB 2868**, An act concerning income taxation; relating to credits; expenditures to make facilities accessible to individuals with a disability; amending K.S.A. 79-32,176, 79-32,177 and 79-32,180 and repealing the existing sections, by Representatives Kiegerl, Bowers, Brown, Donohoe, Hodge, Kelsey, Kinzer.

**HB 2869**, An act concerning schools; relating to incentive programs, by Committee on Education.

**HB 2870**, An act concerning school districts; relating to teachers; amending K.S.A. 2007 Supp. 72-5413 and repealing the existing section, by Representative Aurand.

**HB 2871**, An act concerning technical schools and colleges; relating to accreditation deadline; amending K.S.A. 2007 Supp. 72-4479 and repealing the existing section, by Representative Horst.

**HB 2872**, An act concerning the state corporation commission; relating to assessment of expenses; amending K.S.A. 66-1502 and repealing the existing section, by Committee on Energy and Utilities.

**HB 2873**, An act relating to the department of corrections; concerning appropriations for the fiscal years ending June 30, 2008, June 30, 2009, and June 30, 2010, for the department of corrections; certain capital improvement projects and issuance of bonds therefor, by Representative O'Neal.

**HB 2874**, An act concerning teachers; relating to licensure thereof, by Representative O'Neal.

**HB 2875**, An act concerning motor vehicles; relating to registration of custom vehicles and street rods; also repealing K.S.A. 8-194 and 8-195, by Representative Mast.

**HB 2876**, An act relating to elections; concerning voter registration; amending K.S.A. 25-2311 and K.S.A. 2007 Supp. 25-2316c and repealing the existing sections, by Committee on Elections and Governmental Organization.

**HB 2877**, An act concerning civil procedure; relating to child custody and residency; amending K.S.A. 2007 Supp. 60-1610 and repealing the existing section, by Representative Owens.

**HB 2878**, An act concerning corrections; amending K.S.A. 75-52,133 and repealing the existing section, by Select Committee on Corrections Reform and Oversight.

**HB 2879**, An act concerning crimes, punishment and criminal procedure; relating to driving under the influence; amending K.S.A. 21-4704 and 21-4710 and K.S.A. 2007 Supp. 8-1567 and repealing the existing sections; also repealing K.S.A. 21-4704b and K.S.A. 2007 Supp. 8-1567b, by Select Committee on Corrections Reform and Oversight.

**HB 2880**, An act amending the fair credit reporting act; relating to placing a security freeze on consumer reports; amending K.S.A. 2007 Supp. 50-702 and 50-723 and repealing the existing sections, by Representatives Rardin and Worley, Burroughs, Colloton, Craft, Feuerborn, Frownfelter, Garcia, Henderson, Henry, Holland, Huntington, Lane,

(continued)

McCray-Miller, McKinney, McLachlan, Peterson, Quigley, Spalding, Storm, Swenson, Tietze, Treaster, Wetta, Williams, Winn and K. Wolf.

**HB 2881**, An act concerning solar and wind generated electricity; relating to net metering; amending K.S.A. 2007 Supp. 66-1,184 and repealing the existing section, by Representative Holland.

**HB 2882**, An act concerning income taxation; relating to credits; certain teachers, by Representatives Holland and Wilk.

**HB 2883**, An act concerning exemptions; relating to life insurance and earned income credits; amending K.S.A. 40-414 and repealing the existing section, by Committee on Judiciary.

**HB 2884**, An act concerning the Kansas technology enterprise corporation; establishing the Kansas broadband initiative and the rural broadband grants program; making appropriations for the fiscal year ending June 30, 2009, by Committee on Appropriations.

**HB 2885**, An act concerning school districts; relating to the cost of living weighting; amending K.S.A. 2007 Supp. 72-6449 and repealing the existing section; also repealing K.S.A. 2007 Supp. 72-6450, by Representative Yoder.

**HB 2886**, An act concerning civil procedure; relating to wrongful death; amending K.S.A. 60-1903 and repealing the existing section, by Representatives Kiegerl and Swenson, Carlin, Davis, Flaharty, McLachlan, Judy Morrison, Powers and Sawyer.

**HB 2887**, An act creating and implementing the fatherhood initiative program; relating to the duties of the department of social and rehabilitation services, by Representative Faust-Goudeau.

**HB 2888**, An act relating to the state health care benefits program; concerning public school district participation; amending K.S.A. 2007 Supp. 75-6506 and repealing the existing section, by Representatives Holland, Davis, Goyle, McLachlan, Menghini, Rardin, Swenson and Tietze.

**HB 2889**, An act concerning health insurance; pertaining to employer provided cafeteria plans; pertaining to health savings accounts; pertaining to high deductible health insurance plans; pertaining to tax treatment of health insurance premiums; amending K.S.A. 40-2119, 40-2209d, 40-2209h, 40-2209m and 75-6512 and K.S.A. 2007 Supp. 40-2240, 75-6501 and 79-32,117 and repealing the existing sections, by Representatives Holland, Davis, Goyle, McLachlan, Menghini, Rardin, Swenson and Tietze.

**HB 2890**, An act relating to the department of revenue; concerning the division of vehicles; establishing the division of vehicles modernization fund; amending K.S.A. 2007 Supp. 8-145 and repealing the existing section, by General Government Budget Committee.

**HB 2891**, An act imposing a limitation on the issuance of certain bonds issued by the Kansas development finance authority; establishing a maximum on state general fund bonded debt; prescribing certain powers, duties and functions with respect thereto, by Representatives Yoder, Colyer, Gatewood, George, Lukert, Masterson, McLachlan, Phelps, Tafanelli, Watkins, Wilk and K. Wolf.

### House Concurrent Resolutions

**HCR 5031**, A proposition to amend section 5 of article 3 of the constitution of the state of Kansas, relating to the selection of justices of the supreme court.

**HCR 5032**, A concurrent resolution urging the United States Congress to amend the Flood Control Act of 1944 and Public Law 83-780, relating to the authorized purposes of federal reservoirs in the state of Kansas, relating to Perry, Tuttle Creek and Milford reservoirs.

### House Resolutions

**HR 6010**, A resolution congratulating and commending Heather Garcia on her outstanding athletic and academic achievements.

**HR 6011**, A resolution proclaiming and celebrating the 150th anniversary of the founding of Baker University.

**HR 6012**, A resolution recognizing the Sumner county commission as the appropriate local governing body to decide the location of a proposed lottery gaming facility.

### Senate Bills

**SB 574**, An act concerning the consolidation of certain fire districts and fire departments in Johnson County, Kansas; amending K.S.A. 12-3913 and 12-3914 and K.S.A. 2007 Supp. 12-3915 and repealing the existing sections, by Committee on Elections and Local Government.

**SB 575**, An act concerning campaign finance; prohibiting the use of public funds and certain other public assets to influence the nomination

or election of a candidate; amending K.S.A. 25-4169a and repealing the existing section, by Senator Huelskamp.

**SB 576**, An act concerning governmental ethics; pertaining to the definition of lobbying; amending K.S.A. 46-225 and repealing the existing section, by Committee on Elections and Local Government.

**SB 577**, An act enacting the radon awareness law and the radon certification law; amending K.S.A. 48-1625 and repealing the existing section, by Committee on Federal and State Affairs.

**SB 578**, An act concerning income taxation; clarifying treatment of certain credits by corporations in a unitary group; amending K.S.A. 79-32,141 and repealing the existing section, by Committee on Commerce.

**SB 579**, An act concerning the rules and regulations filing act; requiring agencies to consider the effects of proposed rules and regulations on small employers; amending K.S.A. 77-415 and K.S.A. 2007 Supp. 77-416 and repealing the existing sections, by Committee on Commerce.

**SB 580**, An act relating to housing; establishing the weatherization assistance program account within the state housing trust fund; relating to the transfer of funds in the state general fund to the weatherization assistance program account; amending K.S.A. 2007 Supp. 74-8959 and repealing the existing section, by Committee on Utilities.

**SB 581**, An act amending the revised Kansas juvenile justice code; relating to juvenile offenders; amending K.S.A. 2007 Supp. 38-2302 and repealing the existing section, by Senator Journey.

**SB 582**, An act relating to driving under the influence of alcohol or drugs; concerning certain penalties; amending K.S.A. 2007 Supp. 8-1567 and repealing the existing section; also repealing K.S.A. 2007 Supp. 8-1567b, by Committee on Ways and Means.

**SB 583**, An act concerning crimes, criminal procedure and punishment; relating to sexual exploitation of a child; amending K.S.A. 21-3516 and repealing the existing section, by Committee on Ways and Means.

**SB 584**, An act concerning the Kansas department of agriculture; transferring powers and duties of the secretary of the department of health and environment to the secretary of agriculture; amending K.S.A. 36-501, 36-502, 36-504, 36-506, 36-507 and 36-510 and K.S.A. 2007 Supp. 36-503, 36-515b and 74-592 and repealing the existing sections, by Committee on Agriculture.

**SB 585**, An act concerning adult care homes; providing for assessments on certain nursing facilities; prescribing powers, duties and functions for the secretary of aging; creating the quality assurance assessment fund; providing for implementation and administration, by Committee on Ways and Means.

**SB 586**, An act concerning the state corporation commission; relating to nuclear generation facilities; concerning recovery of certain costs; amending K.S.A. 2007 Supp. 66-128 and repealing the existing section, by Committee on Utilities.

**SB 587**, An act relating to the behavioral sciences regulatory board; providing for the crime of battery against certain persons; concerning continuing education requirements; amending K.S.A. 2007 Supp. 74-7507 and repealing the existing section, by Committee on Judiciary.

**SB 588**, An act concerning crimes and punishment; relating to traffic in contraband in a correctional institution; amending K.S.A. 21-3826 and repealing the existing section, by Committee on Judiciary.

**SB 589**, An act enacting the Kansas landowner and surface owner protection act, by Committee on Judiciary.

**SB 590**, An act relating to the Kansas criminal justice coordinating council; establishing the substance abuse policy board; amending K.S.A. 2007 Supp. 74-9501 and repealing the existing section, by Senator Journey.

**SB 591**, An act concerning driver's licenses; relating to restrictions for persons in compliance with a court order; amending K.S.A. 22-3717 and K.S.A. 2007 Supp. 8-237 and 8-2110 and repealing the existing sections, by Senator Journey.

**SB 592**, An act concerning sales taxation; relating to exemptions; the mirror, inc.; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

**SB 593**, An act concerning sales taxation; relating to exemptions; Kansas legal services, inc.; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

**SB 594**, An act concerning certain county contracts; relating to bidding requirements; amending K.S.A. 19-214 and repealing the existing section, by Senator D. Schmidt.

**SB 595**, An act concerning agricultural products; relating to labeling requirements; amending K.S.A. 2-2302 and repealing the existing section, by Committee on Ways and Means.

**SB 596**, An act relating to the board of healing arts; concerning cosmetic or aesthetic purpose included in the practice; amending K.S.A. 65-2869 and 65-5514 and K.S.A. 2007 Supp. 65-2802, 65-2872, 65-2913 and 65-5418 and repealing the existing sections, by Committee on Public Health and Welfare.

**SB 597**, An act creating the dentistry bridging loan program; establishing terms and conditions for loan agreements, by Committee on Ways and Means.

**SB 598**, An act concerning drainage and levees; relating to excavation by drainage districts; amending K.S.A. 24-132 and repealing the existing section, by Committee on Ways and Means.

**SB 599**, An act concerning the display of the flag of the United States at half-staff, by Senators Haley, Barone, Betts, Brownlee, Francisco, Hensley, Kelly, Lynn, Pine, Umbarger, Wilson and Wysong.

**SB 600**, An act relating to domestic relations; concerning case managers; amending K.S.A. 23-1003 and repealing the existing section, by Committee on Judiciary.

**SB 601**, An act concerning viatical settlements; pertaining to stranger-originated life insurance; amending K.S.A. 2007 Supp. 40-5002, 40-5008, 40-5011 and 40-5012 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

**SB 602**, An act concerning sales taxation; relating to exemptions; way-side waifs, inc.; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

**SB 603**, An act concerning liens; relating to supplier's liens; amending K.S.A. 60-1111 and repealing the existing section, by Committee on Commerce.

**SB 604**, An act relating to motor carriers; providing for certain exemptions; amending K.S.A. 2007 Supp. 66-1,129 and repealing the existing section, by Committee on Ways and Means.

**SB 605**, An act concerning the housing trust fund; relating to the collection of fees; amending K.S.A. 2007 Supp. 28-115 and repealing the existing section, by Committee on Ways and Means.

**SB 606**, An act concerning wildlife; enacting the invasive species management act; creating an aquaculture advisory council, by Senator Journey.

**SB 607**, An act establishing the Kansas government efficiency commission; providing for an independent efficiency review of state agencies of the executive branch of state government; prescribing powers, duties and functions for the commission and certain other state agencies; amending K.S.A. 46-1001 and K.S.A. 2007 Supp. 75-2973 and 75-4319 and repealing the existing sections, by Senators D. Schmidt, Barnett, Donovan, Huelskamp, Jordan, Journey, Lynn, Ostmeier, Palmer, Petersen, Pine, Pyle, Schodorf, Steineger, Taddiken, Wagle and Wilson.

**SB 608**, An act relating to civil procedure; concerning pretrial conferences; amending K.S.A. 60-216 and repealing the existing section, by Senator Francisco.

**SB 609**, An act concerning certain homeowners associations; amending K.S.A. 2007 Supp. 58-3830 and repealing the existing section, by Committee on Federal and State Affairs.

**SB 610**, An act concerning racial profiling; prescribing duties for the attorney general; requiring training for law enforcement agencies and personnel; amending K.S.A. 22-4606, 22-4607, 22-4609, 22-4610 and 22-4611 and K.S.A. 2007 Supp. 74-9501 and repealing the existing sections, by Committee on Federal and State Affairs.

**SB 611**, An act relating to driving under the influence; concerning penalties; amending K.S.A. 2007 Supp. 8-1014 and 8-1015 and repealing the existing sections, by Senator Journey.

**SB 612**, An act concerning discrimination in employment; relating to domestic violence and sexual abuse victims; authorizing enforcement by the secretary of labor, by Committee on Commerce.

**SB 613**, An act making and concerning appropriations for the fiscal years ending June 30, 2009, and June 30, 2010, for the department of transportation; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing, by Senator Brownlee.

**SB 614**, An act concerning the Kansas electric transmission act; relating to notice of intent to construct by the Kansas electric transmission authority to private entities; amending K.S.A. 2007 Supp. 74-99d14 and repealing the existing section, by Committee on Ways and Means.

**SB 615**, An act amending the Kansas automobile injury reparations act; concerning failure to maintain financial security; amending K.S.A. 2007 Supp. 8-1021 and 40-3104 and repealing the existing sections, by Senators Umbarger and Vratil.

**SB 616**, An act concerning elections; pertaining to applications for advanced ballots; amending K.S.A. 2007 Supp. 25-1122 and repealing the existing section, by Committee on Elections and Local Government.

**SB 617**, An act concerning income taxation; relating to credits; property tax paid by certain taxpayers, by Senator Pyle.

**SB 618**, An act concerning state agencies; relating to the location of certain state offices, by Senators Ostmeier and Huelskamp.

**SB 619**, An act concerning the legislature; providing for the preparation of economic impact statements regarding economic costs for certain average families residing in Kansas, by Senator Palmer.

**SB 620**, An act concerning school districts; relating to funding for special education, by Committee on Ways and Means.

**SB 621**, An act concerning open meetings; pertaining to serial communications with members of the governing body of municipalities; amending K.S.A. 75-4317a and repealing the existing section, by Committee on Elections and Local Government.

**SB 622**, An act concerning alcoholic beverage; relating to the regulation thereof; amending K.S.A. 41-102, 41-210, 41-211, 41-304, 41-307, 41-308, 41-601, 41-602, 41-701, 41-708, 41-717, 41-718, 41-724, 41-725, 41-726, 41-729, 41-806, 41-901, 41-905, 41-1001, 41-1002, 41-1004, 41-1101, 41-1102, 41-1122, 41-1123, 41-1125, 41-2604, 41-2610, 41-2614, 41-2632, 41-2637, 41-2641, 41-2642, 41-2643, 41-2705, 41-2706, 41-2707, 41-2709, 41-2722, 41-2726, 79-4101, 79-4102, 79-4103, 79-4104, 79-41a01, 79-41a02, 79-41a04, 79-41a06, 79-41a07 and 79-41a08 and K.S.A. 2007 Supp. 41-104, 41-209, 41-308b, 41-712, 41-805, 41-2611, 41-2645, 41-2701, 41-2704, 41-2728, 79-3606 and 79-41a03 and repealing the existing sections; also repealing K.S.A. 41-103 and 41-2712 and K.S.A. 2007 Supp. 41-2702, 41-2703 and 41-2708, by Committee on Federal and State Affairs.

### Senate Concurrent Resolutions

**SCR 1617**, A concurrent resolution supporting a United States congressional apology to Native Americans and offering an apology to native peoples on behalf of the state of Kansas.

### Senate Resolutions

**SR 1812**, A resolution honoring Frank Bozick as the oldest living World War II veteran in the state of Kansas.

**SR 1813**, A resolution recognizing and expressing gratitude for the life and work of Tyrone T. Korte and other highway workers for the important and sometimes dangerous job they do.

Doc. No. 035415

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## Sedgwick County, Kansas Kansas Department of Commerce

### Notice of 2008 Kansas Mortgage Savers Program

Sedgwick County, Kansas, in cooperation with the Kansas Department of Commerce and other political subdivisions of the state of Kansas, announces the 2008 Kansas Mortgage Savers Program, a Qualified Mortgage Credit Certificate Program. Section 25 of the Internal Revenue Code of 1986, as amended, authorizes issuers of qualified mortgage bonds, such as Sedgwick County, to elect to issue Mortgage Credit Certificates (MCCs) in lieu of qualified mortgage bonds. MCCs entitle qualifying individuals to a credit against the individual's federal income tax. The amount of the credit is determined by multiplying the certificate credit rate by the amount of interest paid or accrued during each taxpayer's taxable year on the mortgage loan for the taxpayer's "Principal Residence." In order for an individual to claim the credit provided by Section 25(a), the MCC must be a "qualified mortgage credit certificate" issued pursuant to a "qualified mortgage credit certificate program." The following criteria/requirements must be met:

(continued)

**Principal Residence Requirement**

The homebuyer(s) must use the residence as his or her principal residence within a reasonable time (60 days) after the MCC is issued. The MCC holder must notify the issuer of the MCC if the residence ceases to be his or her principal residence.

**New Mortgage Requirements**

An MCC cannot be issued in conjunction with the acquisition, replacement or refinancing of an existing mortgage. However, a certificate can be used in conjunction with the replacement of construction period loans, bridge loans, or other temporary initial financing with a term of 24 months or less.

**Three-Year No Prior Homeownership Requirement**

The homebuyer(s) cannot have had any present ownership interest in a principal residence at any time during the preceding three years ending on the date the MCC is issued. This three-year, first-time homebuyer requirement does not have to be met if the residence for which a mortgage loan application is being made is located in a federally designated targeted area. A targeted area is a particular area in the state determined or approved by the federal government that will receive special consideration to provide an added stimulus to housing in that area.

**Purchase Price Requirements**

There are maximum allowable purchase prices for residences assisted by MCCs that vary based upon location, whether the residence being purchased is new or existing and whether the home is in a targeted area. The maximum purchase prices at this time are:

**New and Existing Homes**

	<u>Non-Target</u>	<u>Target</u>
Kansas City MSA (Leavenworth, Wyandotte, Johnson, Franklin, Linn & Miami)	\$241,875	\$295,625
All Other Areas	237,031	289,705

All purchase price limits are subject to change in accordance with federal guidelines.

**Homebuyer Income Limits**

The homebuyer must have family income at or below the income limit for the area in which the residence being purchased is located, considering family size and whether the home is located in a targeted area. The maximum homebuyer income limits at this time are:

	<u>Non-Targeted Areas</u>		<u>Targeted Areas</u>	
	1-2 persons	3+ persons	1-2 persons	3+ persons
Kansas City MSA (Leavenworth, Wyandotte, Johnson & Miami)	\$64,980	\$74,727	\$77,976	\$90,972
Lawrence MSA (Douglas)	61,465	70,685	73,758	86,051
Topeka MSA (Shawnee)	57,380	65,987	68,856	80,332
Wichita MSA (Sedgwick, Butler & Harvey)	58,140	66,861	69,768	81,396
All Other Areas	56,335	64,786	67,602	78,869

Persons or families with family incomes not in excess of 75 percent of the above income limits will receive a higher certificate credit rate. Income limits and certificate

credit rates are subject to change in accordance with federal guidelines.

**Methods by Which Certificates Are Issued**

Prior to the mortgage loan closing, an application and supporting affidavits and documents must be submitted to Ranson Housing Compliance, L.L.C., as compliance agent for the MCC Program. The compliance agent will review these documents and either reject or accept the application. At the mortgage loan closing a closing affidavit is prepared and sent with supporting documents to the compliance agent and, if all documents are acceptable, a Mortgage Credit Certificate is issued by Sedgwick County that will allow homebuyers to claim the credit.

Sedgwick County will begin accepting applications for MCCs after April 15, 2008. In order to comply with federal requirements, Mortgage Credit Certificates may not be issued prior to May 27, 2008.

For further information, contact the compliance agent at (316) 2634991, or Brad Snapp, Sedgwick County, at (316) 660-7270.

Sedgwick County, Kansas

Doc. No. 035427

**State of Kansas**

**Department of Health  
and Environment**

**Notice Concerning Kansas/Federal Water  
Pollution Control Permits and Applications**

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, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

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

**Public Notice No. KS-AG-08-044/047**

**Pending Permits for Confined Feeding Facilities**

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
7W Feeders, LLC dba 7-R Farms, Inc. David Robinson 10587 Saddle Road Dodge City, KS 67801	NW/4 of Section 29, T27S, R25W, Ford County	Upper Arkansas River Basin
Kansas Permit No. A-UAFO-C018		Federal Permit No. KS0096661

This existing permit is being reissued with modifications to the previously approved (but not built) runoff control system. The permitted



capacity will remain the same, 4,999 head (4,999 animal units) of beef cattle weighing more than 700 pounds.

Name and Address of Applicant	Legal Description	Receiving Water
Weber Dairy Gerard Weber 1851 Douglas Road Princeton, KS 66078	SE/4 of Section 30, T18S, R19E, Franklin County	Marais des Cygnes River Basin

Kansas Permit No. A-MCFR-M007

This permit is being reissued to an existing facility for a maximum capacity of 87 head (121.8 animal units) of dairy cows (lactating and dry), 10 head (10 animal units) of dairy heifers more than 700 pounds and 20 head (10 animal units) of dairy calves less than 700 pounds. This permit is an increase in animal unit capacity because calves, heifers and dry cows were not counted on the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Merkel Hog Farm Gary Merkel 2183 Raccoon Road Robinson, KS 66532	SE/4 of Section 32, T02S, R18E, Brown County	Missouri River Basin

Kansas Permit No. A-MOBR-S006

This permit is being reissued to an existing swine facility for a maximum capacity of 600 head (60 animal units) of swine 55 pounds or less and 180 head (72 animal units) of swine more than 55 pounds. The facility has downsized since the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Chaparral Feeders Jake Payne P.O. Box 835 Cimarron, KS 67835	NW/4 of Section 10, T26S, R28W, Gray County	Upper Arkansas River Basin

Kansas Permit No. A-UAGY-B003

This is a reissuance of a permit for an existing facility for 999 head (499.5 animal units) of cattle weighing less than 700 pounds.

**Public Notice No. KS-08-024/035**

Name and Address of Applicant	Receiving Stream	Type of Discharge
Colony, City of P.O. Box 68 Colony, KS 66015	Deer Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-NE14-OO01 Federal Permit No. KS0116122

Legal Description: NW¼, SE¼, NE¼, S6, T23S, R19E, Anderson County  
Facility Description: The proposed action is to reissue an existing permit for an existing wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, fecal coliform/E. coli, total recoverable zinc 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	Receiving Stream	Type of Discharge
Creekstone Farms Premium Beef, L.L.C. 604 Goff Industrial Road Arkansas City, KS 670050	Arkansas River	Process Wastewater

Kansas Permit No. I-AR06-PO06 Federal Permit No. KS0094706

Legal Description: NE¼, S12, T34S, R3E, Cowley County  
Facility description: The proposed action is to reissue an existing permit for discharge from an existing wastewater treatment facility. This facility is a beef complex slaughterhouse under 40 CFR 432, Subpart B, and associated by-product processing. The facility generates an average daily flow of 1.25 mgd of wastewater. Wastewater treatment consists of rotating screens, dissolved air flotation units, clarifiers, anaerobic lagoons, extended aeration activated sludge basins and chlorination/dechlorination equipment. The effluent can be discharged into the Arkansas River or routed to a lined holding pond

for recycle or disposal. Process solids are dewatered in three belt-filter presses and hauled to landfill. Domestic waste is connected to the city sanitary sewer system. The proposed permit contains limits for ammonia, biochemical oxygen demand, total suspended solids, oil and grease, fecal coliform/E. coli, total nitrogen and pH. Monitoring for nitrate, nitrite, total Kjeldahl nitrogen, total residual chlorine, chlorides, total phosphorus and effluent flow also will be required. The permittee will be required to perform an acute whole effluent toxicity test annually. Contained in the permit is a schedule of compliance requiring the permittee to conduct a study to assess the cost and feasibility of nutrient removal by this facility. 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	Receiving Stream	Type of Discharge
Columbus, City of 300 E. Maple Columbus, KS 66725	Spring River via Brush Creek	Treated Domestic Wastewater

Kansas Permit No. M-NE15-OO01 Federal Permit No. KS0031445

Legal Description: W½, S19, T33S, R24E, Cherokee County  
Facility Description: The proposed action is to reissue an existing permit for discharge from an existing wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids. Monitoring for ammonia, fecal coliform/E. coli, total phosphorus, nitrate, total Kjeldahl nitrogen, total nitrogen, total recoverable lead, zinc and copper, 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 water-quality based.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Easton, City of P.O. Box 267 Easton, KS 66020	Stranger Creek	Treated Domestic Wastewater

Kansas Permit No. M-KS13-OO01 Federal Permit No. KS0047261

Legal Description: SE¼, NE¼, NE¼, S19, T8S, R21E, Leavenworth County  
Facility Description: The proposed action is to modify an existing permit to add an additional lagoon cell to an existing wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids and fecal coliform/E. coli, as well as monitoring for ammonia and pH. Contained in the permit is a schedule of compliance requiring the permittee to complete construction on the proposed upgraded facility by December 31, 2008. 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	Receiving Stream	Type of Discharge
El Paso Merchant Energy-Petroleum Company 2 N. Nevada Ave. Colorado Springs, CO 80903	East Fork Chisholm Creek	Groundwater Remediation

Kansas Permit No. I-AR94-PO78 Federal Permit No. KS0092118

Legal Description: W½, SE¼, S4, T27S, R1E, Sedgwick County  
Facility Name: El Paso Merchant Energy-Petroleum (Wichita Terminal)  
Facility Description: The proposed action is to reissue an existing permit for discharge from an existing groundwater remediation project. This facility is a former petroleum refinery and a former asphalt blending and terminal operation. The groundwater remediation system consists of pumping contaminated groundwater from recovery wells through an oil/water separator into an air stripper. A second air stripper in series is planned to be installed to ensure benzene limits are met. The proposed permit contains limits for benzene, TPH diesel range organics, TPH gasoline range organics, oil and grease, arsenic, lead, cis-1,2 dichloroethene, dichloromethane, trichloroethylene, vinyl chloride and pH. Monitoring of, ammonia, chromium, copper, chloride, rainfall, certain hydrocarbon pollutants and effluent flow also will be required. The permit requirements are pursuant

(continued)

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	Receiving Stream	Type of Discharge
Fiber Glass Systems, LP 2501 Southwest St. Wichita, KS 67217	Big Slough via City Storm Sewer	Process Wastewater

Kansas Permit No. I-AR94-PO39 Federal Permit No. KS0087807  
Legal Description: NE¼, S2, T28S, R1W, Sedgwick County

Facility Description: The proposed action is to reissue an existing permit for discharge from an existing wastewater treatment facility. This facility manufactures fiberglass reinforced pipe and fittings by filament winding and compression molding process. Ancillary operations include machining and grinding. The discharge consists of cooling water from the pipe winding mandrels after the cure cycle and the noncontact cooling water used for one-pass cooling of hydraulic units. The source of the cooling water is the municipal water supply. Dechlorinating agent is added to the cooling water discharge to remove residual chlorine. Domestic and other process wastes are discharged to the city sanitary sewer. The discharge to the city storm sewer is about 122,400 gallons per day. The proposed permit contains limits for total residual chlorine and pH, as well as monitoring of temperature, total recoverable copper, chlorides and effluent flow. An antidegradation review for an increase in discharged flow has been approved by KDHE. 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	Receiving Stream	Type of Discharge
Friends University Energy Center Building 2100 University Wichita, KS 67213	Arkansas River via Storm Sewer	Non-Contact Cooling Water

Kansas Permit No. I-AR94-CO47 Federal Permit No. KS0088803  
Legal Description: N½, NW¼, S30, T27S, R1E, Sedgwick County

Facility Name: Davis Hall and Library Air Conditioning System  
Facility Description: The proposed action is to reissue an existing permit for discharge from an existing facility. This facility uses water from two wells and discharges noncontact cooling water from three chillers. At least one chiller is operated most of the time. During normal operation, both chiller loops discharge to heat pump/air conditioning Class V injection/return wells. Surface discharge is a backup provision, and a biocide and a sequestering agent may be added to the cooling water when discharging to surface water. When released, the cooling water is routed to a concrete storm sewer before discharging to the receiving stream. The proposed permit requires monitoring of total residual oxidant, effluent flow and to maintain an oxidant dosage schedule. 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	Receiving Stream	Type of Discharge
Gardner, City of 120 E. Main Gardner, KS 66030	Hillsdale Reservoir via Bull Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-MC51-OO05 Federal Permit No. KS0095915  
Legal Description: Center of SW¼, S36, T14S, R22E, Johnson County

Facility Name: Little Bull Creek SE Wastewater Treatment Facility  
Facility Description: The proposed action is to reissue an existing permit for an existing wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, fecal coliform/E. coli, total phosphorus and pH. Monitoring for nitrate, nitrite, total Kjeldahl nitrogen, total nitrogen and effluent flow 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 water-quality based.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Gridley, City of P.O. Box 182 Gridley, KS 66852	Big Creek via So Fork Big Creek via Dinner Creek	Treated Domestic Wastewater

Kansas Permit No. M-NE32-OO01 Federal Permit No. KS0045993  
Legal Description: NW¼, SE¼, SE¼, S32, T22S, R14E, Coffey County

Facility Description: The proposed action is to reissue an existing permit for an existing wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, fecal coliform/E. coli, total recoverable copper 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 technology based.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Homer Morgan Automatic Music 2110 Industrial Wichita, KS 67216	Arkansas River via Residential Lake via Roadway Ditch	Noncontact Cooling Water

Kansas Permit No. I-AR29-CO01 Federal Permit No. KS0088927  
Legal Description: NW¼, S36, T28S, R1E, Sedgwick County

Facility Name: Sheena's  
Facility Address: 2230 N. Nelson Drive, Derby, KS 67037

Facility Description: The proposed action is to reissue an existing permit for discharge of noncontact cooling water from an existing facility. This facility discharges noncontact, additive-free cooling water, used in three heat pumps. The proposed permit contains 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	Receiving Stream	Type of Discharge
Troy, City of P.O. Box 506 Troy, KS 66087	Missouri River via Mosquito Creek	Treated Domestic Wastewater

Kansas Permit No. M-MO22-OO02 Federal Permit No. KS0083194  
Legal Description: NE¼, S18, T3S, R21E, Doniphan County

Facility Name: Mosquito Creek Wastewater Treatment Facility  
Facility Description: The proposed action is to reissue an existing permit for an existing wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, fecal coliform/E. coli 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 technology based.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Troy, City of P.O. Box 506 Troy, KS 66087	Missouri River via Peters Creek	Treated Domestic Wastewater

Kansas Permit No. M-MO22-OO01 Federal Permit No. KS0047520  
Legal Description: NW¼, SW¼, S16, T3, R21E, Doniphan County

Facility Name: Peters Creek Wastewater Treatment Facility  
Facility Description: The proposed action is to reissue an existing permit for an existing wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, fecal coliform/E. coli 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 technology based.

**Public Notice No. KS-ND-08-010**

Name and Address of Applicant	Legal Location	Type of Discharge
Kansas Ethanol, LLC 6030 Ave. Q Lyons, KS 67554	NW¼, S27, T20S, R8W, Rice County, KS	Nonoverflowing

Kansas Permit No. I-AR56-NP03 Federal Tracking No. KSJ000640

Facility Description: The proposed action is to issue a new permit for operation of a new nonoverflowing wastewater lagoon treatment facility system. This facility dry mills grain, mixes the dry powder with water to form slurry, cooks and ferments slurry into beer and carbon dioxide, distills the beer to 190-proof ethanol, and uses a molecular sieve to produce 200-proof ethanol. The residual mash (Stillage) is centrifuged and is either transported to local CAFO's as wet distillers grain or dried to produce different grades of high quality dry feed. About 235,000 gallons/day of wastewater consisting of reverse osmosis (RO) concentrate (133 gpm), cooling tower blow-down (29 gpm), and softener back wash and regenerate (<1 gpm) will be directed to a 2.7-acre design surface area one-cell 40-mil HDPE-lined holding pond. A pump station will pump the water to an accumulation tank 5.5 miles east to be injected into a Class I injection well. Domestic wastewater is connected to a septic tank/lateral field system. Evaporator condensate, distillation residue and boiler blowdown are recycled back into the process. 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 the draft documents 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 considered in the decision-making process. Comments should be submitted to the attention of the Livestock Waste Management Section for agricultural-related draft documents or applications, or to the Technical Services Section 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 documents or application notices received on or before March 22 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-08-044/047, KS-08-024/035, KS-ND-08-010) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/application. If response to any draft document/application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdhe.state.ks.us/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 035426

## State of Kansas

### Department of Health and Environment

#### Notice of Hearings

KDHE announces two public hearings as listed below on the 2008 Kansas 303d List of Impaired Waters. Section 303d of the Clean Water Act requires states to biennially prepare a list of waters failing to meet state water quality standards. The previously developed 2006 Kansas 303d list will be incorporated into the 2008 list at the request of EPA Region VII. Additionally, such waters are required to have total maximum daily loads (TMDLs) prepared by the state to restore their water quality. A total maximum daily load is the maximum amount of the impairing pollutant that can enter the water without causing a violation of its water quality standards.

Kansas has developed TMDLs for impaired surface waters in each of the state's 12 river basins. KDHE will be addressing a second round of TMDL development in the Smoky Hill-Saline, Solomon and Upper Republican basins in state fiscal year 2009 and the third round of TMDLs in the Kansas-Lower Republican Basin in fiscal year 2010. The draft 2008 Kansas 303d list will emphasize waters in those four basins, including an initial designation of TMDLs to be developed over the next two years. The list and its methodology are available for review on the Internet at <http://www.kdhe.state.ks.us/tmdl/>.

Additionally, the Clean Water Act requires the states to assemble and evaluate "all existing and readily available water quality related data and information" in developing the 303(d) list. Such data include information from local, state and federal agencies, members of the public and academic institutions conducting research. This notice requests any data or information on the water quality condition of waters of the state covering the period of 2000-2007. Submitted data may include chemical, physical or biological measurements and should be accompanied by information to identify the waterbody with as much geographic specificity as possible. In order to be considered for evaluation, submissions also should ensure quality control and quality assurance of the data provided to KDHE.

The hearings will open with a brief summary of the list and its methodology as it pertains to the waters of the applicable river basin. Public testimony will then be taken after the presentation. Please provide a written copy of any testimony at the hearings. Written testimony and water quality data will be accepted by KDHE any time prior to the close of business March 7. KDHE will prepare a response to all public comments and revise the draft list as necessary and will submit the list, the methodology, the public comments and the KDHE response to Region VII of the U.S. Environmental Protection Agency April 1, 2008.

The public hearings are scheduled as follows:

**February 20 — 7 to 9 p.m. — Hays**  
Agricultural Research Center  
1232 240th Ave. (Highway 183 Bypass)

(continued)

**February 26 — 1 to 3 p.m. — Topeka**  
 Kansas Water Office Conference Room  
 901 S. Kansas Ave.

Persons requiring special accommodations should notify KDHE at least five business days before the respective hearing by contacting Thomas Stiles, KDHE, Division of Environment, 1000 S.W. Jackson, Topeka, 66612, (785) 296-6170. Other inquiries regarding this notice also should be directed to Thomas Stiles.

Ronald F. Hammerschmidt  
 Director of Environment

Doc. No. 035371

## 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. Pioneer Natural Resources 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.

Pioneer Natural Resources, 5205 N. O'Connor Blvd., Suite 1400, Irving, Texas, owns and operates Satanta "A" compressor station located at Sec. 26, T29S, R35W, Grant 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 Southwest District Office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Michael J. Parhomek, (785) 296-1580, at the KDHE central office; and to review the proposed permit only, contact Josh Weil, (620) 225-0596, at the KDHE Southwest District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit 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 permit decision, written comments must be received before the close of business March 24.

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 Christy Thurman, Bureau of Air and Radiation, not later than the close of business March 24 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. 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 Jon Knodel, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7622, 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. 035432

## 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 and amending previously issued construction approval. Peerless Products, Inc. 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. Notice also is given that certain requirements in the construction approval dated September 30, 1988, are being modified by a modification of approval conditions.

Peerless Products, Inc., 2403 S. Main, Fort Scott, owns and operates a window manufacturing facility located at 2403 S. Main, Fort Scott.

A copy of the proposed permit, permit application, all supporting documentation, all information relied upon during the permit application review process, and a copy of the modification of approval conditions are 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 either document, contact Rasha Allen, (785) 296-1693, at the KDHE central office; and to review of the proposed permit only, contact Doug Cole, (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 documents 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 final document decisions, written comments must be received before the close of business March 24.

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 Christy Thurman, Bureau of Air and Radiation, not later than the close of business March 24 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. 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) 551-70097, 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. 035428

## 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. The Griffin Wheel Company has applied for a Class I operating permit significant modification in accordance with the provisions of K.A.R. 28-19- 513 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.

Griffin Wheel Company operates a steel foundry that manufactures railcar wheels from steel scrap. The facility is located at 7111 Griffin Road, 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 Christy Thurman, (785) 296-1593, at the KDHE central office, or Katrin Ravenscroft, (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 Katrin Ravenscroft, 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 March 24.

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 Christy Thurman, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366, not later than the close of business March 24 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 Jon Knodel, 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. 035430

## 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. Palmer Manufacturing & Tank Company 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.

Palmer Manufacturing & Tank Company, 2814 W. Jones Ave., Garden City, owns and operates the facility that manufactures fiberglass and steel storage tanks ranging in size from 80 gallons to 31,500 gallons located at 2814 W. Jones Ave., Garden City.

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 Southwest District Office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Sergio Guerra, (785) 296-0365, at the KDHE central office; and to review the proposed permit only, contact Josh Weil, (620) 225-0596, at the KDHE Southwest District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Sergio Guerra, 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 March 24.

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 Christy Thurman, Bureau of Air and Radiation, not later than the close of business March 24 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. 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 Jon Knodel, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7622, 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. 035412

## 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. Frito-Lay, Inc. 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.

Frito-Lay, Inc., 7701 Legacy Drive, Plano, Texas, produces potato, corn and speciality snacks. This facility is located in northeast Kansas, within the city of Topeka. The site contains support areas such as receiving, maintenance and warehousing for product distribution located at 4236 Kirklawn Ave., Topeka.

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 Shawnee County Health Agency, 1515 N.W. Saline, North Annex, Suite 101, Topeka. To obtain or review the proposed permit and supporting documentation, contact Terry Tavener, (785) 296-1581, at the KDHE central office; and to review the proposed permit only, contact Tim Simons, (785) 291-2457, at the Shawnee County Health Agency. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Terry Tavener, 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 March 24.

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 Christy Thurman, Bureau of Air and Radiation, not later than the close of

business March 24 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. 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 Jon Knodel, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7622, 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. 035418

#### 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. Kansas State University 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.

Kansas State University, 108 Edwards Hall, Manhattan, operates a steam power plant containing several boilers. There also are various types of sources that are determined to be insignificant activities, such as residential boilers, research activities, paint booths and storage tanks located at Riley County, Manhattan.

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 North Central District Office, 2501 Market Place, Suite D, Salina. To obtain or review the proposed permit and supporting documentation, contact Terry Tavener, (785) 296-1581, at the KDHE central office; and to review the proposed per-

mit only, contact Jennifer Nichols, (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 proposed permit to Terry Tavener, 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 March 24.

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 Christy Thurman, Bureau of Air and Radiation, not later than the close of business March 24 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. 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 Jon Knodel, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7622, 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. 035420

#### 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. Tyson Fresh Meats, Inc. 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.

Tyson Fresh Meats, Inc., 800 Stevens Port Drive, Dakota Dunnes, South Dakota, owns and operates the facility,  
*(continued)*

which is a beef packing and processing plant. The facility has boilers, cookers, driers and wastewater engines located at 3105 N. IBP Road, Holcomb, Finney 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 Southwest District Office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Sergio Guerra, (785) 296-0365, at the KDHE central office; and to review the proposed permit only, contact Josh Weil, (620) 225-0596, at the KDHE Southwest District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Sergio Guerra, 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 March 24.

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 Christy Thurman, Bureau of Air and Radiation, not later than the close of business March 24 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. 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 Jon Knodel, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7622, 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. 035429

## 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. Southern Star Central Gas Pipeline 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.

Southern Star Central Gas Pipeline, Owensboro, Kentucky, owns and operates Grabham compressor station located at Sec. 27, T33S, R15E, 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 Michael J. Parhomek, (785) 296-1580, at the KDHE central office; and to review the proposed permit only, contact Doug Cole, (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 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 permit decision, written comments must be received before the close of business March 24.

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 Christy Thurman, Bureau of Air and Radiation, not later than the close of business March 24 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. 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 im-



practicable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Jon Knodel, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7622, 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. 035433

### 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 2006 Volumes and the 2007 Supplement of the *Kansas Administrative Regulations*.

#### AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-64-1	New	V. 26, p. 1393

#### AGENCY 3: KANSAS STATE TREASURER

Reg. No.	Action	Register
3-4-1	Amended	V. 26, p. 1045
3-4-2	Amended	V. 26, p. 1045
3-4-4	Amended	V. 26, p. 1045
3-4-5	Amended	V. 26, p. 1045
3-4-6	Amended	V. 26, p. 1045

#### AGENCY 4: DEPARTMENT OF AGRICULTURE

Reg. No.	Action	Register
4-2-8	Amended	V. 27, p. 16
4-2-20	Amended	V. 27, p. 16
4-3-47	Amended	V. 27, p. 16
4-3-49	Amended	V. 27, p. 16
4-3-51	Amended	V. 27, p. 16
4-8-14a	Amended	V. 26, p. 489
4-8-27	Amended	V. 26, p. 489
4-8-28	Amended	V. 26, p. 489
4-8-29	Amended	V. 26, p. 489
4-8-30	Amended	V. 26, p. 489
4-8-31	Amended	V. 26, p. 489
4-8-33	Amended	V. 26, p. 489
4-8-34	Amended	V. 26, p. 489
4-8-35	Amended	V. 26, p. 489
4-8-39	Amended	V. 26, p. 490
4-8-42	Amended	V. 26, p. 490
4-11-2	Amended	V. 26, p. 100
4-11-3	Amended	V. 26, p. 100
4-11-15	New	V. 26, p. 101
4-13-1	Amended	V. 27, p. 186
4-13-3	Amended	V. 27, p. 187
4-13-9	Amended	V. 27, p. 188
4-13-11	Revoked	V. 27, p. 188
4-13-13	Amended	V. 27, p. 188
4-13-20	Amended	V. 27, p. 190
4-13-21	Amended	V. 27, p. 191
4-13-22	Amended	V. 27, p. 191
4-13-23	Amended	V. 27, p. 191
4-13-24	Amended	V. 27, p. 191
4-13-33	Amended	V. 27, p. 191
4-15-9	Amended	V. 26, p. 81
4-19-1	Amended	V. 26, p. 173
4-28-8		
through		
4-28-16	New	V. 27, p. 191-195

#### AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-40-1	Amended	V. 26, p. 642
5-40-2	Amended	V. 26, p. 644

5-40-2a	New	V. 26, p. 646
5-40-2b	New	V. 26, p. 647
5-40-3	Amended	V. 26, p. 647
5-40-4	Amended	V. 26, p. 647
5-40-5	Amended	V. 26, p. 648
5-40-5a	New	V. 26, p. 648
5-40-8	Amended	V. 26, p. 648
5-40-9	Revoked	V. 26, p. 648
5-40-10	Revoked	V. 26, p. 648
5-40-11	Revoked	V. 26, p. 648
5-40-12	Amended	V. 26, p. 648
5-40-13	Revoked	V. 26, p. 649
5-40-20	New	V. 26, p. 649
5-40-21	New	V. 26, p. 649
5-40-22	New	V. 26, p. 649
5-40-23	New	V. 26, p. 650
5-40-24	New	V. 26, p. 650
5-40-26	New	V. 26, p. 651
5-40-30	New	V. 26, p. 651
5-40-31	New	V. 26, p. 652
5-40-32	New	V. 26, p. 653
5-40-33	New	V. 26, p. 653
5-40-40	New	V. 26, p. 653
5-40-41	New	V. 26, p. 654
5-40-42	New	V. 26, p. 654
5-40-43	New	V. 26, p. 655
5-40-44	New	V. 26, p. 655
5-40-45	New	V. 26, p. 655
5-40-46	New	V. 26, p. 655
5-40-50	New	V. 26, p. 656
5-40-51	New	V. 26, p. 656
5-40-52	New	V. 26, p. 657
5-40-53	New	V. 26, p. 657
5-40-54	New	V. 26, p. 657
5-40-55	New	V. 26, p. 658
5-40-56	New	V. 26, p. 658
5-40-57	New	V. 26, p. 658
5-40-70	New	V. 26, p. 659
5-40-71	New	V. 26, p. 659
5-40-72	New	V. 26, p. 659
5-40-73	New	V. 26, p. 659
5-40-73a	New	V. 26, p. 660
5-40-74	New	V. 26, p. 661
5-40-75	New	V. 26, p. 661
5-40-76	New	V. 26, p. 662
5-40-77	New	V. 26, p. 662
5-40-90	New	V. 26, p. 662
5-40-91	New	V. 26, p. 663
5-40-92	New	V. 26, p. 663
5-40-93	New	V. 26, p. 663
5-40-94	New	V. 26, p. 663
5-40-100	New	V. 26, p. 663
5-40-101	New	V. 26, p. 663
5-40-102	New	V. 26, p. 664
5-40-103	New	V. 26, p. 664
5-40-104	New	V. 26, p. 664
5-40-105	New	V. 26, p. 664
5-40-106	New	V. 26, p. 664
5-42-1	Amended	V. 26, p. 664
5-42-5	New	V. 26, p. 665
5-44-7	New	V. 26, p. 666

#### AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-17-22	Amended	V. 26, p. 325
7-44-1		
through		
7-44-7	New	V. 26, p. 505, 506

#### AGENCY 10: KANSAS BUREAU OF INVESTIGATION

Reg. No.	Action	Register
10-20-1	Amended	V. 26, p. 507
10-20-2	Amended	V. 26, p. 507
10-20-2a	Amended	V. 26, p. 507

10-20-4	Amended	V. 26, p. 507
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#### AGENCY 11: STATE CONSERVATION COMMISSION

Reg. No.	Action	Register
11-8-3	Amended	V. 26, p. 1543
11-8-4	Amended	V. 26, p. 1543
11-12-1		
through		
11-12-7	New	V. 26, p. 1184-1187

#### AGENCY 14: DEPARTMENT OF REVENUE—DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Reg. No.	Action	Register
14-8-2	Amended	V. 26, p. 1906
14-8-3	Amended	V. 26, p. 1906
14-16-23	Revoked	V. 26, p. 1906
14-16-24	Revoked	V. 26, p. 1906
14-24-1		
through		
14-24-6	New	V. 26, p. 1907

#### AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-5	Amended	V. 26, p. 1115
28-1-6	Amended	V. 26, p. 1115
28-15-35	Amended	V. 26, p. 825
28-15-36	Amended	V. 26, p. 829
28-15-36a	Amended	V. 26, p. 829
28-16-28g	Amended	V. 26, p. 691
28-16-56c	Amended	V. 26, p. 283
28-16-56d	Amended	V. 26, p. 284
28-18-1	Amended	V. 26, p. 284
28-18-2	Amended	V. 26, p. 288
28-18-4	Amended	V. 26, p. 289
28-18-8	Amended	V. 26, p. 289
28-18-9	Amended	V. 26, p. 290
28-18-11	Amended	V. 26, p. 1929
28-18-12	Amended	V. 26, p. 290
28-18-13	Amended	V. 26, p. 291
28-18-14	Amended	V. 26, p. 292
28-18-16	New	V. 26, p. 292
28-18-17	New	V. 26, p. 293
28-18a-1	Amended	V. 26, p. 294
28-18a-2	Amended	V. 26, p. 298
28-18a-4	Amended	V. 26, p. 299
28-18a-8	Amended	V. 26, p. 299
28-18a-9	Amended	V. 26, p. 300
28-18a-11	Amended	V. 26, p. 1929
28-18a-12	Amended	V. 26, p. 300
28-18a-19	Amended	V. 26, p. 301
28-18a-21	Amended	V. 26, p. 302
28-18a-22	Amended	V. 26, p. 302
28-18a-26	Amended	V. 26, p. 303
28-18a-32	Revoked	V. 26, p. 303
28-18a-33	New	V. 26, p. 303
28-19-720	Amended	V. 26, p. 951
28-19-728	New	V. 26, p. 951
28-19-728a		
through		
28-19-728f	New	V. 26, p. 951, 952
28-19-735	Amended	V. 26, p. 953
28-19-750	Amended	V. 26, p. 953
28-23-16	Revoked	V. 27, p. 191
28-24-1		
through		
28-24-14	Amended	V. 26, p. 1510-1514
28-24-15	Revoked	V. 26, p. 1514
28-24-16	Revoked	V. 26, p. 1514
28-24a-1	New	V. 26, p. 1514
28-24a-2	New	V. 26, p. 1514

(continued)



82-11-1	Amended	V. 27, p. 43
82-11-3	Amended	V. 27, p. 43
82-11-4	Amended	V. 27, p. 44
82-11-7	Amended	V. 27, p. 49
82-11-8	Amended	V. 27, p. 49

## AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-1-2	Amended	V. 26, p. 1728
86-1-5	Amended	V. 26, p. 1728
86-1-10	Amended	V. 26, p. 1729
86-1-11	Amended	V. 26, p. 1730
86-1-13	Amended	V. 26, p. 1731
86-1-15	Amended	V. 26, p. 1732
86-1-17	Amended	V. 26, p. 1732
86-1-18	Amended	V. 26, p. 1733
86-1-19	Amended	V. 26, p. 1733
86-1-20	New	V. 26, p. 1734
86-2-3	Revoked	V. 26, p. 1734
86-2-5	Revoked	V. 26, p. 1734
86-2-7	Revoked	V. 26, p. 1734
86-3-3	Revoked	V. 26, p. 1734
86-3-8	Amended	V. 26, p. 1734
86-3-9	Amended	V. 26, p. 1734
86-3-15	Amended	V. 26, p. 1734
86-3-21	Amended	V. 26, p. 1735
86-3-22	Amended	V. 26, p. 1735
86-3-26a	New	V. 26, p. 1736

## AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-3-8	Revoked	V. 26, p. 1141
88-3-8a	New	V. 26, p. 1141
88-3-12	Amended	V. 26, p. 1141
88-24-1	Amended	V. 26, p. 1142
88-24-2	Amended	V. 26, p. 1142
88-29-1		
through		
88-29-19	New	V. 26, p. 216-229
88-30-1	New	V. 26, p. 1544
88-30-2	New	V. 26, p. 1544
88-30-3	New	V. 26, p. 1544

## AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-201	Amended	V. 26, p. 1217
91-1-202	Amended	V. 26, p. 1218
91-1-203	Amended	V. 26, p. 1220
91-1-204	Amended	V. 26, p. 1224
91-1-209	Amended	V. 26, p. 1226
91-1-234	New	V. 26, p. 1226

## AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-19-16a	Amended	V. 26, p. 408
92-19-16b	New	V. 26, p. 409
92-19-55a	Revoked	V. 26, p. 409
92-19-81	Amended	V. 26, p. 409
92-21-7	Revoked	V. 26, p. 409
92-21-8	Revoked	V. 26, p. 409
92-21-10	Revoked	V. 26, p. 409
92-21-14	Amended	V. 26, p. 409
92-21-16	Revoked	V. 26, p. 409
92-21-17	Revoked	V. 26, p. 409
92-27-1		
through		
92-27-5	New	V. 26, p. 1648, 1649

## AGENCY 97: KANSAS COMMISSION ON VETERANS' AFFAIRS

Reg. No.	Action	Register
97-6-1	New	V. 26, p. 484
97-6-2	New	V. 26, p. 485
97-6-4		
through		
97-6-11	New	V. 26, p. 485-488

## AGENCY 99: DEPARTMENT OF AGRICULTURE—DIVISION OF WEIGHTS AND MEASURES

Reg. No.	Action	Register
99-25-1	Amended	V. 27, p. 108
99-25-9	Amended	V. 27, p. 108

99-25-11	New	V. 27, p. 109
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## AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-11-1	Amended	V. 26, p. 1258
100-15-5	Amended	V. 26, p. 384
100-15-6	Amended	V. 26, p. 385
100-22-6	New	V. 26, p. 1642
100-22-7	New	V. 26, p. 1043
100-22-8	New	V. 26, p. 1367
100-22-8	Revoked (T)	V. 26, p. 1929
100-22-8a	New (T)	V. 26, p. 1929
100-28a-1	Amended	V. 26, p. 1753
100-49-4	Amended	V. 26, p. 1258
100-49-10	New	V. 26, p. 1367
100-54-7	Amended	V. 26, p. 1043
100-54-8	Amended	V. 26, p. 1044
100-73-1	Amended	V. 26, p. 1258
100-73-9	New	V. 26, p. 1044

## AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-1-7	Revoked	V. 26, p. 881
102-1-13	Amended	V. 26, p. 1774
102-2-3	Amended	V. 26, p. 1775
102-2-10	Revoked	V. 26, p. 881
102-3-2	Amended	V. 26, p. 1775
102-3-8a	Revoked	V. 26, p. 881
102-4-2	Amended	V. 26, p. 1775
102-4-8a	Revoked	V. 26, p. 881
102-5-2	Amended	V. 26, p. 1776
102-5-8	Revoked	V. 26, p. 881
102-6-8	Amended	V. 26, p. 881

## AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-11-1	Amended	V. 26, p. 1752

## AGENCY 110: DEPARTMENT OF COMMERCE

Reg. No.	Action	Register
110-13-10	Amended	V. 26, p. 1752
110-15-1		
through		
110-15-4	New	V. 26, p. 1864
110-16-1		
through		
110-16-4	New	V. 26, p. 1865, 1866
110-17-1		
through		
110-17-4	New	V. 26, p. 1866, 1867
110-18-1		
through		
110-18-4	New	V. 26, p. 1867, 1868

## 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. A list of regulations filed by the Kansas Lottery from 2004 through 2005 can be found in the Vol. 24, No. 52, December 29, 2005 Kansas Register. A list of regulations filed by the Kansas Lottery from 2006 through 2007 can be found in the Vol. 26, No. 52, December 27, 2007 Kansas Register.

## AGENCY 112: RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-4-9a	Amended	V. 27, p. 19
112-4-14a	Amended	V. 27, p. 19
112-5-1	Amended	V. 27, p. 19
112-6-1	Amended	V. 27, p. 20
112-7-6	Amended	V. 27, p. 20
112-7-8	Amended	V. 27, p. 21
112-7-15a	Amended	V. 27, p. 21
112-7-16	Amended	V. 27, p. 22
112-7-18a	Amended	V. 27, p. 22

112-7-20	Amended	V. 27, p. 23
112-8-9	Amended	V. 27, p. 23
112-10-12	Amended	V. 27, p. 23
112-10-32	Amended	V. 27, p. 23
112-11-10	Amended	V. 27, p. 24
112-11-20	Amended	V. 27, p. 24
112-18-1	Amended	V. 27, p. 26

## AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-2-1	Amended	V. 26, p. 1722
115-2-3a	Amended	V. 26, p. 1723
115-4-4	Amended	V. 26, p. 410
115-4-4a	Amended	V. 26, p. 411
115-4-6	Amended	V. 27, p. 109
115-4-6a	Revoked	V. 27, p. 112
115-4-13	Amended	V. 26, p. 1111
115-4-14	Revoked	V. 27, p. 112
115-7-1	Amended	V. 26, p. 1725
115-7-8	Amended	V. 26, p. 1726
115-7-9	New	V. 26, p. 1727
115-8-7	Amended	V. 26, p. 1364
115-8-13	Amended	V. 27, p. 112
115-9-9	Amended	V. 26, p. 641
115-18-10	Amended	V. 26, p. 1727
115-18-12	Amended	V. 26, p. 1728
115-18-20	Amended	V. 26, p. 1728
115-30-1	Amended	V. 26, p. 1364
115-30-5	Amended	V. 26, p. 1365
115-30-7	Amended	V. 26, p. 1365
115-30-8	Amended	V. 26, p. 1365
115-30-10	Amended	V. 26, p. 1366
115-30-12	New	V. 26, p. 1366

## AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-1-1	Amended	V. 26, p. 1259
117-2-1	Amended	V. 26, p. 1259
117-2-2	Amended	V. 26, p. 1260
117-2-2a	Amended	V. 27, p. 16
117-2-3	Amended	V. 26, p. 1261
117-2-4	Amended	V. 26, p. 1261
117-3-1	Amended	V. 26, p. 1262
117-3-2	Amended	V. 26, p. 1265
117-3-2a	Amended	V. 27, p. 17
117-3-4	Amended	V. 26, p. 1264
117-4-1	Amended	V. 26, p. 1264
117-4-2	Amended	V. 26, p. 1265
117-4-2a	Amended	V. 27, p. 17
117-4-3	Amended	V. 26, p. 1266
117-4-4	Amended	V. 26, p. 1266
117-5-2a	Amended	V. 27, p. 18
117-6-1	Amended	V. 26, p. 1266
117-6-2	Amended	V. 26, p. 1267
117-7-1	Amended	V. 27, p. 18
117-8-1	Amended	V. 27, p. 19

## AGENCY 118: STATE HISTORICAL SOCIETY

Reg. No.	Action	Register
118-4-4	Amended	V. 26, p. 146

## AGENCY 121: DEPARTMENT OF CREDIT UNIONS

Reg. No.	Action	Register
121-2-1	Amended	V. 26, p. 1908
121-3-1	Amended	V. 26, p. 1908
121-5-4	New	V. 26, p. 1909
121-9-1	New	V. 26, p. 1910

## AGENCY 128: DEPARTMENT OF COMMERCE—KANSAS ATHLETIC COMMISSION

Reg. No.	Action	Register
128-1-1	New (T)	V. 27, p. 106
128-2-12	New (T)	V. 27, p. 107

## AGENCY 129: KANSAS HEALTH POLICY AUTHORITY

Reg. No.	Action	Register
129-5-1	Amended	V. 26, p. 1579
129-5-65	New	V. 26, p. 1091

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