



Kansas Register

Kris W. Kobach, Secretary of State

Vol. 30, No. 42

October 20, 2011

Pages 1425-1444

In this issue . . .	Page
Legislative interim committee schedule	1426
Historic Sites Board of Review	
Notice of meeting	1427
Kansas Public Employees Retirement System	
Request for proposals for domestic passive equity investment management services	1427
Request for proposals for international passive equity investment management services.....	1427
Department of Revenue—Division of Vehicles	
Notices of intent to establish a new motor vehicle dealer license.....	1428
Pooled Money Investment Board	
Notice of investment rates.....	1428
Department of Administration—Procurement and Contracts	
Notice to bidders for state purchases	1428
Department of Health and Environment—Division of Health Care Finance	
Notice concerning Medicaid DSH State Plan.....	1429
City of Lenexa	
Notices to bidders	1429, 1430
Office of the Governor	
Executive Order 11-39, declaring conditional and temporary relief from motor carrier rules and regulations	1430
Kansas Board of Regents Universities	
Notice to bidders.....	1431
Kansas Department of Transportation	
Notice to contractors.....	1432
Department of Health and Environment	
Request for bids for lead hazard reduction.....	1433
Notice concerning water pollution control permits/applications	1434
Department of Agriculture—Division of Conservation	
Notice to contractors.....	1434
Kansas Development Finance Authority	
Notice of hearing on proposed revenue bonds	1436
State Corporation Commission	
Notice of hearing.....	1437
City of Dighton	
Notice of intent to seek private placement of general obligation bonds.....	1437
City of Haysville	
Notice of intent to seek private placement of general obligation bonds.....	1437
City of Osage City	
Notice of intent to seek private placement of general obligation bonds.....	1437
Index to administrative regulations	1438

State of Kansas

Legislature

Interim Committee Schedule

The Legislative Research Department gives notice that the following legislative committees plan to meet during the period of October 24–November 3, based on current information and subject to change. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or TTY 711, or e-mail LegServ@las.ks.gov. The 2011 interim committee memberships and committee agendas can be found at <http://skyways.lib.ks.us/ksleg/KLRD/klrd.html>.

Date	Room	Time	Committee	Agenda
Oct. 24	548-S	9:00 a.m.	Special Committee on Financial Institutions & Insurance	Topic No. 3 (State Implementation of the Federal Patient Protection and Affordable Care Act).
Oct. 25	548-S	10:00 a.m.	Health Policy Oversight Joint Committee	Agenda not available.
Oct. 25	346-S	10:00 a.m.	Kansas Public Employee Retirement System Study Commission	Reports from KPERS actuary; commission discussion of options.
Oct. 26	346-S	9:00 a.m.	Kansas Public Employee Retirement System Study Commission	Continued discussion; directions for next meeting.
Oct. 27	346-S	TBA	KAN-ED Study Commission	Agenda not available.
Nov. 1	546-S	10:00 a.m.	Special Claims Against the State Joint Committee	Hearings on claims filed.
Nov. 1	548-S	9:00 a.m.	Health Care Stabilization Fund Oversight Committee	Agenda not available.
Nov. 3	TBA	TBA	State Employee Pay Plan Oversight Committee	Agenda not available.

Jeffrey M. Russell
Director of Legislative
Administrative Services

Doc. No. 039909

The Kansas Register (USPS 0662-190) is an official publication of the State of Kansas, published by authority of K.S.A. 75-430. The Kansas Register is published weekly and a cumulative index is published annually by the Kansas Secretary of State. One-year subscriptions are \$80 (Kansas residents must include applicable state and local sales tax). Single copies, if available, may be purchased for \$2. **Periodicals postage paid at Topeka, Kansas. POSTMASTER:** Send change of address form to Kansas Register, Secretary of State, 1st Floor, Memorial Hall, 120 S.W. 10th Ave., Topeka, KS 66612-1594.

© Kansas Secretary of State 2011. Reproduction of the publication in its entirety or for commercial purposes is prohibited without prior permission. Official enactments of the Kansas Legislature and proposed and adopted administrative regulations of state agencies may be reproduced in any form without permission.

Hard copy subscription information and current and back issues of the Kansas Register (PDF format) can be found at the following link: http://www.sos.ks.gov/pubs/pubs_kansas_register.asp

Published by
Kris W. Kobach
Secretary of State
1st Floor, Memorial Hall
120 S.W. 10th Ave.
Topeka, KS 66612-1594
(785) 296-4564
www.sos.ks.gov



Register Office:
1st Floor, Memorial Hall
(785) 296-3489
Fax (785) 368-8024
kansasregister@sos.ks.gov

State of Kansas

Historic Sites Board of Review

Notice of Meeting

The Kansas Historic Sites Board of Review will meet at 9 a.m. Saturday, November 19, in the classrooms in the Kansas Museum of History, 6425 S.W. 6th Ave., Topeka. The board will consider the following items:

- Approval of minutes of August 13, 2011 meeting.
- National Register of Historic Places nominations:
 - Horace Mann Elementary School — 824 State Ave., Kansas City, Wyandotte County
(Nominated as part of the “Historic Public Schools of Kansas” MPS)
 - Kansas City (KS) High School Gymnasium & Laboratory — 1017 N. 9th St., Kansas City, Wyandotte County
(Nominated as part of the “Historic Public Schools of Kansas” MPS)
 - Winfield National Bank — 901 Main St., Winfield, Cowley County
 - ATSF Motive Power Building — 1001 N.E. Atchison, Topeka, Shawnee County
 - Church of the Holy Name — 1110 S.W. 10th Ave., Topeka, Shawnee County
 - Sedgwick Downtown Historic District — Sedgwick, Harvey County
 - Beaumont Hotel — 11651 S.E. Main St., Beaumont, Butler County
 - Luling’s City Laundry — 1730-1746 E. Douglas, Wichita, Sedgwick County
 - Kansas Gas & Electric Company Building — 120 E. 1st St., Wichita, Sedgwick County
 - Bitting Building — 107 N. Market, Wichita, Sedgwick County
 - Ellington Apartment Building — 514 S. Main, Wichita, Sedgwick County
(Nominated as part of the “Residential Resources of Wichita, Sedgwick County” MPS)
 - Leona Apartment Building — 507 S. Market, Wichita, Sedgwick County
(Nominated as part of the “Residential Resources of Wichita, Sedgwick County” MPS)
 - Naomi Apartment Building — 509 S. Market, Wichita, Sedgwick County
(Nominated as part of the “Residential Resources of Wichita, Sedgwick County” MPS)
 - East Douglas Avenue Historic District — Wichita, Douglas County
(Boundary Amendment Request)
 - Union National Bank — 104 S. Broadway, Wichita, Sedgwick County
(Nominated as part of the “African American Resources in Wichita” MPS)
 - John C. Harmon House — 915 S.W. Buchanan, Topeka, Shawnee County
 - Rocky Ford School — 1969 Barnes Road, Manhattan, Riley County
(Nominated as part of the “Historic Public Schools of Kansas” MPS)
 - Peabody City Park — Entrance to park at W. 2nd St. & Locust St., Peabody, Marion County

(Nominated as part of the “New Deal-era Resources of Kansas” MPS)

- Register of Historic Kansas Places nominations:
 - Claude Bichet Farmstead — 2959 U.S. Highway 50, Florence, Marion County
 - Stilwell Grade School — 6415 W. 199th St., Stilwell, Johnson County
 - Bellevue School, Dist. 68 — ½ mile east of Springdale Road on 120th South Road, Caldwell, Sumner County
 - M. W. Gilchrist House — 1101 W. South Ave., Emporia, Lyon County

Persons requiring special accommodations to attend the meeting should contact the Cultural Resources Division of the Kansas State Historical Society, 6425 S.W. 6th Ave., Topeka, 66615-1099, (785) 272-8681, ext. 240, at least two weeks prior to the meeting to discuss how the board may ensure participation.

Jennie Chinn
Executive Director

Doc. No. 039913

State of Kansas

Public Employees Retirement System

Request for Proposals

The Kansas Public Employees Retirement System (KPERs) is soliciting proposals for domestic passive equity investment management services. A copy of the RFP may be downloaded from the KPERs website at www.kpers.org. All proposals must meet the minimum qualifications as set forth within the RFP. Respondents should deliver three written copies of their proposal to the KPERs offices by 5 p.m. November 2. Questions about the RFP may be directed in writing to Brian King, Public Equity Officer/KPERs, 611 S. Kansas Ave., Topeka, 66603, or via e-mail to rpf_deindex@kpers.org. Deadline for submission of questions is October 26.

Elizabeth Miller
Acting Executive Director

Doc. No. 039905

State of Kansas

Public Employees Retirement System

Request for Proposals

The Kansas Public Employees Retirement System (KPERs) is soliciting proposals for international passive equity investment management services. A copy of the RFP may be downloaded from the KPERs website at www.kpers.org. All proposals must meet the minimum qualifications as set forth within the RFP. Respondents should deliver three written copies of their proposal to the KPERs offices by 5 p.m. November 2. Questions about the RFP may be directed in writing to Brian King, Public Equity Officer/KPERs, 611 S. Kansas Ave., Topeka, 66603, or via e-mail to rpf_intl@kpers.org. Deadline for submission of questions is October 26.

Elizabeth Miller
Acting Executive Director

Doc. No. 039906

State of Kansas

**Department of Revenue
Division of Vehicles**

**Notice of Intent to Establish a New
Motor Vehicle Dealer License**

Notice has been received from JJR Inc., dba Shawnee Mission KIA of Lawrence, located at 1231 E. 23rd St., Lawrence, Kansas, 66046, of its intent to establish a new KIA dealership. The vehicle dealer operators and the principal investors are James P. Morrissy, John Sims and Richard Lichty.

Pursuant to K.S.A. 8-2430(a)(5), any existing new motor vehicle dealer may protest the proposed establishment of the new JJR Inc., dba Shawnee Mission KIA of Lawrence, at 1231 E. 23rd St., Lawrence, if that existing new motor vehicle dealer has a franchise agreement for the same line-make vehicle as that which is to be sold or offered for sale by JJR Inc., dba Shawnee Mission KIA of Lawrence, at 1231 E. 23rd St., Lawrence, and provided that the existing new motor vehicle dealer is physically located such that its relevant market area, as defined in K.S.A. 8-2430(e), includes the location where the new KIA dealership will be located.

Pursuant to K.S.A. 8-2430(a), any petition or complaint by any dealer with standing to protest must be filed with the Director of Vehicles within 30 days of this notice. Such petitions or complaints must be directed to the Kansas Department of Revenue, Director of Vehicles, Attn: New Location Protest, 1st Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612.

Debra Wiley, Bureau Manager
Titles and Registrations/
Dealer Licensing

Doc. No. 039900

State of Kansas

**Department of Revenue
Division of Vehicles**

**Notice of Intent to Establish a New
Motor Vehicle Dealer License**

Notice has been received from BMMJ, Inc., dba Briggs Nissan-Subaru, located at 2233 W. 29th St. Terrace, Lawrence, Kansas, 66047, of its intent to establish a new Nissan-Subaru dealership. The vehicle dealer operators and the principal investors are Boyd Johnson, Dwayne Miller, Gary McCollough and Russell Briggs.

Pursuant to K.S.A. 8-2430(a)(5), any existing new motor vehicle dealer may protest the proposed establishment of the new BMMJ, Inc., dba Briggs Nissan-Subaru, at 2233 W. 29th St. Terrace, Lawrence, if that existing new motor vehicle dealer has a franchise agreement for the same line-make vehicle as that which is to be sold or offered for sale at BMMJ, Inc., dba Briggs Nissan-Subaru, at 2233 W. 29th St. Terrace, Lawrence, and provided that the existing new motor vehicle dealer is physically located such that its relevant market area, as defined in K.S.A. 8-2430(e), includes the location where the new Nissan-Subaru dealership will be located.

Pursuant to K.S.A. 8-2430(a), any petition or complaint by any dealer with standing to protest must be filed with the Director of Vehicles within 30 days of this notice. Such petitions or complaints must be directed to the Kansas Department of Revenue, Director of Vehicles, Attn: New Location Protest, 1st Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612.

Debra Wiley, Bureau Manager
Titles and Registrations/
Dealer Licensing

Doc. No. 039907

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. 2010 Supp. 12-1675(b)(c)(d) and K.S.A. 2010 Supp. 12-1675a(g).

Effective 10-17-11 through 10-23-11

Term	Rate
1-89 days	0.07%
3 months	0.02%
6 months	0.05%
1 year	0.13%
18 months	0.18%
2 years	0.27%

Scott Miller
Director of Investments

Doc. No. 039898

State of Kansas

**Department of Administration
Procurement and Contracts**

Notice to Bidders

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

11/1/2011	EVT0000954	Compact Track Loader
11/2/2011	EVT0000960	Remove & Replace Vehicle Exhaust System
11/21/2011	EVT0000956	Database Subscription
11/31/2011	A-011757	Fire Alarm & Emergency Lighting Upgrade — District One Headquarters

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

<http://www1.da.ks.gov/purch/contracts/bids.aspx>

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

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

Information regarding prequalification, projects and bid documents can be obtained at (785) 296-8899 or <http://da.ks.gov/fp/>.

Chris Howe, Director
Procurement and Contracts

Doc. No. 039914

State of Kansas

**Department of Health
and Environment
Division of Health Care Finance**

Public Notice

The Kansas Department of Health and Environment, Division of Health Care Finance (DHCF), is updating the Medicaid Disproportionate Share Hospital (DSH) State Plan to reflect the fiscal year 2012 DSH funds available and the 2012 DSH pools.

The DHCF anticipates total DSH funds available for federal fiscal year 2012 of \$74,228,519.

A copy of the proposed state plan change, which has additional information, may be obtained from any local SRS office. To send comments, to review comments received or to obtain additional information, contact Rita Haverkamp, KDHE, Division of Health Care Finance, Room 900-N, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1220, RHaverkamp@kdheks.gov.

Andrew Allison, Ph.D., Director
Division of Health Care Finance

Doc. No. 039910

(Published in the Kansas Register October 20, 2011.)

City of Lenexa, Kansas

Notice to Bidders

Sealed bids for **Lackman Road Traffic Signal Coordination** will be accepted by the city of Lenexa, Kansas, at the Community Development Department, Lenexa City Hall, 12350 W. 87th St. Parkway, Lenexa, 66215, until 2 p.m. November 1, 2011, at which time bids will be publicly opened and read aloud at the Lenexa City Hall. Any bid received after the designated closing time will not be considered and will be returned unopened.

All bids shall be submitted to the Community Development Department customer service staff (main level) in sealed envelopes addressed to the City of Lenexa, Kansas, Attention: City Clerk, and marked "Bid for: 79th & Lackman Road Traffic Signalization." Copies of plans, specifications, bidding documents and other contract documents are on file at Drexel Technologies, Inc., 10840 W. 86th St., Lenexa, 66214.

Bidders desiring contract documents for use in preparing bids may obtain a set of such documents at the address above. Plans and specifications may be downloaded from the Drexel Technologies, Inc. website at <http://planroom.drexeltech.com/>.

Note: Davis Bacon wage rates apply to this project.

Each bidder will be responsible for ensuring that it has received any and all addenda issued by the city in accordance with IB-10 of the instructions to bidders.

Contractors should read and be fully familiar with all contract documents including addenda before submitting a bid. In submitting a bid, the bidder warrants that it has read the contract documents and is fully familiar therewith and that it has visited the site of the work to fully inform itself as to all existing conditions and limitations,

and shall include in its bid a sum to cover the cost of all items of the work as specified in the contract documents.

No oral, telegraphic, telephonic proposals or alterations will be considered. Facsimile transmissions will not be accepted.

The following items must be included in the sealed envelope with the bid:

- a. Bid form;
- b. 5% bid security—bid bond, cashier's check or certified check (see below); and
- c. Acknowledgment of addenda issued by the city.

Each bidder shall file with its bid a bid bond, a cashier's check or a certified check drawn on an acceptable bank, made payable to the city of Lenexa, Kansas, in an amount equal to 5 percent of the total bid, which shall be retained by the city of Lenexa until a contract for the project has been executed. Bid bonds will be returned to the bidders, with the exception of the best and lowest and second best and second lowest responsible bidders, within 21 days after their bids are rejected. The bid deposit of the lowest and the second lowest responsible bidders will be returned when the performance bond, maintenance bond and statutory bond, each in an amount equal to 100 percent of the contract amount, required insurance certificates and other required documents shall have been furnished and the contract documents have been executed by the successful bidder.

In the event the low bidder is unable to execute the contract, for whatever reason, within the time provided in the notice of award, the city may annul the notice of award and the bid deposit may be forfeited, and the city shall exercise its legal prerogatives, including, but not limited to, enforcement of its rights as to the bid security or specific performance.

The city reserves the right to accept or reject any and all bids and to waive any technicalities or irregularities therein. Bids may be modified or withdrawn by written request of the bidder received in the office of city clerk prior to the time and date for bid opening.

From and after the release of this notice, any party intending to bid on the above-referenced project, including their officers, employees, agents or contractors, are specifically prohibited from communicating with any elected or appointed official of the city, directly or indirectly, with regard to the award of the contract for the project listed above, except as specifically authorized by the instructions to bidders. Any such unauthorized communication may result in the automatic disqualification of such bidder.

All bidders agree that rejection shall create no liability on the part of the city because of such rejection, and the filing of any bid in response to this notice shall constitute an agreement of the bidder to these conditions.

A pre-bid conference will be held at 2 p.m. October 25 in the Executive Conference Room, upper level, Lenexa City Hall.

David F. Bryant III, City Clerk
City of Lenexa, Kansas

Doc. No. 039851

(Published in the Kansas Register October 20, 2011.)

City of Lenexa, Kansas

Notice to Bidders

Sealed bids for **87th Street, Pflumm Road to Renner Boulevard** will be accepted by the city of Lenexa, Kansas, at the Community Development Department, Lenexa City Hall, 12350 W. 87th St. Parkway, Lenexa, 66215, until 1 p.m. November 15, 2011, at which time bids will be publicly opened and read aloud at the Lenexa City Hall. Any bid received after the designated closing time will not be considered and will be returned unopened.

All bids shall be submitted to the Community Development Department customer service staff (main level) in sealed envelopes addressed to the City of Lenexa, Kansas, Attention: City Clerk, and marked "Bid for: 87th Street, Pflumm Road to Renner Boulevard." Copies of plans, specifications, bidding documents and other contract documents are on file at Drexel Technologies, Inc., 10840 W. 86th St., Lenexa, 66214.

Bidders desiring contract documents for use in preparing bids may obtain a set of such documents at the address above. Plans and specifications may be downloaded from the Drexel Technologies, Inc. website at <http://planroom.drexeltech.com/>.

Note: Davis Bacon wage rates apply to this project.

Each bidder will be responsible for ensuring that it has received any and all addenda issued by the city in accordance with IB-10 of the instructions to bidders.

Contractors should read and be fully familiar with all contract documents including addenda before submitting a bid. In submitting a bid, the bidder warrants that it has read the contract documents and is fully familiar therewith and that it has visited the site of the work to fully inform itself as to all existing conditions and limitations, and shall include in its bid a sum to cover the cost of all items of the work as specified in the contract documents.

No oral, telegraphic, telephonic proposals or alterations will be considered. Facsimile transmissions will not be accepted.

The following items must be included in the sealed envelope with the bid:

- a. Bid form;
- b. 5% bid security—bid bond, cashier's check or certified check (see below); and
- c. Acknowledgment of addenda issued by city.

Each bidder shall file with its bid a bid bond, a cashier's check or a certified check drawn on an acceptable bank, made payable to city of Lenexa, Kansas, in an amount equal to 5 percent of the total bid, which shall be retained by the city of Lenexa until a contract for the project has been executed. Bid bonds will be returned to the bidders, with the exception of the best and lowest and second best and second lowest responsible bidders, within 21 days after their bids are rejected. The bid deposit of the lowest and the second lowest responsible bidders will be returned when the performance bond, maintenance bond and statutory bond, each in an amount equal to 100 percent of the contract amount, required insurance certificates and other required documents shall have been fur-

nished and the contract documents have been executed by the successful bidder.

In the event the low bidder is unable to execute the contract, for whatever reason, within the time provided in the notice of award, the city may annul the notice of award and the bid deposit may be forfeited, and the city shall exercise its legal prerogatives, including, but not limited to, enforcement of its rights as to the bid security or specific performance.

The city reserves the right to accept or reject any and all bids and to waive any technicalities or irregularities therein. Bids may be modified or withdrawn by written request of the bidder received in the office of city clerk prior to the time and date for bid opening.

From and after the release of this notice, any party intending to bid on the above-referenced project, including their officers, employees, agents or contractors, are specifically prohibited from communicating with any elected or appointed official of the city, directly or indirectly, with regard to the award of the contract for the project listed above, except as specifically authorized by the instructions to bidders. Any such unauthorized communication may result in the automatic disqualification of such bidder.

All bidders agree that rejection shall create no liability on the part of city because of such rejection, and the filing of any bid in response to this notice shall constitute an agreement of the bidder to these conditions.

A pre-bid conference will be held at 1 p.m. November 8 in the Executive Conference Room, upper level, Lenexa City Call.

David F. Bryant III, City Clerk
City of Lenexa, Kansas

Doc. No. 039890

State of Kansas

Office of the Governor

Executive Order 11-39 for Local Emergencies Conditional and Temporary Relief from Motor Carrier Rules and Regulations

WHEREAS, K.S.A. 48-925(b) provides that the Governor may issue orders and proclamations which shall have the force and effect of law under subsection (b) of K.S.A. 48-924; and

WHEREAS, on the 29th day of September, 2011, I declared a state of local emergency for Shawnee County, as a result of a train derailment near the Union Pacific Rail Yard at 9th and Norris Streets in Topeka; and,

WHEREAS, this disaster has caused or threatens to cause an emergency as defined in 49 C.F.R. 390.5, as adopted by K.A.R. 82-4-3f and which has or threatens to interrupt the delivery of essential services or essential supplies or otherwise immediately threatens physical harm or injury to persons, the public welfare and/or substantial damage to property; and

WHEREAS, conditions exist which require the operation of motor carriers and drivers of commercial motor vehicles for the purposes of providing direct assistance to supplement State and local efforts in the restoration of

services and relief in the affected area(s) of the State of Kansas.

NOW, THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby declare there is a state of local emergency existing in the above-listed counties, and as a result, it is necessary to expedite all efforts of restoration of services and relief. In order to accommodate this need and to provide assistance to the citizens of Kansas in this emergency situation, I hereby order the following:

1. This declaration only applies to motor carriers responding to with equipment dedicated to resetting the derailed cars for Union Pacific Railroad.
2. In accordance with Title 49 C.F.R. § 390.23, the requirements contained in the Federal Motor Carrier Safety Regulations, Title 49 C.F.R. Parts 390-399 are hereby suspended through the duration of the motor carrier's assistance in the disaster relief effort not to exceed a period of five (5) days from the date of the initial declaration unless the order is rescinded or expanded by executive order or concurrent resolution of the legislature; and
3. All other applicable state and federal regulations shall apply to include but not limited to: Title 49 C.F.R. Part 382, Controlled Substances and Alcohol Use and Testing; the Kansas Motor Vehicle Driver's License Act, K.S.A. 8-234 et seq. and Title 49 C.F.R. Part 383 Commercial Driver's License Standards as adopted by the Kansas Uniform Commercial Drivers' License Act, K.S.A. 8-2,125 et seq., the federal Minimum Levels of Financial Responsibility (insurance requirements) Title 49 C.F.R. Part 387 as adopted by K.A.R. 82-4-3n and state insurance requirements as provided in K.A.R. 82-4-23; and, adherence to the regulations governing the Transportation of Hazardous Materials as provided by Title 49 C.F.R. 397 and adopted by K.A.R. 82-4-3k and Parts: 107, 171-173, 177, 178 and 180 as adopted by K.A.R. 82-4-20; and
4. The registration and fuel tax permits as enforced by the Kansas Department of Revenue are temporarily suspended; and
5. The licensing, certification and permitting rules and regulations as required by the Kansas Corporation Commission are temporarily suspended; and
6. Participating motor carriers must still obtain the requisite over dimension/overweight permits as required by the Kansas Department of Transportation prior to operating; however, the fees associated with these permits are temporarily waived. Additionally, motor carriers and persons participating in restoration and recovery efforts will receive priority service and may operate during low visibility, night, holiday and curfew hours if the carriers and/or driver use clearance lights and/or escort vehicles.

This document shall be filed with the Secretary of State as Executive Order No. 11-39 and shall become effective immediately.

Dated October 6, 2011.

Sam Brownback
Governor

Doc. No. 039901

State of Kansas

Board of Regents Universities

Notice to Bidders

The universities of the Kansas Board of Regents encourage interested vendors to visit the various universities' purchasing offices' websites for a listing of all transactions, including construction projects, for which the universities' purchasing offices, or one of the consortia commonly utilized by the universities, are seeking information, competitive bids or proposals. The referenced construction projects may include project delivery construction procurement act projects pursuant to K.S.A. 76-7,125 et seq.

Emporia State University – Bid postings: www.emporia.edu/busaff/. Additional contact info: phone: 620-341-5145, fax: 620-341-5073, email: thouse@emporia.edu. Mailing address: Emporia State University, Controller's Office/Purchasing, Campus Box 4021, 1200 Commercial, Emporia, KS 66801.

Fort Hays State University – Bid postings: www.fhsu.edu/bids. Additional contact info: phone: 785-628-4251, fax: 785-628-4046, email: purchasing@fhsu.edu. Mailing address: Fort Hays State Purchasing Office, 601 Park St., 318 Sheridan Hall, Hays, KS 67601.

Kansas State University – Bid postings: www.k-state.edu/purchasing/rfq. Additional contact info: phone: 785-532-6214, fax: 785-532-5577, email: kspurch@k-state.edu. Mailing address: Division of Financial Services/Purchasing, 21 Anderson Hall, Kansas State University, Manhattan, KS 66506.

Pittsburg State University – Bid postings: www.pittstate.edu/office/purchasing. Additional contact info: phone: 620-235-4169, fax: 620-235-4166, email: jensch@pittstate.edu. Mailing address: Pittsburg State University, Purchasing Office, 1701 S. Broadway, Pittsburg, KS 66762-7549.

University of Kansas – Electronic bid postings: <http://www.purchasing.ku.edu/>. Paper bid postings and mailing address: KU Purchasing Services, 1246 W. Campus Road, Room 30, Lawrence, KS 66045. Additional contact info: phone: 785-864-5800, fax: 785-864-3454, email: purchasing@ku.edu.

University of Kansas Medical Center – Bid postings: <http://www2.kumc.edu/finance/purchasing/bids.html>. Additional contact info: phone: 913-588-1100, fax: 913-588-1102. Mailing address: University of Kansas Medical Center, Purchasing Department, Mail Stop 2034, 3901 Rainbow Blvd., Kansas City, KS 66160.

Wichita State University – Bid postings: www.wichita.edu/purchasing. Additional contact info: phone: 316-978-3080, fax: 316-978-3528. Mailing address: Wichita State University, Office of Purchasing, 1845 Fairmount Ave., Campus Box 12, Wichita, KS 67260-0012.

Carla K. Bishop
Chair of Regents Purchasing Group
Director of Purchasing
Kansas State University

Doc. No. 039551

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Eisenhower State Office Building, fourth floor west wing, 700 S.W. Harrison, Topeka, until 1 p.m. November 16 and then publicly opened:

District One — Northeast

Pottawatomie—75 C-4236-01 — County road 5 miles south and 1 mile east of Onaga, grading, bridge and surfacing, 0.1 mile. (Federal Funds)

Pottawatomie—75 C-4237-01 — County road 2 miles north and 1 mile east of Duluth, grading, bridge and surfacing, 0.1 mile. (Federal Funds)

Johnson—69-46 K-8251-06 — Bridge no. 69-46 16.432 (134), 91st Street, bridge repair. (State Funds)

Nemaha—66 KA-2074-02 — 176th Road in Nemaha County from K-178 east to K-63, overlay, 2 miles. (State Funds)

Osage—268-70 KA-2428-01 — K-268 beginning at the U.S.75/K-31 junction east to K-68, asphalt pavement, 9.5 miles. (State Funds)

Pottawatomie—63-75 KA-2441-01 — K-63 beginning at Elm Street in St. Marys north to the Nemaha-Pottawatomie county line, asphalt pavement, 27.2 miles. (State Funds)

Riley—18-81 KA-2447-01 — K-18 beginning at the K-177 east junction east to County Route 542 at Zeandale, milling and overlay, 6.9 miles. (State Funds)

Marshall-Nemaha—106 KA-2419-01 — Marshall County — K-110, beginning at U.S. 36 north to the Axtell south city limits; Nemaha County — K-63, beginning at K-9 north to the U.S. 36 east junction; K-71, beginning at K-63 east to the Bern south city limits; K-187, beginning at K-9 north to U.S. 36, asphalt pavement, 27.4 miles. (State Funds)

Brown-Jackson—55-106 KA-2424-01 — Brown County — U.S. 75 beginning at the Jackson County line north to the junction of U.S. 36; Jackson County — U.S. 75, beginning at the north city limits of Holton north to the junction of K-9; U.S. 75, beginning at K-9 north to the Brown County line, overlay and shoulder, 26 miles. (State Funds)

Shawnee—24-89 KA -2435-01 — U.S. 24 beginning at the west K-4 junction east to the east K-4 junction; U.S. 24 beginning approximately 400 feet west of Silver Lake east to Menoken Road, milling and overlay, 7.3 miles. (State Funds)

Jackson-Nemaha—62-106 KA-2438-01 — Jackson County — K-62, beginning at K-16 north to the Nemaha-Jackson county line; Nemaha County — K-62, beginning at the Nemaha-Jackson county line north to K-9, seal, 13.3 miles. (State Funds)

Marshall-Nemaha—36-106 KA-2451-01 — Marshall County — U.S. 36, beginning at K-87 east to the Nemaha-Marshall county line; Nemaha County — U.S. 36, beginning at the Nemaha-Marshall county line east to the west junction of K-63, recycle and overlay, 14.7 miles. (State Funds)

District Two — Northcentral

Lincoln—53 C-4531-01 — County road 4 miles south and 1.5 miles east of Westfall, grading and bridge, 0.1 mile. (Federal Funds)

Lincoln—53 C-4532-01 — County road 4 miles south and 1.1 miles east of Westfall, grading and bridge, 0.1 mile. (Federal Funds)

Marshall-Washington—106 KA-2442-01 — Marshall County — U.S. 36, beginning at the Washington-Marshall county line east to the 4-lane divided highway; Washington County — K-148, beginning at the east junction of K-9 north to the Nebraska state line; K-234, beginning at the east city limits of Hanover east to K-148; K-243, beginning at K-148 east to the Pony Express Station, asphalt pavement, 28.4 miles. (State Funds)

District Three — Northwest

Ellis—26 C-4413-01 — County road 0.2 mile south and 1 mile west of Ellis, grading and bridge, 0.1 mile. (Federal Funds)

Osborne—24-71 KA-2500-01 — U.S. 24 beginning at mile marker 171.7 east to the south U.S. 281 junction, seal, 13.2 miles. (State Funds)

Phillips—9-74 KA-2501-01 — K-9 beginning at the Norton County line east to U.S. 183, asphalt pavement, 17.5 miles. (State Funds)

Phillips—36-74 KA-2503-01 — U.S. 36 beginning at the east city limits of Phillipsburg east to the Smith County line, overlay, 13.6 miles. (State Funds)

Phillips—183-74 KA-2504-01 — U.S. 183 beginning at the Rooks County line north to east U.S. 36 junction, overlay, 13.2 miles. (State Funds)

Rooks—183-82 KA-2505-01 — U.S. 183 beginning at K-18 north to U.S. 24, overlay, 14.1 miles. (State Funds)

Russell—281-84 KA-2512-01 — U.S. 281 beginning at the west K-18 junction east to the east K-18 junction, overlay, 9 miles. (State Funds)

Russell—281-84 KA -2524-01 — U.S. 281 beginning at the Barton County line north to the Russell south city limits, 11.7 miles. (State Funds)

Ellis—70-26 KA-2592-01 — I-70 beginning at the Trego-Ellis county line east to exit 159 at Hays, seal, 15.6 miles. (State Funds)

Rooks—183-82 M-0012-01 — U.S. 183, stockpile bituminous material. (State Funds)

Phillips—183-74 M-0015-01 — U.S. 183, stockpile bituminous material. (State Funds)

Phillips/Norton/Smith—106 KA-2519-01 — Phillips County — U.S. 183, beginning at the Phillipsburg north city limits north to the state line; K-121, beginning at U.S. 36 north to the Stuttgart south city limits; Norton County — K-60, beginning at U.S. 36 north to K-383; Smith County — K-248, beginning at Old U.S. 36 junction north to U.S. 36, seal, 23.4 miles. (State Funds)

District Four — Southeast

Cherokee—11 C-4223-01 — County road 3.0 miles west and .7 mile north of Riverton, grading, bridge and surfacing, 0.1 mile. (Federal Funds)

Neosho—168-67 C-4270-01 — County road .25 mile west of Shaw, grading, bridge and surfacing, 0.5 mile. (Federal Funds)

Greenwood/Woodson—106 KA-2529-01 — Greenwood County — U.S. 54 beginning at east K-99 junction east to Woodson County line: Woodson County — U.S. 54 beginning at Greenwood County line east to the Yates Center west city limits, overlay, 24.7 miles. (State Funds)

Anderson/Coffey—106 KA-2535-01 — Anderson County - K-58 beginning at the Coffey County line east to U.S. 169; Coffey County — K-58 beginning at the south U.S. 75 junction east to the Anderson County line, overlay, 20.1 miles. (State Funds)

District Five — South Central

Kingman—54-48 K-8244-05 — U.S. 54 beginning 7 miles east of the Pratt/Kingman county line east to 3.2 miles west of west K-14 junction, grading, bridge and surfacing, 4.9 miles. (Federal Funds)

Kingman—54-48 K-8244-08 — U.S. 54, from Cunningham bypass to Byron Walker Wildlife Area, grading, bridge and surfacing, 1.2 miles. (Federal Funds)

Kingman—54-48 K-8244-10 — U.S. 54 beginning 3.2 miles west of K-14 west junction east to 1 mile west of K-14 west junction, grading, bridge and surfacing, 2.2 miles. (Federal Funds)

Kingman—42-48 KA-0696-01 — K-42, from 0.2 mile and 0.96 mile west of K-14, bridge replacement. (Federal Funds)

District Six — Southwest

Clark—54-13 KA-2568-01 — U.S. 54 beginning at the Meade County line north to the Ford County line, recycle and overlay, 10.1 miles. (State Funds)

Ford—50-29 KA-2576-01 — U.S. 50 beginning near the west U.S. 283 junction east to 1 mile east of RS-257 at Spearville, 12.8 miles. (State Funds)

Ford—50-29 M-0018-01 — U.S. 50 mixing strip located 1 mile east of Wright, stockpile bituminous material. (State Funds)

Ford—29 KA-2569-01 — U.S. 54 beginning at the Clark County line north to the Kiowa County line; K-34 beginning at the Clark County line north to the east U.S. 54 junction in Bucklin, overlay, 28.3 miles. (State Funds)

Gray—35 KA-2572-01 — U.S. 56 beginning at the Haskell County line northeast to the Montezuma west city limits; U.S. 56 beginning at the Montezuma west city limits northeast to the Ensign east city limits, overlay, 25 miles. (State Funds)

Meade/Gray—106 KA-2579-01 — Meade County — K-23, beginning at the Meade north city limits then north to the Gray County line; Gray County — K-23, beginning at the Meade County line north to U.S. 56, asphalt pavement, 23.1 miles. (State Funds)

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid.

This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths.

The required form of affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid approval package will make the bid nonresponsive and not eligible for award consideration.

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

Deb Miller
Secretary of Transportation

Doc. No. 039911

State of Kansas

Department of Health and Environment

Request for Bids

Pursuant to the Kansas Childhood Lead Poisoning Prevention Program, sealed bids for lead hazard reduction at the following properties will be received by the Kansas Department of Health and Environment until 2 p.m. on the date indicated. For more information, call (785) 296-1519:

November 4, 2011

264-12-04

Safe-at Home Wichita

- Property #1 2934 N. Holyoke
Wichita, 67220
- Property #2 3343 N. Fairview
Wichita, 67204
- Property #3 1209 Pineridge
Wichita, 67218
- Property #4 807 N. Custer
Wichita, 67203
- Property #5 1506 N. Emporia
Wichita, 67214
- Property #6 1926 N. Joann
Wichita, 67203
- Property #7 1710 N. Topeka
Wichita, 67214
- Property #8 2003 W. 24th St. North
Wichita, 67204
- Property #9 216 E. 16th St.
Wichita, KS 67214

Contractors will be required to attend a walkthrough of each property in order to be eligible to respond to the invitation for bid. For times and actual locations, call (913) 262-0796 or go to the following website:

<http://www.kshealthyhomes.org>

The above-referenced bid documents can be downloaded at the website listed above.

Robert Moser, M.D.
Secretary of Health and Environment

Doc. No. 039899

State of Kansas

**Department of Agriculture
Division of Conservation**

Notice to Contractors

Sealed bids, in single copy, for the work described herein will be accepted at or before 10 a.m. November 29, 2011, at the Wakarusa Watershed Joint District No. 35, 305 Maple St., Overbrook. All bids will be publicly opened and read for the **Floodwater Retarding Rehabilitation Dam No. 24**. No bids will be accepted after 10 a.m. November 29, 2011. If submitting bids by mail, be aware of late bid procedures in the bid packet.

Mailing Address/Contact Information: Hope Koger, Contracting Officer, Wakarusa Watershed Joint District No. 35, 305 Maple St., P.O. Box 139, Overbrook, KS 66524, (785) 665-7231.

The estimated quantities and major items of work follow:

Site 24	
Earthfill – 80,800 cubic yards	Water for Construction – 300 m. gal
Excavation – 53,240 cubic yards	Salvaging and Spreading Topsoil – 10,600 square yards
Drainfill – 856 cubic yards	Trashrack – 2 each
Plastic Pipe, 6-inch diameter – 1,335 linear feet	Steel Reinforcement – 9,101 lb.
Plastic Pipe, 18-inch diameter – 62 linear feet	Rock Riprap – 5,405 tons
Cellular Concrete Mats – 63,800 square feet	Fence – 3,140 linear feet
Reinforced Concrete, Class 4000 – 56 cubic yards	Seeding and Mulching – 16.9 acres
Rock Riprap Bedding – 1,750 tons	Bonneted Knife Gate Valve, 18-inch diameter – 1 each
Reinforced Concrete Pressure Pipe, 30-inch diameter – 200 linear feet	

The estimated price range for the work is \$1,000,000 to \$5,000,000.

All bids over \$100,000 must be accompanied by bid bond, certified check, cashier’s check, postal money order or cash in an amount not less than 5 percent of the amount bid.

The successful bidder will be required to execute a formal contract and furnish performance and payment bonds in an amount equal to 100 percent each of the total amount of the contract.

Corporations executing the bonds as sureties must be among those appearing on the U.S. Treasury Department’s list of approved sureties. No contract will be awarded to any firm in which any official of the sponsoring local organization, the contracting local organization, or any member of such official’s immediate family has a direct or indirect pecuniary interest.

All work must be completed within 350 calendar days after the date of receipt of notice to proceed.

Prospective bidders may assemble at 10:30 a.m. November 8 at the Alvamar Country Club, 1809 Crossgate Drive, Lawrence, for a group showing of the worksite.

Complete assembly of the invitation for bids may be obtained from the contracting officer.

Greg A. Foley
Executive Director

Doc. No. 039902

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-11-216/223

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Chisholm Feeders Alex Unruh 1767 K-15 Highway Lehigh, KS 67063	NE/4 of Section 08, T20S, R01E, Marion County	Neosho River Basin
Kansas Permit No. A-NEMN-B031		

This is a permit modification and reissuance for an existing livestock facility with the proposed maximum capacity of 499 head (499 animal units) of cattle weighing greater than 700 pounds and 500 head (250 animal units) of cattle weighing 700 pounds or less, for a total of 749 animal units of cattle. This represents a decrease in the permitted animal units from the previous permit. The west area and south area will be repopulated. The east area will not be populated and will maintain permanent vegetation. Surface runoff from the facility is collected by three earthen retention structures.

Name and Address of Applicant	Legal Description	Receiving Water
West Plains Dairy Neal Sjoquist 2231 County Road 31 Rexford, KS 67753	NW/4 of Section 18, T17S, R32W, Scott County	Smoky Hill River Basin
Kansas Permit No. A-SHSC-D001 Federal Permit No. KS0096318		

This permit is being reissued with modifications for a concentrated animal feeding operation with the capacity for 2,300 head (3,220 animal units) of mature dairy cattle and 500 head (250 animal units) of cattle weighing 700 pounds or less, for a total of 2,800 head (3,470 animal units). This represents a decrease of 2,550 animal units from the pre-

vious permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Great Bend Feeding, Inc. Jon Nickless 355 N.W. 30 Ave. Great Bend, KS 66530	E/2 of Section 10 & All of Section 11, T19S, R14W, Barton County	Upper Arkansas River Basin

Kansas Permit No. A-UABT-C002 Federal Permit No. KS0040576
This permit is being reissued for a confined animal feeding operation with a maximum capacity of 35,000 head (35,000 animal units) of cattle weighing more than 700 pounds. There is no change in the permitted animal units from the previous permit. The permit contains modifications consisting of proposed improvements to the waste management system. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Syracuse Feedyard Cactus of Kansas, Inc. P.O. Box 1226 Syracuse, KS 67878	E/2 of Section 09 & All of Section 10 & N/2 of Section 15, T24S, R40W, Hamilton County	Upper Arkansas River Basin

Kansas Permit No. A-UAHM-C001 Federal Permit No. KS0052825
This permit is being reissued for an existing facility for 45,000 head (45,000 animal units) of cattle weighing more than 700 pounds. This is a decrease in animal units from the previously permitted capacity of 66,000 head/animal units of cattle weighing more than 700 pounds due to a proposed expansion not taking place. An approved Nutrient Management Plan for the facility is on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Maple Creek Farms, LLC - Myers #640-641 Rod Brenneman 2801 Hurliman Road Guymon, OK 73942	W/2 of Section 29, T20S, R37W, Wichita County	Upper Arkansas River Basin

Kansas Permit No. A-UAWH-H007 Federal Permit No. KS0095095
This permit is being reissued for an existing facility for 32,400 head (12,960 animal units) of swine weighing more than 55 pounds. There is no change in the permitted animal units from the previous permit. An approved Nutrient Management Plan for the facility is on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Jerry Regier 5119 N.E. 12th Newton, KS 67114	NW/4 of Section 18, T23S, R02E, Harvey County	Little Arkansas River Basin

Kansas Permit No. A-LAHV-S024
This permit is being reissued for an existing facility with a maximum capacity of 524 head (209.6 animal units) of swine more than 55 pounds and 246 head (24.6 animal units) of swine 55 pounds or less, for a total of 770 head (234.2 animal units) of swine. There is no change in the permitted animal units from the previous permit cycle.

Name and Address of Applicant	Legal Description	Receiving Water
Taylor Farms 1067 E. 300 Road Phillipsburg, KS 67661	SE/4 of Section 30, T02S, R17W, Phillips County	Solomon River Basin

Kansas Permit No. A-SOPL-S019
The permit is being reissued for an existing facility with a maximum capacity of 980 head (392 animal units) of swine more than 55 pounds and 300 head (30 animal units) of swine 55 pounds or less, for a total of 1,280 head (422 animal units) of swine. There is no change in the permitted animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
James Dobbins 1473 Hwy. 9 Goff, KS 66428	SE/4 of Section 32, T04S, R13E, Nemaha County	Kansas River Basin

Kansas Permit No. A-KSNM-S006

A permit is being reissued to an existing facility with a maximum capacity for 75 head (30 animal units) of swine weighing more than 55 pounds and 320 head (32 animal units) of swine weighing 55 pounds or less. The animal units capacity has not changed since the previous permit.

Public Notice No. KS-Q-11-080/082

The requirements of the draft permits public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-g), and Federal Surface Water Criteria:

Name and Address of Applicant	Receiving Stream	Type of Discharge
BNSF Railway Company 920 S.E. Quincy Topeka, KS 66612	Kansas River	Process Wastewater

Kansas Permit No. I-KS27-PO02 Federal Permit No. KS0003221
Legal Description: SE¼, S20, T11S, R25E, Wyandotte County
Facility Name: BNSF Railway - Argentine Facility
Facility Location: 2201 Argentine Blvd., Kansas City, Kansas
Facility Description: The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility. This facility services freight trains providing fuel, maintenance and repairs. Process wastewater and stormwater runoff are collected in the main lift station wet well and pumped to the on-site wastewater treatment plant. Normally, the treatment plant discharges to the city sanitary sewer. In case of heavy precipitation, the holding tank discharges direct to Kansas River at Outfall 001A1 or Outfall 002A1. The proposed permit contains limits for oil and grease and pH, as well as monitoring of TPH-DRO, priority pollutants, tank level and effluent flow. The permittee also is required to provide KDHE with a Stormwater Compliance Certification annually.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Harshman Construction LLC 1648 FP Road Cedar Point, KS 66843	Cedar Creek via Little Cedar Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff

Kansas Permit No. I-VE06-PO01 Federal Permit No. KS0098922
Legal Description: S 20 & 21, T34S, R11E, Chautauqua County
Facility Name: Floyd Quarry

Facility Description: The proposed action consists of reissuing an existing permit for discharge of wastewater during quarry operations. This facility is engaged in a limestone quarry operation with no washing. Outfall 001A1 consists of pit drainage and stormwater runoff and is only pumped out after solids settle in the quarry pit and the water is clear. The proposed permit contains generic water-quality language to protect waters of the state.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Midwest Minerals, Inc. P.O. Box 412 Pittsburg, KS 66762	Verdigris River via Pumpkin Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff

Kansas Permit No. I-VE09-PO06 Federal Permit No. KS0082171
Legal Description: NE¼, S34, T34S, R17E, Montgomery County
Facility Name: Coffeyville Quarry - Quarry #16

Facility Description: The proposed action consists of reissuing an existing permit for discharge of wastewater during quarry operations. This is a limestone quarrying operation with no washing. Outfall 001 consists of quarry pit drainage and stormwater runoff. Since the quarry pit is deep, it doubles as a settling basin and a discharge only occurs when the pit is pumped. The proposed permit includes generic water-quality language to protect waters of the state.

(continued)

Public Notice No. NQ-11-003

The requirements of the draft permits public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f):

Name and Address of Applicant	Legal Location	Type of Discharge
Simmons Subdivision c/o Harold Schaeffer, President 14491 S.W. Phyllis Road Rose Hill, KS 67133	NE¼, SW¼, NW¼, S18, T28S, R3E, Butler County	Nonoverflowing
Kansas Permit No. C-WA13-NO01 Federal Tracking No. KSJ000528		
Facility Name: Simmons Subdivision Waste Water Treatment Facility		
Facility Address: 16920 S.W. 143rd St., Rose Hill, KS 67133		

Facility Description: This action consists of renewing an existing Kansas Water Pollution Control Permit for an existing facility. Permittee may make an emergency release of effluent to a designated low area after approval from KDHE and in compliance with the special conditions contained therein.

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 November 19 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-11-216/223, KS-Q-11-080/082, KS-NQ-11-003) 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.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays.

Robert Moser, M.D.
Secretary of Health
and Environment

Doc. No. 039908

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, November 3, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the KDFA to issue its Agricultural Development Revenue Bond for the projects numbered below in the respective maximum principal amount. The bond will be issued to assist the borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond, which is then typically purchased by a lender bank who then, through the KDFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The projects shall be located as shown:

Project No. 000818—Maximum Principal Amount: \$96,466.70. Owner/Operator: Alvin Miller. Description: Acquisition of 80 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is being financed by the lender for Alvin Miller and is located at the East Half of the Northeast Quarter of Section 24, Township 25 South, Range 6 West, Reno County, Kansas, approximately 10 miles south of K61-K96 intersection, South Hutchinson.

Project No. 000823—Maximum Principal Amount: \$477,000. Owner/Operator: Justin Atwood. Description: Acquisition of 790 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is being financed by the lender for Justin Atwood and is located at Section 31, Township 4, Range 10, and Section 32, Township 4, Range 10, Jewell County, Kansas, west of the 30 Road and H Road intersection in Jewell County.

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

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

Tim Shallenburger
President

Doc. No. 039916

(Published in the Kansas Register October 20, 2011.)

City of Dighton, Kansas

Notice of Intent to Seek Private Placement General Obligation Bonds, Series 2011-A

Notice is hereby given that the city of Dighton, Kansas (the issuer), proposes to seek a private placement of the above-referenced bonds. The maximum aggregate principal amount of the bonds shall not exceed \$230,000. The proposed sale of the bonds is in all respects subject to approval of a bond purchase agreement between the issuer and the purchaser of the bonds and the passage of an ordinance and adoption of a resolution by the governing body of the issuer authorizing the issuance of the bonds and the execution of various documents necessary to deliver the bonds.

Dated October 11, 2011.

Chelle Anderson
City Clerk

Doc. No. 039904

State of Kansas

State Corporation Commission Conservation Division

Notice of Hearing

All operators, royalty owners, landowners and other concerned persons are notified that, pursuant to K.A.R. 82-3-135a(e), the following matter has been set for hearing before the State Corporation Commission at 10 a.m. Thursday, November 17, in the commission's hearing room, Room 2078, 130 S. Market, Wichita. The purpose of this hearing is to establish special rules for horizontal wells drilled in the Mississippi Formation in Kansas (Docket No. 12-CONS-117-CEXC). The rules to be considered include, but are not limited to, Notice of Intent to Drill, Oil and Gas Allowables, Gas Well Testing, Gas Flaring, and High Volume Pumps.

The hearing will be formal in nature and will involve both the rules of civil procedure and the rules of evidence. Please note that K.A.R. 82-1-228(d)(2) requires that corporations appear through an attorney. Pursuant to K.A.R. 82-1-229, the applicant must prefile direct testimony 20 days prior to the date of the hearing. Intervenors and protestants, if any, must prefile direct testimony 10 days prior to the date of the hearing. Rebuttal testimony may be presented at the hearing.

Any person requiring special accommodations under the Americans with Disabilities Act needs to give notice to the commission at least 10 days prior to the scheduled hearing date.

The commission will preside over this hearing. Any of the commissioners (Chairman Mark Sievers, Ward Loyd and Thomas E. Wright) may be reached at the State Cor-

poration Commission office, 1500 S.W. Arrowhead Road, Topeka, 66604-4027, (785) 271-3100.

For more information, contact John McCannon, Litigation Counsel, State Corporation Commission, 130 S. Market, Room 2078, Wichita, 67202-3802, (316) 337-6200 or fax (316) 337-6106.

Patrice Petersen-Klein
Executive Director

Doc. No. 039912

(Published in the Kansas Register October 20, 2011.)

City of Haysville, Kansas

Notice of Intent to Seek Private Placement General Obligation Bonds, Series 2011

Notice is hereby given that the city of Haysville, Kansas (the issuer), proposes to seek a private placement of the above-referenced bonds. The maximum aggregate principal amount of the bonds shall not exceed \$107,000. The proposed sale of the bonds is in all respects subject to approval of a bond purchase agreement between the issuer and the purchaser of the bonds and the passage of an ordinance and adoption of a resolution by the governing body of the issuer authorizing the issuance of the bonds and the execution of various documents necessary to deliver the bonds.

Dated October 11, 2011.

Janie Cox
City Clerk

Doc. No. 039903

(Published in the Kansas Register October 20, 2011.)

City of Osage City, Kansas

Notice of Intent to Seek Private Placement General Obligation Bonds, Series 2011-D

Notice is hereby given that the city of Osage City, Kansas (the issuer), proposes to seek a private placement of the above-referenced bonds. The maximum aggregate principal amount of the bonds shall not exceed \$1,995,000. The proposed sale of the bonds is in all respects subject to approval of a bond purchase agreement between the issuer and the purchaser of the bonds and the passage of an ordinance and adoption of a resolution by the governing body of the issuer authorizing the issuance of the bonds and the execution of various documents necessary to deliver the bonds.

Dated October 11, 2011.

Linda C. Jones
City Clerk

Doc. No. 039915

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 2009 Volumes of the Kansas Administrative Regulations and the 2010 Supplement of the Kansas Administrative Regulations.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 1-9-5a to 1-68-2.

AGENCY 3: KANSAS STATE TREASURER

Table with 3 columns: Reg. No., Action, Register. Lists regulations 3-3-2.

AGENCY 4: DEPARTMENT OF AGRICULTURE

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 4-1-2 to 4-10-17.

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 4-13-2 to 4-28-30.

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 5-1-4 to 5-25-15.

AGENCY 7: SECRETARY OF STATE

Table with 3 columns: Reg. No., Action, Register. Lists regulations 7-16-1.

AGENCY 9: ANIMAL HEALTH DEPARTMENT

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 9-7-4 to 9-27-1.

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

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 14-6-2a to 14-11-10b.

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 14-11-10d to 14-24-6.

AGENCY 16: KANSAS ATTORNEY GENERAL

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 16-11-1 through 16-11-8.

AGENCY 19: GOVERNMENTAL ETHICS COMMISSION

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 19-6-1 to 19-30-4.

AGENCY 22: STATE FIRE MARSHAL

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 22-1-1 to 22-19-5.

AGENCY 26: DEPARTMENT ON AGING

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 26-1-1 to 26-11-3.

111-2-241	New	V. 29, p. 1247	111-4-3100		111-307-6	Amended	V. 30, p. 1246
111-2-242	New	V. 29, p. 1247	through		111-307-7	Amended	V. 30, p. 1247
111-2-243			111-4-3116	New	111-308-1		
through			111-4-3117		through		
111-2-248	New	V. 29, p. 1512, 1513	through		111-308-7	New	V. 29, p. 1261-1263
111-2-247	Amended	V. 30, p. 233	111-4-3130	New	111-309-1		
111-2-248	Amended	V. 30, p. 233	111-5-175		through		
111-2-249			through		111-309-6	New	V. 29, p. 1528-1530
through			111-5-179	New	111-310-1		
111-2-252	New	V. 30, p. 233, 234	111-5-180		through		
111-2-249	Amended	V. 30, p. 357	through		111-310-6	New	V. 29, p. 1530-1532
111-2-253	New	V. 30, p. 241	111-5-194	New	111-311-1		
111-2-254	New	V. 30, p. 241	111-5-181	Amended	through		
111-2-255	Amended	V. 30, p. 358	111-5-184	Amended	111-311-7	New	V. 29, p. 1532-1535
111-2-256	New	V. 30, p. 1119	111-5-186	Amended	111-312-1		
111-2-257	New	V. 30, p. 1119	111-5-194	Amended	through		
111-2-258	New	V. 30, p. 1182	111-5-195		111-312-8	New	V. 30, p. 239, 240
111-2-259	New	V. 30, p. 1182	through		111-312-3	Amended	V. 30, p. 1248
111-2-260			111-5-199	New	111-312-5	Amended	V. 30, p. 1248
through			111-5-200		111-312-6	Amended	V. 30, p. 1248
111-2-263	New	V. 30, p. 1238, 1239	through		111-312-7	Amended	V. 30, p. 1096
111-2-264			111-5-205	New	111-312-8	Amended	V. 30, p. 1249
through			111-7-75	Amended	111-501-1		
111-2-269	New	V. 30, p. 1271, 1272	111-7-243		through		
111-4-2899			through		111-501-13	New	V. 30, p. 1380-1384
111-4-2907	New	V. 29, p. 9-14	111-7-248	New	AGENCY 112: RACING AND GAMING COMMISSION		
111-4-2908			111-9-162	New	Reg. No.	Action	Register
through			111-9-163	New	112-101-6	Amended	V. 30, p. 290
111-4-2911	New	V. 29, p. 149-152	111-9-164	New	112-102-8	Amended	V. 30, p. 290
111-4-2911a	New	V. 29, p. 152	111-9-165	New	112-103-2	Amended	V. 30, p. 291
111-4-2912			111-9-166	New	112-103-4	Amended	V. 30, p. 292
through			111-9-167	New	112-103-5	Amended	V. 30, p. 292
111-4-2923	New	V. 29, p. 153-157	111-9-168	New	112-103-8	Amended	V. 30, p. 292
111-4-2924			111-9-169	New	112-103-15	Amended	V. 30, p. 292
through			111-9-170	New	112-104-1	Amended	V. 30, p. 293
111-4-2930	New	V. 29, p. 216-222	111-9-171	New	112-104-8	Amended	V. 30, p. 294
111-4-2931			111-9-172	New	112-104-13	Amended	V. 30, p. 295
through			111-9-173	New	112-104-14	Amended	V. 30, p. 297
111-4-2938	New	V. 29, p. 467-473	111-15-1	Amended	112-104-15	Amended	V. 30, p. 297
111-4-2939			111-15-3	Amended	112-104-16	Amended	V. 30, p. 298
through			111-16-1		112-104-32	Amended	V. 30, p. 300
111-4-2948	New	V. 29, p. 569-575	111-16-5	New	112-105-1	Amended	V. 30, p. 301
111-4-2949			111-17-1	New	112-105-2	Amended	V. 30, p. 301
through			111-201-1		112-105-3	Amended	V. 30, p. 301
111-4-2984	New	V. 29, p. 746-769	through		112-106-1	Amended	V. 30, p. 301
111-4-2949			111-201-17	New	112-106-2	Amended	V. 30, p. 303
through			111-301-1		112-106-5	Amended	V. 30, p. 303
111-4-2984	New	V. 29, p. 746-769	111-301-6	New	112-106-6	Amended	V. 30, p. 304
111-4-2985			111-301-6	Amended	112-107-3	Amended	V. 30, p. 304
through			111-301-7		112-107-5	Amended	V. 30, p. 307
111-4-2988	New	V. 29, p. 1180-1183	through		112-107-10	Amended	V. 30, p. 308
111-4-2989	New	V. 29, p. 1216	111-301-12	New	112-107-21	Amended	V. 30, p. 309
111-4-2990	New	V. 29, p. 1217	111-301-11	Amended	112-107-22	Amended	V. 30, p. 310
111-4-2991	New	V. 29, p. 1218	111-301-13		112-108-18	Amended	V. 30, p. 311
111-4-2992			through		112-108-36	Amended	V. 30, p. 312
through			111-301-20	New	112-108-55	Amended	V. 30, p. 313
111-4-3011	New	V. 29, p. 1248-1259	111-301-21		112-110-3	Amended	V. 30, p. 313
111-4-3012			through		112-112-1	Amended	V. 30, p. 314
through			111-301-31	New	112-112-3	Amended	V. 30, p. 314
111-4-3022	New	V. 29, p. 1513-1522	111-302-1		112-112-4	Amended	V. 30, p. 314
111-4-3023			through		112-112-7	Amended	V. 30, p. 315
through			111-302-6	New	112-112-9	Amended	V. 30, p. 315
111-4-3027	New	V. 30, p. 234-237	111-302-4	Amended	AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS		
111-4-3028			111-303-1		Reg. No.	Action	Register
through			111-303-1		115-1-1	Amended	V. 30, p. 943
111-4-3031	New	V. 30, p. 241-243	through		115-2-1	Amended	V. 29, p. 1602
111-4-3032			111-303-5	New	115-2-2	Amended	V. 30, p. 331
through			111-303-3	Amended	115-2-3	Amended	V. 30, p. 331
111-4-3045	New	V. 30, p. 249-258	111-303-4	Amended	115-2-3a	Revoked	V. 30, p. 1180
111-4-3046			111-303-5	Amended	115-4-2	Amended	V. 29, p. 408
through			111-304-1		115-4-4	Amended	V. 29, p. 658
111-4-3054	New	V. 30, p. 358-364	111-304-1		115-4-4a	Amended	V. 29, p. 659
111-4-3055			111-304-6	New	115-4-6	Amended	V. 29, p. 409
through			111-305-1		115-4-6b	New	V. 30, p. 332
111-4-3072	New	V. 30, p. 1086-1092	through		115-4-11	Amended	V. 30, p. 332
111-4-3073			111-305-6	New	115-5-1	Amended	V. 30, p. 944
through			111-305-2	Amended	115-5-2	Amended	V. 30, p. 945
111-4-3081	New	V. 30, p. 1119-1126	111-305-5	Amended	115-7-1	Amended	V. 29, p. 1606
111-4-3082			111-305-6	Amended	115-7-8	Revoked	V. 29, p. 1607
through			111-306-1		115-7-9	Amended	V. 30, p. 536
111-4-3087	New	V. 30, p. 1147-1152	111-306-1	New	115-8-1	Amended	V. 29, p. 1092
111-4-3088			111-306-4	Amended	115-8-13	Amended	V. 30, p. 1180
through			111-306-6	Amended	115-16-3	Amended	V. 30, p. 1180
111-4-3096	New	V. 30, p. 1182-1187	111-307-1		115-16-5	Amended	V. 30, p. 334
111-4-3097	New	V. 30, p. 1239	through		115-18-7	Amended	V. 29, p. 659
111-4-3098	New	V. 30, p. 1240	111-307-7	New			
111-4-3099	New	V. 30, p. 1241	111-307-4	Amended			

115-18-20 Amended V. 29, p. 1608
 115-20-7 New V. 29, p. 659

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-2-1	Amended	V. 29, p. 412
117-2-2	Amended	V. 29, p. 413
117-3-1	Amended	V. 29, p. 414
117-3-2	Amended	V. 29, p. 415
117-4-1	Amended	V. 29, p. 416
117-4-2	Amended	V. 29, p. 417
117-6-1	Amended	V. 29, p. 656
117-6-3	Amended	V. 29, p. 656
117-7-1	Amended	V. 30, p. 92
117-8-1	Amended	V. 29, p. 418

AGENCY 120: KANSAS HEALTH POLICY AUTHORITY (FORMERLY HEALTH CARE DATA GOVERNING BOARD)

Reg. No.	Action	Register
120-1-2	Revoked	V. 30, p. 1024

AGENCY 121: DEPARTMENT OF CREDIT UNIONS

Reg. No.	Action	Register
121-10-1	Amended	V. 29, p. 675

AGENCY 123: JUVENILE JUSTICE AUTHORITY

Reg. No.	Action	Register
123-2-111	New (T)	V. 29, p. 1115
123-2-111	New	V. 29, p. 1415

AGENCY 129: KANSAS HEALTH POLICY AUTHORITY

Reg. No.	Action	Register
129-5-118	Amended	V. 29, p. 293
129-5-118a	New	V. 29, p. 294
129-5-118b	Amended	V. 29, p. 296
129-10-31	New	V. 30, p. 92

AGENCY 130: HOME INSPECTORS REGISTRATION BOARD

Reg. No.	Action	Register
130-1-2	New (T)	V. 29, p. 38
130-1-2	New	V. 29, p. 567
130-1-3	New (T)	V. 29, p. 38
130-1-3	New	V. 29, p. 567
130-1-4	Amended	V. 29, p. 567
130-3-1	New (T)	V. 29, p. 38
130-3-1	New	V. 29, p. 568
130-4-1	New (T)	V. 29, p. 39
130-4-1	New	V. 29, p. 794
130-4-2	New (T)	V. 29, p. 39
130-4-2	New	V. 29, p. 794
130-5-2	New	V. 29, p. 569

AGENCY 131: COMMITTEE ON SURETY BONDS AND INSURANCE

Reg. No.	Action	Register
131-1-1	New	V. 30, p. 195

Kansas Register
Secretary of State
1st Floor, Memorial Hall
120 S.W. 10th Ave.
Topeka, KS 66612-1594
