

Kris W. Kobach, Secretary of State

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### **Board of Technical Professions**

### **Notice of Meetings**

The Kansas State Board of Technical Professions will conduct its Complaint Committee meeting at 2 p.m. Thursday, September 29, and the full board will meet at 10 a.m. Friday, September 30, in Suite 507 of the Landon State Office Building, 900 S.W. Jackson, Topeka. All meetings are open to the public. For more information, call (785) 296-3053.

Jean Boline Executive Director

Doc. No. 039838

#### 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 9-26-11 through 10-2-11

	O
Term	Rate
1-89 days	0.09%
3 months	0.01%
6 months	0.06%
1 year	0.09%
18 months	0.18%
2 years	0.23%

Scott Miller Director of Investments

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Doc. No. 039825

State of Kansas

## **Kansas Housing Resources Corporation**

### **Notice of Hearing**

The Kansas Housing Resources Corporation will conduct a public hearing from 10:30 a.m. to noon Tuesday, October 11, in the main conference room, 611 S. Kansas Ave., Suite 300, Topeka, to provide an opportunity for citizens to review and comment upon the preliminary draft of the 2012 Action Plan of the 2009 — 2013 Kansas Consolidated Plan. The Consolidated Plan is the state's policy framework for federal community development and housing programs.

The proposed Action Plan will be available for public examination beginning October 1 on the Web at www.kshousingcorp.org. Limited hard copies will be available at the public hearing site and upon request. The public comment period ends October 30.

Estimated resources available in 2012 will include approximately \$15,291,289 from the Community Development Block Grant (CDBG); \$7,481,173 from the HOME Investment Partnerships (HOME); \$904,345 from the Emergency Shelter Grant (ESG); and \$384,759 from the Housing Opportunities for Persons with AIDS (HOPWA) programs.

Individuals in need of a sign language interpreter, an assistive listening device, large print or Braille material, or other accommodation to attend the hearing are asked to notify the KHRC at least one week prior to the hearing by written request to 611 S. Kansas Ave., Suite 300, Topeka, 66603-3803, by calling (785) 296-5865, or via the Kansas Relay Service at 1-800-766-3777.

Dennis L. Mesa Executive Director

Doc. No. 039842

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# Department of Agriculture Division of Conservation

### Notice of 2011 WTAP Program Enrollment

The Kansas Department of Agriculture will accept applications under the Water Right Transition Assistance Pilot Project Program (WTAP) during the fall 2011 enrollment period (October 1-November 15). WTAP is a voluntary, incentive-based program that permanently retires privately held irrigation water rights in exchange for payment by the state of Kansas. WTAP is a pilot program that was passed by the 2006 Legislature and first funded in FY 2008. It is intended to help restore aquifers and recover stream flows in critically depleted target areas.

The designated target areas include Rattlesnake Creek sub-basin, Prairie Dog Creek basin and six "High Priority Areas" of Northwest Kansas Groundwater Management District No. 4. The WTAP rules and regulations, target area maps, application forms and other details are posted on the Division of Conservation website at www.scc.ks.gov.

WTAP bids cannot exceed \$2,000 per acre-foot of the Historic Consumptive Water Use as calculated over the last six years of annual water use of the water right(s) proposed for acceptance. Applications to accept partial water rights also can be considered. The award of WTAP grants for water right retirements is based on a competitive bidding process. Applications that propose a financial contribution from a local entity may increase the priority of an application.

More information about WTAP may be obtained by contacting the program administrator at (785) 296-8964 or steve.frost@kda.ks.gov.

Greg A. Foley
Executive Director
Division of Conservation

Doc. No. 039832

### 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 September 30-October 12, 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/.html.

Date	Room	Time	Committee	Agenda
Sept. 30	Kansas City Leavenworth	9:00 a.m. 2:00 p.m.	Redistricting Special Committee	a.m.: Redistricting public hearings. p.m.: Redistricting public hearings.
Oct. 3 Oct. 4	KU West Campus KSU Int'l Grains Program Bldg.	9:00 a.m. 10:00 a.m.	State Building Construction Joint Committee	Review of Five Year Capital Improvement Plan Reports for the Board of Regents and Regents Institutions.
Oct. 5	Kansas Museum of History	9:00 a.m.	Arts and Cultural Resources Joint Committee	Agenda not available.
Oct. 10	152-S	10:00 a.m.	Administrative Rules and Regulations Joint Committee	Agenda not available.
Oct. 10	346-S	10:00 a.m.	Legislative Budget Committee	Medicaid adult dental benefits.
Oct. 11 Oct. 12	548-S 548-S	10:00 a.m. 9:00 a.m.	Home- and Community- Based Services Oversight Joint Committee	11th: Dental Project/Licensure of Registered Dental Practitioners; SRS follow-up. 12th: Human trafficking in Kansas; provider presentations on impact of SRS and Department on Aging program changes; diversification into HCBS by small rural nursing homes; discussion of committee recommendations.
	Oct. 3 Oct. 4 Oct. 5 Oct. 10 Oct. 10 Oct. 11	Sept. 30  Kansas City Leavenworth  Oct. 3  KU West Campus Oct. 4  KSU Int'l Grains Program Bldg.  Oct. 5  Kansas Museum of History  Oct. 10  152-S  Oct. 10  346-S  Oct. 11  548-S	Sept. 30       Kansas City Leavenworth       9:00 a.m.         Oct. 3       KU West P:00 a.m.         Oct. 4       KSU Int'l Strains Program Bldg.         Oct. 5       Kansas Museum of History         Oct. 10       152-S         10:00 a.m.         Oct. 10       346-S         10:00 a.m.         Oct. 11       548-S	Sept. 30  Kansas City Leavenworth 2:00 p.m.  Redistricting Special Committee  Oct. 3  KU West 9:00 a.m. Campus Oct. 4  KSU Int'l Grains Program Bldg.  Oct. 5  Kansas 9:00 a.m. Arts and Cultural Resources Joint Committee  Oct. 10  152-S  10:00 a.m.  Administrative Rules and Regulations Joint Committee  Oct. 10  346-S  10:00 a.m. Legislative Budget Committee  Oct. 11  548-S  10:00 a.m. Home- and Community- Oct. 12  548-S  9:00 a.m. Based Services Oversight

Jeffrey M. Russell Director of Legislative Administrative Services

## **Department of Transportation**

### **Notice to Consulting Engineers**

The Kansas Department of Transportation is seeking a qualified consulting engineering firm prequalified in Category 162—Long Range Planning, for a managed lane study of I-35 in the Kansas City metro area as listed below. An electronic letter of interest (PDF format preferred and 1MB maximum size) must be emailed to David J. Nagy, P.E., Assistant to the Bureau Chief of Design/Contracts Engineer, at DavidN@ksdot.org. Letters of interest are limited to four pages, the subject line of the email and the PDF file name must contain the project number and firm's name: "Project # - Firm Name," and must be received by noon October 20 for the consulting engineering firm to be considered.

Concept study for managed lanes through Johnson and Wyandotte counties. Includes investigation of HOV (high occupancy vehicle) lanes, HOT (high occupancy toll) lanes, ramp metering, variable speed limits, truck-only lanes and contraflow lanes. Park and ride facilities, bus on shoulder, express transit routes and other public transportation solutions also will be investigated.

The Consultant Shortlist Committee will select three to five of the most highly qualified firms expressing interest and schedule an individual interview. The consulting firms can more thoroughly discuss their experience related to the project at the interview and will be expected to discuss their approach to this project in detail and the personnel to be assigned to this project. Firms not selected to be short-listed will be notified. Categories may be viewed at www.ksdot.org/divengdes/prequal.

The Consultant Selection Committee, appointed by the Secretary of Transportation, will conduct the discussions with the firms invited to the individual interview conferences. The committee will select one firm to perform the professional services required for completing the advertised project. After the selection, the firms not selected will be notified of the outcome.

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 project(s).
- 4. Work load of firm.
- 5. Firm's performance record.

The firm's accounting systems must have the following capabilities before the firm may be awarded a contract:

- Valid, reliable and current costs must be available within the system to support cost and pricing data.
- Capability to provide a means of measuring the reasonableness of incurred costs.
- Capability to identify and accumulate allowable costs by contract or project records that will reconcile with the general ledger.
- Ability to provide supporting documentation of actual expenditures for each billing, based on costs.

For more information, contact David Nagy at DavidN@ksdot.org.

Deb Miller Secretary of Transportation

Doc. No. 039840

### 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. October 19 and then publicly opened:

### District One — Northeast

**Atchison**—3 C-0003-01 — County road 1.5 miles north and 2 miles east of Effingham, grading, bridge and surfacing, 0.3 mile. (Federal Funds)

Atchison—3 C-0004-01 — County road 1.5 miles north and 2.1 miles east of Effingham, grading, bridge and surfacing, 0.3 mile. (Federal Funds)

**Douglas**—59-23 K-7888-06 — U.S. 59, 7.3 miles north of the Franklin-Douglas county line north 4.2 miles, surfacing. (Federal Funds)

**Johnson**—69-46 K-8251-12 — U.S. 69 from I-435 north to just north of 95th Street, seeding and sodding, 1.8 miles. (Federal Funds)

**Johnson**—7-46 KA-2236-01 — K-7 bridge in Johnson County located 2.3 miles north of the K-7/Santa Fe junction, bridge repair. (State Funds)

**Lyon**—99-56 KA-2229-01 — K-99 Cottonwood River bridge in Lyon County located 1.5 miles south of U.S. 50, bridge repair. (State Funds)

**Shawnee**—24-89 KA-0710-01 — U.S. 24 Bourbonais Creek bridge, 3 miles northwest of Rossville, bridge replacement. (Federal Funds)

**Shawnee**—24-89 KA-0711-01 — U.S. 24 Ensign Creek bridge, 2 miles west of Silver Lake, bridge replacement. (Federal Funds)

### District Two — Northcentral

Cloud-Republic—106 KA-2485-01 — U.S. 81 in Republic County beginning 1.2 miles north of U.S. 36 north to 2.6 miles north of U.S. 36; U.S. 81 in Republic County beginning 1.9 miles north of U.S. 36 north to 3.1 miles north of U.S. 36; U.S. 81 in Republic County beginning 1.1 miles north of U.S. 36 north to 1.9 miles north of U.S. 36; U.S. 81 in Cloud County beginning 2.8 miles north of K-9 north to the Republic County line; U.S. 81 in Republic County beginning at the Cloud County line north 0.9 mile; U.S. 81 in Republic County beginning 1.4 miles north of the Cloud County line north 8.5 miles; U.S. 81 in Republic County beginning 2 miles south of the U.S. 36 junction north to 0.4 mile south of U.S. 36 overlay, 17.3 miles, overlay. (State Funds)

**Lincoln**—106 KA-2477-01 — K-18 beginning at the Russell County line east to the Ottawa County line; K-252 beginning at the junction of K-18 south to the Beverly

north city limits, asphalt pavement, 32.1 miles. (State Funds)

Mitchell-Jewell—14 106 KA-2459-01 — K-14 in Mitchell County beginning at the Lincoln County line north to the south city limits of Beloit; K-14 in Mitchell County beginning at junction U.S. 24 north to the Jewell County line; K-14 in Jewell County beginning at the Mitchell-Jewell county line north to the junction of U.S. 36, asphalt pavement, 39.8 miles. (State Funds)

Ottawa—18-72 KA-2480-01 — K-18 beginning at the Old U.S. 81 Highway junction east to the Dickinson County line, overlay, 14.6 miles. (State Funds)

**Republic**—266-79 KA-2484-01 — K-266 entire route, overlay, 7.5 miles. (State Funds)

### District Three — Northwest

**Decatur**—36-20 KA-2498-01 — U.S. 36 beginning at the Rawlins County line east to the curb and gutter section in Oberlin, seal, 17.5 miles. (State Funds)

Gove-Trego-Sheridan—106 KA-2481-01 — K-23 in Sheridan County beginning at the Gove County line north to the Hoxie south city limits; K-23 in Gove County beginning at the south junction of K-23 north to the east junction of K-23; K-198 in Trego County beginning at the I-70 interchange north to the east city limits of Coyville; K-211 in Gove County beginning at the interchange of I-70/U.S. 40 north to the west city limits of Park; K-212 in Gove County beginning at the interchange of I-70/U.S. 40 north to the south city limits of Quinter; K-216 in Gove County beginning at the interchange of I-70/U.S. 40 north to the south city limits of Grinnell, seal, 19.8 miles. (State Funds)

**Gove**—32 C-4414-01 — County road 3.5 miles south and 1.3 miles west of Grainfield, grading and bridge, 0.2 mile. (Federal Funds)

**Graham**—24-33 KA-2195-01 — U.S. 24 from the Sheridan-Graham county line east to the east city limits of Hill City, milling and overlay. (State Funds)

**Graham**—33 KA-2525-01 — U.S. 283 beginning at the junction of U.S. 24 north 0.7 mile; K-85 beginning at the north city limits of Morland north to the junction of U.S. 24, milling and overlay, 1.5 miles. (State Funds)

**Graham**—24-33 M-0014-01 — U.S. 24, 3.5 miles east of Hill City, stockpile bituminous materials. (State Funds)

**Logan**—25-55 KA-2282-01 — K-25 from the north city limits of Russell Springs north to the west junction of U.S. 40/K-25, pavement reconstruction, 11.3 miles. (State Funds)

**Logan**—40-55 KA-2499-01 — U.S. 40 beginning at the Wallace County line east 35.8 miles, overlay. (State Funds)

**Logan**—40-55 M-0013-01 — U.S. 40, stockpile bituminous material. (State Funds)

Norton—36-69 KA-0739-01 — U.S. 36 beginning at the east city limits of Norton east to the junction of U.S. 36/K-383, milling and overlay, 4.4 miles. (Federal Funds)

Norton—36-69 KA-2518-01 — U.S. 36, milling and overlay, 0.8 mile. (State Funds)

Norton—383-69 KA-2528-01 — K-383 beginning at the south city limits of Clayton northeast to the west junction of U.S. 36, seal, 13.5 miles. (State Funds)

**Rawlins**—77 C-4285-01 — Intersection of U.S. 36 and County Route 179, then northeast 4.5 miles, surfacing. (State Funds)

Sheridan-Thomas—106 KA-2506-01 — U.S. 24 in Sheridan County beginning at the Thomas County line east to the Graham County line; K-188 in Sheridan County beginning at Sequin north to the junction of U.S. 24; K-186 in Sheridan County beginning at the Menola north city limits north to the junction of U.S. 24; U.S. 24 in Thomas County beginning at the junction of U.S. 83 east to the Sheridan County line, overlay, 43.5 miles. (State Funds)

**Sherman**—27-91 KA-2511-01 — K-27 beginning at the Wallace County line north 13.4 miles, seal. (State Funds)

Thomas—25-97 KA-0693-01 — K-25 north fork Solomon River bridge, 3 miles south of Colby, bridge replacement. (Federal Funds)

#### **District Four — Southeast**

**Crawford**—19 C-4221-01 — County road 6 miles south and 1.3 miles west of Girard, grading and bridge, 0.1 mile. (Federal Funds)

Franklin—68-30 KA-2241-01 — K-68 bridge located 10.9 miles east of the Osage County line, bridge repair. (State Funds)

**Montgomery**—63 C-4545-01 — County road 2 miles south and 1.2 miles west of the Coffeyville Airport, grading and bridge, 0.2 mile. (Federal Funds)

**Montgomery**—160-63 KA-2242-01 — U.S. 160 bridge located 5.4 miles east of the east junction of U.S. 75, bridge repair. (State Funds)

Woodson—104 C-4010-01 — County road 1.1 miles north and 3 miles west of the U.S. 75/U.S. 54 junction, grading, bridge and surfacing, 0.2 mile. (State Funds)

### District Five — Southcentral

**Barton-Pawnee**—56-106 - KA-2543-01 — U.S. 56 in Barton County beginning at the Pawnee County line east to the east city limits of Pawnee Rock; U.S. 56 in Pawnee County beginning at the east city limits of Larned east to the Barton County line, overlay, 8.1 miles. (State Funds)

**Butler**—8 C-0067-01 — Railroad crossing consolidation at Southwest Boyer Road and S.W. 55th Street, grading and surfacing. (Federal Funds)

Edwards-Kiowa-Comanche—183-106 KA-2562-01 — U.S. 183 in Edwards County beginning at the Kiowa County line north to the junction of U.S. 56; U.S. 183 in Kiowa County beginning at Comanche County line north to the Edwards County line; U.S. 183 in Comanche County beginning at the junction of U.S. 160 north to the Kiowa County line, overlay, 48.4 miles. (State Funds)

**Pratt**—54-76 K-8243-06 — U.S. 54, 1 mile east of the Cairo intersection east to the Pratt-Kingman County line, seeding and sodding, 4 miles. (Federal Funds)

Pratt-Stafford—106 KA-2549-01 — U.S. 281 in Pratt County beginning at the north city limits of Luka north to the Stafford County line; U.S. 281 in Stafford County beginning at the Pratt County line north to the junction of U.S. 50; U.S. 50 in Stafford County beginning at the junction of U.S. 281 east to the Reno County line, overlay, 30.8 miles. (State Funds)

**Rice**—80 KA-2566-01 — U.S. 56 beginning at the east city limits of Lyons east to the McPherson County line; K-46 beginning at the junction of U.S. 56 north 1.5 miles, overlay 15.8 miles. (State Funds)

**Reno**—96-78 KA-2556-01 — K-96 beginning at the west city limits of Nickerson east to the K-96 bypass, overlay, 4.9 miles. (State Funds)

**Stafford**—281- 93 KA-2542-01 — U.S. 281 beginning at the junction of K-19 north to the Barton County line, overlay, 7.1 miles. (State Funds)

**Sumner**—96 C-4497-01 — County road 1 mile north and 2.1 miles east of Milton, bridge repair, 0.1 mile. (Federal Funds)

### District Six — Southwest

**Haskell**—56-41 KA-2243-01 — U.S. 56 bridge located 0.6 mile northeast of the Seward county line, bridge repair. (State Funds)

**Kearny**—25-47 KA-2577-01 — K-25 beginning at the Grant County line north to the south city limits of Lakin, overlay, 16.1 miles. (State Funds)

**Meade**—23-60 KA-0691-02 — Cimarron River bridge on K-23 beginning at the Kansas-Oklahoma state line north 1.3 miles, seeding and sodding. (Federal Funds)

Morton—27-65 KA-2575-01 — K-27 beginning at the south junction of K-51 north to the north junction of K-51 at Richfield, asphalt pavement, 14.4 miles. (State Funds)

**Seward**—54-88 KA-2244-01 — U.S. 54 bridge located 12.7 miles northeast of U.S. 83, bridge repair. (State Funds)

**Scott**—96-86 KA-2582-01 — K-96 east to the Lane County line, recycle and overlay, 11.8 miles. (State Funds)

**Scott**—96-86 M-0016-01 — K-96 mixing strip located two miles east of Scott City, stockpile bituminous materials. (State Funds)

**Scott**—83-86 M-0017-01 — U.S. 83 mixing strip located 9 miles north of Scott City, stockpile bituminous materials. (State Funds)

**Wichita**—25-102 KA-2578-01 — K-25 from "I" Street in Leoti north to the Logan County line, overlay, 15.2 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 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

(Published in the Kansas Register September 29, 2011.)

## City of Lenexa, Kansas

### **Notice to Bidders**

Separate, sealed bids for **79th and Lackman Road Traffic Signalization** *and* **Lackman Tributary Stormwater Improvements** 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. October 6, 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.

This bid opening consists of two separate contract lettings, which shall be read individually but will be awarded to the lowest, qualified, combined bid. Bids submitted on only one project will not be considered.

Bidders desiring to bid on the two projects shall submit bid documents to the Community Development Department customer service staff (main level) in separate sealed envelopes addressed to the City of Lenexa, Kansas, Attention: City Clerk. One envelope shall contain the bid for the 79th and Lackman Road Traffic Signalization and shall be marked "Bid For: 79th & Lackman Road Traffic Signalization." The second envelope shall contain the bid for the Lackman Tributary Stormwater Improvements and shall be marked "Bid For: Lackman Tributary Stormwater Improvements."

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 the 79th and Lackman Road Traffic Signalization Project only.

Each bidder will be responsible for ensuring that it has received any and all addenda issued by the city for both projects 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 each 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.
- d. Federal contract provisions I through IV:
  - I. 08-10-66-R05(LPA) Certification-Noncollusion & History of Debarment

II. 04-26-90-R04(LPA) De

Declaration-Limitations on Use of Federal Funds for

Lobbying

III. 07-19-80-R12(LPA) IV. 01-01-11(LPA)

DBE Contract Goal Tax Clearance Certificate

**Note:** Item d applies to the 79th and Lackman Road Traffic Signalization Project only.

Each bidder shall file with its separate bid for 79th and Lackman Road Traffic Signalization and Lackman Tributary Stormwater Improvements 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 for each project, which shall be retained by 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 contracts for each project, 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 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 the 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 projects—including its officers, employees, agents or contractors—is 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 projects 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 mandatory pre-bid conference will be held at 2 p.m. September 29 in the Executive Conference Room, upper level, Lenexa City Hall.

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

(Published in the Kansas Register September 29, 2011.)

## City of Wichita, Kansas

### Notice to Bidders

The city of Wichita will receive bids at the Purchasing Office, 455 N. Main, 12th Floor, Wichita, 67202, until 10 a.m. Friday, October 28, for the following project:

### (KDOT Project No. 87N-0494-01/472-84882/210480) (OCA Code 707015) Paving

Harry and Woodlawn Intersection

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

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

The successful bidder may contact Kim Pelton at (316) 268-4499 for extra sets of plans and specifications.

Marty Strayer Administrative Aide City of Wichita—Engineering

Doc. No. 039826

### 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:

10/03/2011	EVT0000546	Furniture, Office, Library, School
		& Laboratory — Phase ÍI
10/07/2011	EVT0000896	Janitorial Services — Goodland
10/11/2011	EVT0000916	Electrofishing Boat
10/13/2011	EVT0000868	Law Enforcement Mental Health
		Training
10/13/2011	EVT0000909	Elevator Maintenance for School
		for the Deaf
10/18/2011	EVT0000898	McPherson Rest Area
		Maintenance
10/20/2011	EVT0000904	East Junction City Rest Area
		Maintenance
10/25/2011	EVT0000891	Paxico Rest Area Maintenance
10/28/2011	EVT0000913	Programming Services
10/31/2011	EVT0000909	Elevator Maintenance
11/02/2011	EVT0000901	Audit Master
11/02/2011	EVT0000902	Program Eval, Analysis and
		Quality Assurance Master
		Contract

The above-referenced bid documents can be down-loaded 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

10/25/2011 A-9946(E) Redevelopment, Phase 2.1 — Jardine Apartments — Kansas State University, Manhattan

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. 039841

### State of Kansas

# Department of Health and Environment

### Notice of Solicitation for Water Quality Data

In developing the 2012 Section 303(d) List of Impaired Waters in Kansas, the Kansas Department of Health and Environment is soliciting "all existing and readily available water quality-related data and information" in accordance with 40 CFR 130.7(b)(5). Section 303(d) of the Clean Water Act requires states to biennially prepare a list of waters failing to meet State Water Quality Standards, based on data and information from local, state and federal agencies; members of the public; and academic institutions conducting research. Submitted data and information will be evaluated by KDHE for listing decisions for the 2012 Kansas 303(d) List of Impaired Waters, to be submitted to the U.S. Environmental Protection Agency by April 1, 2012.

This notice requests any data or information on the water quality condition of waters of the state over the period 2002-2011. Data associated with waters for which water quality problems have been reported are of particular interest, as is information on waters in the Missouri, Marais des Cygnes, Neosho, Verdigris and Walnut basins. Submitted data may include chemical, physical or biological measurements and should be accompanied by information to identify the water body with as much geographic specificity as possible. Data submitted to KDHE for consideration should have adequate quality control and quality assurance for accuracy, representation and precision in describing the water quality of streams, lakes and wetlands.

KDHE will be accepting data submissions through December 2. Data submission or questions may be sent to Tom Stiles, KDHE, Bureau of Water, Watershed Planning Section, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367, (785) 296-6170 or fax (785) 296-0086, or e-mail at tstiles@kdheks.gov.

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

# 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-11-184 Application(s) for New or Expansion of Existing Swine Facilities

# Name and Address of Applicant

Chuck Springer (Box Facility) 5881 CR 3300

Independence, KS 67301

### Legal Description SW/4 of Section 04, T31S, R14E,

Montgomery County

Kansas Permit No. A-VEMG-H010

Receiving Water

Owner of Property Where

Facility Will Be Located

Verdigris River Basin

Elk City, KS 67344

Chuck Springer

6264 CR 1950

Federal Permit No. KS0095346

This is an application for a modified permit for 5,660 head (2,264 animal units) of swine weighing more than 55 pounds and 4,220 head (422 animal units) of swine weighing 55 pounds or less. A new enclosed swine building is proposed to be constructed on the east side of the existing facility. A new or modified permit will not be issued without additional public notice.

# Public Notice No. KS-AG-11-185/195 Pending Permits for Confined Feeding Facilities

Name and Address Receiving Legal of Applicant Description Water Double D Farms SE/4 of Section 34, Saline River Basin T09S, R27W & NE/4 Dale Goetz 6606 E. Road 100 South of Section 03, T10S, Park, KS 67751 R27W, Sheridan County

Kansas Permit No. A-SASD-C004 Federal Permit No. KS0098566

This permit is being reissued for an existing facility for 1,998 head (999 animal units) of cattle weighing less than 700 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<br/>of ApplicantLegal<br/>DescriptionReceiving<br/>WaterOsage Ranch<br/>Joe MushrushNW/4 of Section 12,<br/>T19S, R07E, ChaseNeosho River<br/>Basin

2346B N Road County Strong City, KS 66869

Kansas Permit No. A-NECS-B002

This is a permit reissuance for an existing livestock facility with a maximum capacity of 985 head (985 animal units) of cattle weighing greater than 700 pounds and 7 head (14 animal units) of horses, for a total of 999 animal units of livestock. The facility consists of approximately 12.1 acres of confinement pens, 4.2 acres of limited use pens, a sediment basin and an earthen retention structure.

Name and AddressLegalReceivingof ApplicantDescriptionWaterRussell BunnelSW/4 of Section 14,Neosho River16118 S.W. Maryland RoadT22S, R19E,BasinWelda, KS 66091Anderson County

Kansas Permit No. A-NEAN-B001

This permit is being reissued for an existing facility with a maximum capacity of 250 head (250 animal units) of cattle more than 700 pounds. There is no change in the permitted animal units from the previous permit cycle.

Name and Address of Applicant Description Water

Benedict Streit SW/4 of Section 34, Solomon River 218 W. 180th Drive T08S, R11W, Basin Tipton, KS 67485 Osborne County

Kansas Permit No. A-SOOB-B005

A permit is being reissued for an existing facility with a maximum capacity of 300 head (300 animal units) of cattle more than 700 pounds. This represents an increase in 150 animal units from the previous permit cycle due to the facility now feeding heavyweight rather than lightweight cattle.

Name and Address of Applicant Description Water

Larry Griffin NE/4 of Section 11, 7030 Road E7 T02S, R22W, River Basin

Almena, KS 67622 Norton County

Kansas Permit No. A-URNT-B007

This permit is being reissued for an existing facility with a maximum capacity of 400 head (400 animal units) of cattle more than 700 pounds. There is no change in the permitted animal units from the previous permit cycle.

Name and Address Legal Receiving of Applicant Description Water W/2 of NE/4 of Missouri River Haverkamp Brothers Inc. (Home Farm) Section 12, T01S, Basin Alan Haverkamp R12E, Nemaha 2964 L4 Road County Bern, KS 66408

Kansas Permit No. A-MONM-S036

A permit is being reissued to an existing facility with a maximum capacity for 1,807 head (722.8 animal units) of swine weighing more than 55 pounds and 2,740 head (274 animal units) of swine weighing 55 pounds or less. The animal unit capacity has not changed since the previous permit.

Name and Address Legal Receiving of Applicant Description Water

Trailane Kennels SE/4 of Section 07, Kansas River
Jerry & Jo Ann Nelson T07S, R13E, Jackson Basin
22549 C Road County
Soldier, KS 66540

Kansas Permit No. A-KSJA-K001

A permit is being reissued to an existing facility with a maximum capacity for 300 dogs (10 animal units) and 35 head (35 animal units) (continued)

of cattle weighing more than 700 pounds. The animal unit capacity has not changed since the previous permit.

Name and Address<br/>of ApplicantLegal<br/>DescriptionReceiving<br/>WaterMax Menefee<br/>33670 Quivira Road<br/>Paola, KS 66071NW/4 of Section 02,<br/>T18S, R24E, Miami<br/>CountyMarais des<br/>Cygnes River<br/>Basin

Kansas Permit No. A-MCMI-S028

1336

This is a permit reissuance for an existing livestock facility with the maximum capacity of 575 head (230 animal units) of swine weighing greater than 55 pounds, 300 head (30 animal units) of swine weighing 55 pounds or less and 20 head (10 animal units) of cattle weighing 700 pounds or less, for a total of 270 animal units of livestock. The facility consists of a finishing building, a farrowing building, three hoop buildings, approximately 4.32 acres of open and concrete lots, miscellaneous huts and sheds, an earthen retention structure and two vegetated buffer areas.

Name and Address of Applicant Description Water

Allen Tucker Farm NE/4 of Section 05, Katherine Tucker T35S, R42W, Basin

P.O. Box 333 Morton County

Elkhart, KS 67950

Kansas Permit No. A-CIMT-S001

This permit is being reissued for an existing facility for 120 head (48 animal units) of swine weighing more than 55 pounds and 192 head (19.2 animal units) of swine weighing less than 55 pounds, for a total capacity of 312 head (67.2 animal units). There is no change in the permitted animal units from the previous permit.

Name and AddressLegalReceivingof ApplicantDescriptionWaterParks FarmNW/4 of Section 26Kansas RiverDarrell D. Parks& SE/4 of SectionBasin1001 E. 26th Ave.23, T10S, R08E,Manhattan, KS 66502Riley County

Kansas Permit No. A-KSRL-S006

This permit is being reissued for an existing facility with a maximum capacity of 365 head (146 animal units) of swine more than 55 pounds and 200 head (20 animal units) of swine 55 pounds or less, for a total of 166 animal units of swine. There is no change in the permitted animal units from the previous permit cycle.

Receiving Name and Address Legal of Applicant Description Water NW/4 of Section 13 Ingram Farms Feedyard Upper Republican Craig Ingram & NE/4 of Section River Basin 220 W. 1100 Road 14, T01S, R20W, Long Island, KS 67647 Phillips County

Kansas Permit No. A-URPL-B003

This permit is being reissued for an existing facility with a maximum capacity of 990 head (495 animal units) of cattle 700 pounds or less. There is no change in the permitted animal units from the previous permit cycle.

### Public Notice No. KS-Q-11-076/079

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
Cessna Aircraft Company
P.O. Box 7704
Wichita, KS 67277

Receiving
Stream
Chisholm Creek via
Gypsum Creek
Wastewater and
Noncontact
Cooling Water

Kansas Permit No. I-AR94-PO05 Federal Permit No. KS0000647

 $\label{legal Description: NE44, S1, T28S, R1E, Sedgwick County \\ Facility Name: Cessna Aircraft Company - Pawnee Facility \\$ 

Facility Location: 5800 E. Pawnee, Wichita, KS 67218

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility. Noncontact cooling water and flows from two groundwater cleanup operations are discharged under this permit. The proposed permit contains limits for trichloroethylene, cis 1,2-dichloroethylene and pH, as well as monitoring for sulfates, total phosphorus, total lead, volatile organic compounds and effluent flow. Other process wastewater and the domestic wastewater are discharged to the sanitary sewer.

Name and Address<br/>of ApplicantReceiving<br/>StreamType of<br/>DischargeFUCHS Lubricants Co.<br/>2140 S. 88th St.<br/>Kansas City, KS 66111Kansas River via<br/>Storm SewerNoncontact<br/>Cooling Water

Kansas Permit No. I-KS27-CO09 Federal Permit No. KS0086665

Legal Description: SE<sup>1</sup>/<sub>4</sub>, S30, T11S, R24E, Wyandotte County

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility. This facility blends oils and produces grease for lubricants. One water well operates continuously to supply noncontact cooling water to the facility. No chemical additives are used. Noncontact cooling water and unused well water are discharged at Outfall 001A1. Domestic wastes and stormwater treated by an oil/water separator are discharged to the city sanitary sewer. The proposed permit requires monitoring of total suspended solids, total phosphate and total recoverable lead.

Name and Address of Applicant Stream Type of Discharge
Hallmark Cards, Inc. P.O. Box 99 Unnamed Tributary Cooling Water

Lawrence, KS 66044

Kansas Permit No. I-KS31-CO06 Federal Permit No. KS0091481

Facility Location: 101 McDonald Drive, Lawrence

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility. This facility manufactures greeting cards, decorative ribbon and stickers. Operations include cutting, stamping and folding of paper stock, printing, extrusion, plastic molding and packaging. Noncontact cooling tower blowdown and stormwater runoff are discharged at Outfalls 001 and 002. Domestic waste, cafeteria waste, wastewater from washing process areas and compressor condensate run through an oil/water separator and are discharged to city sanitary sewer. Oils from oil water separators and other sources are shipped off-site. The proposed permit requires monitoring of total residual oxidant, temperature and effluent flow.

Name and Address Receiving Type of of Applicant Discharge Stream T & M Stone Quarry LLC Verdigris River via Pit Dewatering & 4930 Hwy. F Pumpkin Creek via Stormwater Bolivar, MO 65613 Unnamed Tributary Runoff Kansas Permit No. I-VE12-PO01 Federal Permit No. KS0100153

Legal Description: SE<sup>1</sup>/<sub>4</sub>, S26, T34S, R17E, Labette County

Facility Name: Coffeyville Quarry

Facility Description: The proposed action consists of issuing a new permit for discharge of wastewater from an existing facility during quarry operations. This facility is engaged in a limestone quarrying and crushing operation with no washing. Outfall 001 consists of pit drainage and stormwater runoff. The proposed permit contains generic water-quality language to protect waters of the state.

### Public Notice No. KS-EG-11-016

In accordance with K.A.R. 28-45-2a through K.A.R. 28-45-30, draft permits have been prepared for the construction and operation of two brine ponds associated with the operation of underground hydrocarbon storage wells in the state of Kansas:

# Name and Address of Applicant

Mid-Continent Fractionation and Storage, LLC One Williams Center Tulsa, OK 74172

# **Brine Pond Number** and Permit Number

Brine Pond No. 4, KS-BP-008-004

Brine Pond No. 5, KS-BP-008-005

#### Type of Brine Pond

Brine pond for underground hydrocarbon storage operation

#### Location

SW<sup>1</sup>/<sub>4</sub> Section 26, T19S, R7W, Rice County SW<sup>1</sup>/<sub>4</sub> Section 26, T19S, R7W, Rice County

Facility Description: The proposed action is to issue permits for new brine ponds associated with the operation of underground hydrocarbon storage wells at an existing facility. The brine ponds will store brine to be used in the solutioning of caverns and the displacement of hydrocarbon during cavern operations. The draft permits include general conditions for construction, monitoring, reporting and operation of the brine ponds. The draft permits require design and construction plans, financial assurance for brine pond closure, and a groundwater monitoring plan for the protection of public health and the environment. The permit requirements are pursuant to the Kansas Underground Hydrocarbon Storage Wells and Associated Brine Ponds regulations, K.A.R. 28-45-2a through K.A.R. 28-45-30.

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 October 29 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-11-184/195, KS-Q-11-076/079, KS-EG-11-016) 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

### State of Kansas

### Office of the Governor

### Executive Order 11-34 for <u>Local</u> 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 11th day of September, 2011, I declared a state of local emergency for Wyandotte County, as a result of a train derailment near the 18th Street Terminal on the Union Pacific Railroad line in Kansas City; 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 exists 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 reg-

- ulations governing the Transportation of Hazardous Materials as provided 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
- The registration and fuel tax permits as enforced by the Kansas Department of Revenue are temporarily suspended; and
- 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. 11-34 and shall become effective immediately.

Dated September 21, 2011.

Sam Brownback Governor

Doc. No. 039836

### State of Kansas

### Office of the Governor

### Executive Order 11-35 for <u>Local</u> 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 17th day of September, 2011, I declared a state of local emergency for Wyandotte County, as a result of a train derailment in the Argentine Rail Yard on the Burlington Northern Santa Fe Railroad line in Kansas City; and,

WHÉREAS, 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 exists 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 abovelisted 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:

- This declaration only applies to motor carriers responding to with equipment dedicated to resetting the derailed cars for Burlington Northern Santa Fe 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
- 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 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. 11-35 and shall become effective immediately.

Dated September 22, 2011.

Sam Brownback Governor

(Published in the Kansas Register September 29, 2011.)

### Summary Notice of Bond Sale Johnson County, Kansas \$17,260,000\* Internal Improvement Bonds Series 2011A

# (General obligations payable from unlimited advalorem taxes)

### Sealed and Electronic Bids

Subject to the complete Notice of Bond Sale, sealed bids for the bonds, submitted in sealed envelopes and marked "Series 2011A Bond Bid," will be received by the undersigned budget director, Office of Budget and Financial Planning of Johnson County, Kansas, at the Johnson County Administration Building, 111 S. Cherry, Suite 2300, Olathe, KS 66061-3441, until 10 a.m. Thursday, October 13, 2011, for the purchase of all of the county's \$17,260,000\* principal amount of Internal Improvement Bonds, Series 2011A, as hereinafter described. Electronic bids for the purchase of all of the bonds will only be accepted through PARITY electronic bid submission system. Each bidder shall be solely responsible for making the necessary arrangements to access PARITY for the purpose of submitting its electronic bid in a timely manner and in compliance with the requirements of the complete Notice of Bond Sale. If any provisions in this Summary Notice of Bond Sale conflict with information provided by PARITY, this Summary Notice of Bond Sale will control. Further information about PARITY, including any fee charged and registration requirements, may be obtained from i-Deal, LLC, 1359 Broadway, 2nd Floor, New York, NY 10018, Customer Support, (212) 849-5000. The county assumes no responsibility or liability for bids submitted through PARITY. The county is using the services of PARITY solely as a communication mechanism to conduct the electronic bidding for the bonds. PARITY is not an agent of the county.

All bids will be publicly opened on the date and at the time set forth above and acted upon by the Board of County Commissioners of Johnson County, Kansas, at 1:30 p.m., or soon thereafter as practicable, on said sale date. No oral, telephone, telefax or auction bids will be considered. Bids for the bonds shall not be less than \$17,260,000\*, plus accrued interest on the total principal amount of the bonds to the date of delivery.

### **Bond Details**

The bonds will be in book-entry form only. The bonds will be issued in the denomination of \$5,000 or any integral multiple thereof, will be dated the date of delivery, will be issued in the principal amount of \$17,260,000\* and will become due serially on September 1 in each of the years as follows:

### Maturity Schedule\*

Maturity September 1	Principal Amount
2013	\$ 755,000
2014	755,000
2015	770,000
2016	775,000
2017	790,000

2018	805,000
2019	825,000
2020	845,000
2021	860,000
2022	880,000
2023	905,000
2024	930,000
2025	955,000
2026	985,000
2027	1,015,000
2028	1,045,000
2029	1,080,000
2030	1,120,000
2031	1,165,000

Bids for the bonds may contain a maturity schedule providing for a combination of serial bonds and term bonds. All term bonds shall be subject to mandatory sinking fund redemption and must conform to the maturity schedule set forth above at a price of par plus accrued interest to the date of redemption.

The bonds will bear interest from their date at the rates to be determined when the bonds are sold as hereinafter provided, payable semiannually on March 1 and September 1 in each year, commencing September 1, 2012.

### **Delivery and Payment**

The bonds will be delivered to the successful bidder properly prepared, executed and registered without cost within approximately 30 days after the date of their sale in New York, New York.

### **Good Faith Deposit**

A good faith deposit in the form of a certified or cashier's check drawn on a bank located in the United States, financial surety bond or the wire transfer of same-day funds in accordance with the requirements set forth in the Notice of Bond Sale in the amount of \$345,200 must be furnished at or prior to the time of sale by each bidder.

#### Costs

The county will pay the cost of printing the bonds and the expense of all legal services, including the opinion of Kutak Rock LLP, bond counsel, approving the legality of the bonds and the exclusion of the interest thereon (with specified minor exceptions) from federal and Kansas gross income taxes.

### Assessed Valuation and Indebtedness

The equalized assessed tangible valuation of the taxable tangible property within the county for computation of bonded debt limitations as of December 31, 2010, is \$8,311,417,635. The total general obligation bonded indebtedness of the county as of the date of the bonds, including the bonds being sold, is \$241,220,000.

### **Additional Information**

A complete Notice of Bond Sale for the bonds, Official Statement and bid forms approved by the county will be mailed to all interested parties. Bidders may be required to be qualified in a manner established by the county before submitting a bid. Additional information regarding the bonds may be obtained from the financial advisor, Springsted Incorporated, at (651) 223-3000, or Scott A. Neufeld, the county's budget director, at (913) 715-0605.

Arrangements may be made with the financial advisor to deliver a sealed bid for the bonds to the county.

Johnson County, Kansas By: Scott A. Neufeld, Budget Director Johnson County Budget and Financial Planning Johnson County Administration Building 111 S. Cherry, Suite 2300 Olathe, KS 66061-3441

\*Preliminary; subject to change.

Doc. No. 039839

(Published in the Kansas Register September 29, 2011.)

Summary Notice of Bond Sale
City of Coffeyville, Kansas
\$6,380,000\*
General Obligation Bonds, Series 2011-A
(General obligation bonds payable from unlimited ad valorem taxes)

### **Bids**

Subject to the Notice of Bond Sale dated September 27, 2011, written and electronic bids will be received on behalf of the director of finance of the city of Coffeyville, Kansas (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 1 p.m. October 11, 2011, for the purchase of the above-referenced bonds. No bid of less than 99.5 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

#### **Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated November 1, 2011, and will become due on November 1 in the years as follows:

	Principal
Year	Amount*
2012	\$350,000
2013	350,000
2014	350,000
2015	350,000
2016	360,000
2017	370,000
2018	370,000
2019	380,000
2020	380,000
2021	390,000
2022	395,000
2023	405,000
2024	240,000
2025	245,000
2026	230,000
2027	235,000
2028	240,000
2029	250,000
2030	255,000
2031	235,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on May 1 and November 1 in each year, beginning May 1, 2012.

## **Book-Entry-Only System**

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

### Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

### **Good Faith Deposit**

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States, a qualified financial surety bond or a wire transfer in Federal Reserve funds immediately available for use by the issuer in the amount of \$127,600.

### **Delivery**

The issuer will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about November 1, 2011, to DTC for the account of the successful bidder.

### Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2011 is \$114,377,118. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$18,620,000.

### **Approval of Bonds**

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

### **Additional Information**

Additional information regarding the bonds may be obtained from the financial advisor at the address set forth below:

### Written Bid and Good Faith Deposit Delivery Address:

102 W. 7th, P.O. Box 1629 Coffeyville, KS 67337 (620) 252-6103 Fax (620) 252-6175

Email: srichardson@coffeyville.com

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

Stifel, Nicolaus & Company, Inc. 301 N. Main, Suite 800 Wichita, KS 67202 Attn: Patricia A. Hinojos (316) 337-8498 Fax (316) 337-8492 Email: hinojosp@stifel.com

Dated September 27, 2011.

Stephanie Richardson Director of Finance City of Coffeyville, Kansas

\*Subject to change; see Notice of Bond Sale.

# Department of Revenue Division of Property Valuation

**Directive #11-043** 

To: County Appraisers
Subject: View and Inspection Requirements
(This Directive Supersedes Directive #07-042)

This directive is adopted pursuant to the provisions of K.S.A. 79-505, and shall take effect and be in force from and after its publication in the Kansas Register. A question has arisen whether recent, digital imaging tools and remote sensing technology can be used to replace routine, cyclical field inspections of real property performed for ad valorem tax purposes.

Field inspections are performed by county appraisers for primarily three purposes: (1) Six (6) year property characteristic reinspections; (2) discovery (locating and accounting for all real property in the county on an annual basis); and (3) final review performed for valuation purposes. See the relevant statutes below.

### Relevant Statutes:

- (1) Every parcel of real property shall be actually viewed and inspected by the county or district appraiser once every six years. (K.S.A. 79-1476).
- (2) The county appraiser shall list and appraise all real property in the county on an annual basis. (K.S.A. 79-1455). When real property subject to taxation has been omitted from the tax rolls, such property shall immediately be listed on the tax roll for the current year, and up to two prior years. (K.S.A. 79-1475).
- (3) The county appraiser shall determine the fair market value of each parcel of real property as of January 1 each year from an actual view and inspection of the property. (K.S.A. 79-501, 79-503a).
- (4) The county appraiser shall not increase the valuation of real property unless the record of the latest physical inspection is reviewed and documentation exists to support the increase in compliance with the Directives and Specifications of the Director of Property Valuation. (K.S.A. 79-1460 (a)).
- (5) The county appraiser shall prepare and maintain an annual appraisal record for each parcel of real property and every improvement thereon, including the location, measurements, descriptors and other information necessary to accurately value and assess it for ad valorem tax purposes. (See K.S.A. 79-1459(b) and (c) for a more complete list of requirements).

### Analysis:

Laws currently in effect were written at a time when it was not possible to measure or adequately review property characteristics without an on-site, physical inspection or "field" inspection. New developments in technology provide opportunities for efficiency and greater uniformity and accuracy; however, certain elements of their use also pose risks. At this time, the decision of whether to allow a county to utilize digital imaging tools and remote sensing technology in place of certain field inspections shall be made on a case-by-case basis. Once the technology and business rules are sufficiently developed to allow

incorporation into the annual Maintenance Specifications, the approval process required by this Directive will become obsolete. In the meantime, the following guidelines shall apply.

### Guidelines:

- (1) The Maintenance Specifications currently allow a county appraiser to utilize still or video images to meet certain requirements of a final review. See Maintenance Specifications Section 16.7, Final Review. Any request to deviate from the Maintenance Specifications must be submitted in advance by the county for the Director's approval. See also Directive No. 92-003.
- (2) The Maintenance Specifications currently allow a county to augment the six (6)-year reinspection process using digital image data, but only *in addition to* an on-site physical inspection. Furthermore, alternative reinspection methods for measurement and property characteristic verification must be approved by the Director. *See* Maintenance Specifications Section 12.1.1., Re-inspections. Therefore, the county appraiser shall submit a request for approval of any plan to utilize digital image tools and remote sensing technology *in lieu of* an on-site field inspection. For counties that are not in substantial compliance, the request must also show that the implementation of the new procedures will not adversely impact the county's plan to regain compliance.
- (3) If the county plans to utilize rectified orthophotos for discovery purposes, images shall have a minimum 6" pixel resolution in urban/suburban and 12" resolution in rural areas. The images shall be updated at least every two years in rapid growth areas, or every six (6) years in slow growth areas. Such images may be used for change detection, but are not sufficient by themselves to replace a physical reinspection or verify building wall measurements.
- (4) If the county plans to utilize low-level oblique images for the six (6)-year reinspection cycle and wall measurement verification, each parcel shall require a view from the four cardinal directions (N, E, S, W), and a minimum 6" pixel resolution in urban/suburban & 12" pixel resolution in rural areas. The images shall be updated at least once every six (6) years.
- (5) If the county intends to utilize street-view images for verification of construction quality and physical condition, sub-inch pixel resolution will be required. The images of every improved parcel of property in the county shall be updated at least once every six (6) years.
- (6) The implementation plan shall clearly identify the on-site physical field inspection activities the county intends to replace with this technology and shall include 1) specifications for the image products and software to be utilized; 2) a completion schedule, workflow plan and post-implementation business rules for the new technology; and 3) a copy of the contract or proposed contract for software and/or services.

(7) If the county is proposing to utilize oblique image technology for a quality control review of wall measurements data, the integrity of the software tools and imagery resolution must be confirmed. A pilot study shall be conducted by the county to independently confirm the accuracy of wall measurements obtained from the oblique imagery. The study shall examine a sample of improved properties and note any discrepancy when the true wall measurement on the property record varies from the wall measurement determined by imagery software varies by more than 2 feet or 5%. The purpose of the pilot study is to confirm that measurements obtained from the oblique imagery can be used to comply with Maintenance Specifications, Section 6.1 (data integrity of improvements) and Section 12.5 (quality control reviews of re-inspections).

Once the county appraiser has documented that measurements obtained through use of this technology is at least as reliable as tape measurement data collected during an on-site, physical field inspection, the new method may be adopted to perform quality control reviews.

- (8) When the county's plan is implemented, each property record shall indicate the type of field inspection (physical review or remote sensing) performed.
- (9) The county appraiser shall continue to perform an on-site inspection and annual physical field check in order to:
  - · List new construction or improvements on a par-
  - Review demolition on a parcel or catastrophic damage in a neighborhood.
  - Verify the property characteristics of improved property involved in a valid sale transfer.
  - · Examine any improved property with unclear, distorted or obstructed imagery.
  - Inspect any property requiring a valuation appeal decision based upon the property characteristics.
  - Evaluate neighborhood condition, desirability, trend, conformity, amenities and factors that influence value.
- (10) The use of digital image tools and remote sensing technology to perform certain field inspections does not supplant the county appraiser's duty to monitor interior property characteristics and property uses by means of building permits, interviews or questionnaires. See, e.g., Maintenance Specifications, Sections 7.1 and 7.4 (residential property); 8.6.1 and 9.4.1 (tenants); 12.3 (land devoted to agricultural use); 12.2.4 (re-verification); and 12.4.1 (records).

Approved September 19, 2011.

David N. Harper Acting Director of Property Valuation

Doc. No. 039829

State of Kansas

## Department of Revenue **Division of Property Valuation**

Directive #11-044

To: County Appraisers Subject: Land Based Classification Standards (LBCS) Function Codes (This Directive Supersedes Directive #92-007)

This directive is adopted pursuant to the provisions of K.S.A 79-505, and shall take effect and be in full force from and after its publication in the Kansas Register. When a county completes the migration from the KSCAMA to the Orion computer assisted mass appraisal system the Land Use Codes will be replaced by the Land Based Classification Standard (LBCS) Function Codes and this directive will supersede directive #92-007. The county appraiser shall utilize the attached list of LBCS Function Codes to describe the current and predominate economic function of each parcel of real property. The Director may update the list of LBCS Function Codes as necessary without re-issuing this directive. If a parcel of property is not in use on January 1st of the tax year, the LBCS Function Code shall represent the most recent use, intended use, or highest and best use of the parcel. The designated position of this data field in the Orion computer assisted mass appraisal system is the Appraisal tab, Property Information section.

No changes, alterations, or additions to the LBCS Function Codes can be made by the county. Modification requests shall be submitted to the Director in writing. Any modifications approved by the Director shall be distributed to all counties through a revised set of pages for the following Orion documents:

- Land Use Codes Mapped to LBCS Function Codes
- Residential Data Collection Manual
- Commercial Data Collection Manual

Function Code	Description
1101	Single-family residence (detached)
1102	Duplex
1103	Triplex
1104	Fourplex
1105	Townhouse unit or attached living unit in a
	multifamily structure [condo]
1120	Multiple dwelling parcel
1150	Apartment unit [e.g. single family condo unit]
1155	Residential common area & support facilities
1160	Manufactured home site
1161	Manufactured home site in a park or community
1165	Manufactured home park
1170	Garden apartment complex (1-3 stories)
1171	Federally subsidized apartment complex
1172	Low-rise (walk-up) apartment
1175	Mid-Rise apartment (4-7 stories)
1176	High-rise apartment (8+ stories)
1179	Single room occupancy housing (converted motel,
	hotel)
1180	Dwelling converted to apartments
1190	Temporary residential use (tent, travel trailer, portable shelter)
1199	Accessory residential support use (garage, shed)

1210	Retirement housing	2335	Consumer goods rental
1220	Congregate living facility	2401	General office buildings (1-4 stories)
1230	Assisted-living facility	2402	General office buildings (5+ stories)
1240	Life care or continuing care services	2403	Strip office center
1250	Skilled-nursing services	2404	Office unit (within a structure) [condo]
1310	Bed and breakfast inn	2405	Office/retail common area and facilities
1320	Rooming and boarding house	2418	Veterinary office/clinic
1330	Hotel/motel	2510	Full-service restaurant
1331	Hotel/motel with restaurant	2520	Cafeteria/limited service restaurant
1332	Hotel - high-rise (5+ stories)	2521	Drive-in restaurant
1340	Casino hotel	2522	Fast food restaurant
1342	Resort/dude ranch	2530	Snack/nonalcoholic bar
1344	Health spa	2540	Bar/tavern/lounge
2000	General sales or services (not elsewhere classified)	2541	Night club/dinner theater
2101	Downtown row store	2560	Caterer/commissary
2102	Retail store	2650	Parking lot (uncovered)
2103	Retail unit (within a structure) [condo]	2660	Parking garage (covered)
2103		2721	
	Convenience retail center		Animal shelter/pound
2105	Strip store center	2722	Kennel/boarding services
2106	Neighborhood shopping center	2800	Retail/office/apartment combination
2107	Community shopping center	3110	Food and beverage mfg.
2108	Regional shopping center	3111	Meat products mfg.
2109	Super regional shopping center	3112	Dairy products mfg.
2111	Automobile/light truck/RV dealership	3113	Grain milling products mfg.
2112	Mobile home/manufactured housing dealership	3114	Bakery products mfg.
2113	Motorcycle/ATV dealer	3115	Beverage products mfg.
2114	Boat/marine craft dealer	3120	Tobacco products mfg.
2116	Auto service station (full service with garage bays)	3130	Textile (mill products) mfg.
2117		3131	
2117	Self-service gas station (may have convenience food		Clothing mfg.
0110	mart)	3140	Leather and allied products mfg.
2118	Car lot/used car dealership	3210	Wood products mfg.
2121	Furniture/home furnishings center	3215	Sawmill
2122	Hardware/home improvement center	3216	Millwork/veneer/plywood mfg.
2123	Lawn and garden supply/feed store	3221	Paper manufacturing
2124	Department store/warehouse club/superstore	3222	Paperboard/cardboard/box mfg.
2125	Big box store (electronics/appliances)	3230	Furniture and related products mfg.
2126	Lumberyard/building materials store	3311	Petroleum refining
2128	Discount store	3312	Paving and roofing materials mfg.
2130	Durable consumer goods sales and services	3321	Rubber products mfg.
2151	Grocery store/supermarket	3322	Paint/varnish/lacquer mfg.
2152	Convenience store	3323	
2153			Drug/pharmaceutical mfg.
	Specialty food/health food store	3324	Plastic mfg.
2154	Fruit and vegetable market	3325	Industrial chemical mfg.
2161	Pharmacy/drug store	3331	Flat glass mfg.
2170	Automotive specialized services	3332	Glass and glassware products mfg.
2171	Automatic car wash	3333	Cement mfg.
2172	Self-service car wash	3334	Gypsum/plaster/concrete products mfg.
2174	Automobile service center	3335	Cut stone and stone products mfg.
2175	Service garage/paint shop/detailing	3340	Primary metal mfg.
2176	Quick lube shop	3341	Steel and iron foundries
2180	Specialized retail center	3342	Steel fabrication
2181	Fashion/specialty shopping center (high-end, fashion-	3350	Machinery mfg.
2101	oriented stores)		
2102		3351	Automobile/truck manufacturing
2182	Power center (category-dominated anchors with few	3352	Aircraft manufacturing
2102	small tenants)	3353	Instrument/high-technology manufacturing
2183	Theme or festival shopping center (leisure, tourist-	3360	Electrical equipment/appliance/components
	oriented, restaurants)		manufacturing
2184	Outlet or discount shopping center (manufacturer	3370	Heavy transportation equipment mfg. (railroad/
	outlet stores)		pipeline)
2210	Bank/savings institution	3400	Miscellaneous manufacturing
2211	Branch bank (drive up facility)	3519	Salvage yard/recycle center
2212	Bank/ATM kiosk or remote facility	3610	Warehouse distribution/storage facility
2321	Mini-storage warehouse/self-storage		
2331		3620	Warehouse office strip/complex
	Car rental agency	3630	Warehouse-retail combination
2332	Tractor/heavy trucks/trailer, dealership/leasing	3640	Warehouse-office combination
2333	Recreational goods rental	3660	Cold storage warehouse
2334	Leasing commercial/industrial machinery and	3670	Transit warehouse/truck terminal
	equipment		(continued)

4000	Transportation/communication/information/utilities	5310	Amusement or theme park
4110	Air transportation	5315	Fairground
4111	Air passenger transportation	5320	Games arcade
4112	Air freight transportation	5330	Casino or gambling establishment
4113	Airport and support facilities	5340	Miniature golf course
4114	Aircraft and accessories	5341	Family sports/recreation center
4115	Other air transportation (sailplane, blimp, balloon,	5350	Ski slope/alpine sports
	etc.)	5360	Marina/yacht club
4120	Rail transportation	5371	Gymnasium
4130	Road/ground passenger/transit transportation	5372	Fitness center/racquetball club
4133	Local transit systems-bus/special needs/other motor	5373	Tennis club
	vehicles	5374	Golf course
4134	Interurban/charter bus & similar operations	5375	Country club golf course
4135	School & employee bus transportation	5376	Driving range
4136	Special purpose transit transportation (including	5377	Playground
	scenic, sightseeing, etc.)	5378	Swimming pool
4137	Taxi/limousine service	5379	Sports complex/arena/playing fields
4138	Towing/other road and ground services	5381	Bowling alley
4139	Private street/road	5382	Pool hall
4140	Truck and freight transportation services	5390	Skating rink/ice rink
4152	Marine/barge freight transportation	5410	Travel trailer park
4170	Postal services	5420	Camp ground/camping park
4180	Pipeline transportation	5430	Fishing/hunting camp
4213	Periodical publishing/printing	5510	General recreation park
4214	Newspaper publishing/printing	5520	Ornamental park
4215	Commercial printing	6000	Education/public administration/health care and
		0000	
4220	Motion pictures & sound recording		other institutions
4231	Radio and television broadcasting	6110	Nursery/kindergarten/preschool
4232	Cable networks & distribution	6121	Elementary
4233	Wireless telecommunications	6122	Middle (junior high school)
4234	Telephone communication	6123	Senior (high school)
4235	Telegraph communication	6124	Continuance
4236	Radio station	6125	Alternate education services
4237	TV studio/station	6126	Adult education services
4238	Transmitter/antenna facility	6131	Junior college
4240	Information services and data processing	6132	University
4242	Libraries and archives	6133	Specialized college/school
4310	Electric power generation	6140	Technical/trade/specialty school
4312	Electric power generation - fossil	6144	Driving school
4313	Electric power generation - nuclear	6145	Dance/fine/performing arts education
4314	Electric power generation - alternative energy	6146	Flight training school
4321	Natural gas utility	6147	Sports/athletic training school
4331	Drinking water purification/distribution	6210	Government offices (legislative and executive
4332	Irrigation/industrial water supply		functions)
4333	Air conditioning and steam generation	6221	Court/judicial offices
4341	Hazardous waste collection	6222	Correctional institutions/jail/prison
4342	Hazardous waste treatment & disposal	6300	Other government functions
4343	Solid waste collection	6310	Military/national security base or reservation
4344	Solid waste combustor/incinerator	6320	
			Space research/technology center
4345	Solid waste disposal/landfill	6400	Public safety
4346	Waste treatment and disposal	6410	Fire and rescue
4347	Septic tank & related services	6420	Police station/law enforcement center
5000	Arts/entertainment/recreational	6430	Emergency response center
5111	Motion picture theater	6510	Ambulatory or outpatient care services
5112	Cinema complex (2 or more screens)	6511	Medical/dental office/clinic
5113	Drive-in theater	6513	Medical/diagnostic lab
5114	Legitimate theater	6514	Blood/organ bank
5115	Amphitheater	6530	Hospital
5116		6531	
5130	Auditorium/concert hall/performing arts center	6560	Surgical clinic
	Racetrack		Social assistance/services/welfare/charitable services
5210	Museum/science & technology center	6561	Child and youth services
5211	Art gallery	6562	Child day care/learning center
5212	Living history museum	6563	Community food bank
5220	Historical or archeological institution	6564	Emergency relief services
5230	Zoo/botanical garden/aquarium	6570	Charitable Institution
5232	Zoo/animal park	6610	Church/place of worship
5234	Botanical garden/arboretum	6620	Parochial school
5236	Aquarium/marine science center	6630	Religious living quarters
	1	0000	0-0-10-1-10-1

6640	Religious administrative headquarters
6710	Funeral home/mortuary
6720	Cemetery/cremation services
6800	Professional associations/nonprofit organizations
6810	Union hall/labor and political organization
6820	Business associations/professional membership
	organizations
6831	Civic club
6832	Fraternal institution
6833	Social club
7100	Building/development/general contracting
7300 7400	Special trade contractor Heavy construction contractor
8000	Mining and extraction operations
8110	Natural gas/helium extraction
8120	Crude oil extraction
8190	Severed subsurface mineral interest
8191	Non-severed mineral right
8200	Metal mining (iron, copper, etc.)
8300	Coal mining
8400	Nonmetallic mining (salt, gypsum, etc.)
8500	Quarrying and stone cutting establishment
8510	Sand pit
8590	Lake/pond
9010	Farming/ranch land (no improvements)
9020 9050	Farming/ranching operation (with residential
9030	Farming/ranching operation (with residential improvements)
9130	Fruits/trees
9141	Food crops grown under cover
9142	Nursery/tree production
9143	Floriculture production
9201	Support structures for farming/ranching operations
9220	Spraying/crop dusting and other related services
9230	Crop harvesting & post harvest crop activities
	(including drying, storage, etc.)
9231	Grain storage elevator
9235	Farm implement dealer
9240	Cotton ginning/grist milling
9312	Cattle feedlot
9313	Stockyard Cattle confinement
9314 9320	Cattle confinement Dairy cattle and milk production
9330	Hog & pig farm confinement
9340	Poultry & egg production/hatchery
9360	Fish hatchery/fishery/aquaculture
9371	Apiculture (bees, wax and related operations)
9373	Fur bearing animal production
9410	Logging
9420	Forest nursery
9430	Support functions for forestry
9520	Game retreat/wildlife reserve/fishing preserve
9900	Unused/undeveloped
9901	Tribal lands/Indian reservation
9910	Residential highest and best use
9911 9920	Multi-family highest and best use Industrial highest and best use
9940	Transportation/utility/communication highest and
// 10	best use
9950	Commercial highest and best use
9965	Institutional highest and best use
9970	Recreational/cultural/entertainment highest and best
	use
9980	Resource extraction/mining highest and best use
9999	Unclassified
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Approved September 19, 2011.

Doc. No. 039830

David N. Harper Acting Director of Property Valuation State of Kansas

## **Board of Emergency Medical Services**

# Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted from 3 to 5 p.m. Wednesday, November 30, in Room 106 of the Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of proposed new administrative rules and regulations.

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 Joseph House, Deputy Director, Kansas Board of Emergency Medical Services, Room 1031, 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 presentations to five minutes or other specified amount of time.

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 Ann Stevenson at (785) 296-7296. The board does not have a TTY phone number or device. Hearing impaired individuals may contact the Kansas Relay Center at 1-800-766-3777 for further assistance. Van-accessible handicapped parking is located on Jackson Street, just south of 9th Street directly across the street from the building's north/public entrance. 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 the proposed regulations and their economic impact follows:

K.A.R. 109-3-3. Emergency medical responder; authorized activities. This regulation further clarifies the authorized activities and medications of the emergency medical responder as specified in K.S.A. 65-6144.

K.A.R. 109-3-4. Emergency medical technician; authorized activities. This regulation further clarifies the authorized activities and medications of the emergency medical technician as specified in K.S.A. 65-6121.

K.A.R. 109-3-5. Advanced emergency medical technician; authorized activities. This regulation further clarifies the authorized activities and medications of the advanced emergency medical technician as specified in K.S.A. 65-6120.

Copies of the proposed regulations and the economic impact statements may be obtained from the Board of Emergency Medical Services at the contact information above.

Steven Sutton Executive Director

# Department of Health and Environment

Permanent Administrative Regulations

# Article 38.—LICENSURE OF ADULT CARE HOME ADMINISTRATORS

**28-38-18.** Licensing examinations. (a) Each candidate for licensure as an adult care home administrator shall be required to pass a national examination and a state law examination for adult care home administration approved by the board. Each candidate shall take the national test within 12 months of completing an administrator-in-training practicum unless for good cause the board grants an extension.

- (b) Each candidate for licensure shall pay the required examination fee for the national examination directly to the testing agency. An examination fee shall be required each time a candidate takes the national examination.
- (c) The minimum passing scaled score for the national examination shall be 113. The minimum passing raw score for the state law examination shall be 75 percent.
- (d) Each candidate for licensure who has been disqualified for failing the national examination shall be given written notification by the board of the disqualification and the reason or reasons for failing, including a breakdown of the subject areas passed and failed.
- (e) A candidate who has failed three national examinations shall not submit a new application for examination until the candidate has received board approval for a course of additional education or training, or both, signed by the candidate, the preceptor, and the candidate's practicum coordinator and has completed the approved course of additional education or training, or both. The course of additional education or training, or both, shall include an additional 40 hours of administrator-in-training instruction in each of the "domains of practice," as defined in K.A.R. 28-38-29, for which the candidate received a raw score below 75 percent on the national examination.
- (f) Each candidate who completes the required 40 hours of additional administrator-in-training education or training, or both, in each of the domains of practice for which the candidate received a raw score below 75 percent on the national examination shall be eligible to submit a new application for the national examination. If the candidate fails the fourth attempt, the candidate shall remain eligible to submit an application for a fifth attempt to pass the national examination.
- (g) A candidate who has failed five national examinations shall not submit a new application for examination until the candidate has completed a second 480-hour administrator-in-training practicum that is conducted by an accredited college or university or an equivalent educational training practicum, as specified in K.A.R. 28-38-19(a)(2).
- (h) Each candidate who has completed a second 480-hour administrator-in-training practicum shall be given three additional attempts to pass the national examina-

- tion. A candidate who has failed three national examinations after completing a second 480-hour administrator-in-training practicum shall not be allowed to submit an additional application for examination.
- (i) Each candidate shall be given a period of 36 months from the date the candidate completed an initial administrator-in-training practicum or a second practicum under subsection (g) to take and pass the national test.
- (j) Any candidate who fails the state examination may retake the state law examination until the candidate passes this examination.
- (k) The national association of long term care administrator boards (NAB) examination shall be the approved national examination for licensure. (Authorized by K.S.A. 2010 Supp. 65-3503; implementing K.S.A. 2010 Supp. 65-3503 and 65-3504; effective May 1, 1981; amended July 1, 1981; amended, E-82-12, June 17, 1981; amended May 1, 1982; amended Sept. 24, 1990; amended May 10, 1993; amended July 14, 2000; amended Jan. 17, 2003; amended Oct. 3, 2003; amended Dec. 5, 2008; amended Oct. 14, 2011.)

### **Article 39.—LICENSURE OF ADULT CARE HOMES**

**28-39-169a.** Medication aide. (a) Each medication aide candidate shall be either a nurse aide who has been issued a certificate by the secretary or a qualified mental retardation professional as defined in 42 C.F.R. 483.430(a), revised October 1, 2010 and hereby adopted by reference, and shall meet the following requirements:

- (1) Has completed a course in medication administration approved by the secretary; and
  - (2) has passed a state test as approved by the secretary.
- (b) Each person who has met one of the following requirements shall be eligible to enroll in a medication aide course:
- (1) Is a nurse aide who has a Kansas nurse aide certificate and who has been screened and tested for reading comprehension at an eighth-grade level; or
- (2) is a qualified mental retardation professional employed by an intermediate care facility for the mentally retarded.
- (c) A qualified mental retardation professional who is not a nurse aide, who has completed a course in medication administration as approved by the secretary, and who has passed the state test shall be allowed to administer medications only to residents in an intermediate care facility for the mentally retarded.
- (d) (1) Each medication aide course shall meet the following requirements:
- (A) Consist of a minimum of 75 total hours, which shall include a minimum of 25 hours of clinical instruction;
- (B) be prepared and administered in accordance with the guidelines prescribed by the secretary and follow the content outlined in the "Kansas certified medication aide curriculum" and appendices, dated February 2011, and the "Kansas certified medication aide sponsor and instructor manual," pages 2 through 21, dated February 2011, which are hereby adopted by reference; and
  - (C) be sponsored by one of the following:
- (i) A postsecondary school under the jurisdiction of the state board of regents;

- (ii) a state-operated institution for the mentally retarded; or
- (iii) a professional health care association approved by the secretary.
- (2) No correspondence course shall be approved as a medication aide course.
- (3) Distance-learning and computer-based educational offerings shall be required to meet the requirements specified in this subsection.
- (e) Each medication aide course instructor shall meet the following requirements:
- (1) Each person who intends to be a course instructor shall submit an instructor approval application form to the secretary at least three weeks before offering an initial course and shall be required to receive approval as an instructor before the first day of an initial course.
- (2) Each instructor shall be a registered nurse with a current Kansas license and two years of clinical experience as a registered nurse. Any Kansas-licensed pharmacist actively working in the pharmacy field may conduct part of the training under the supervision of an approved instructor.
- (f) Each course sponsor and course instructor shall be responsible for ensuring that the following requirements are met:
- (1) Only persons who meet the qualifications specified in subsection (b) shall be eligible to take the course.
- (2) Each trainee shall be screened and tested for comprehension of the written English language at an eighthgrade reading level before enrolling in the course.
- (3) The course shall be prepared and administered in accordance with the guidelines and follow the content in the "Kansas certified medication aide curriculum" and the "Kansas certified medication aide sponsor and instructor manual," as adopted in subsection (d).
- (4) The clinical instruction and skills performance involving the administering of medications shall be under the direct supervision of the course instructor.
- (5) During the clinical instruction and skills performance, the course instructor shall perform no other duties than the provision of direct supervision to the trainees.
- (g) Any course instructor or course sponsor who does not fulfill the requirements of this regulation may be subject to withdrawal of approval to serve as a course instructor or a course sponsor.
- (h) Any person whose education or training has been deemed equivalent to the medication aide course by an approved sponsor as specified in paragraph (d)(1)(C) may apply to take the state test to become certified as a medication aide. Before requesting a determination of equivalency for a person's education or training, that person shall be a Kansas-certified nurse aide and shall meet one of the following conditions:
- (1) The person is currently credentialed to administer medications in another state. The secretary or the designated agent shall evaluate that state's credentialed training for equivalency in content and skills level to the requirements for certification as a medication aide in Kansas.
- (2) The person is currently enrolled in an accredited practical nursing or professional nursing program and

- has completed a course of study in pharmacology with a grade of C or better.
- (3) The person is currently licensed in Kansas or another state, or has been licensed within 24 months from the date of application, as a licensed mental health technician, and there are no pending or current disciplinary actions against the individual's license.
- (4) The person has been licensed in Kansas or another state, within 24 months from the date of application, as a licensed practical nurse whose license is inactive or a registered nurse whose license is inactive, and there are no pending or current disciplinary actions against the individual's license. (Authorized by K.S.A. 75-5625; implementing K.S.A. 65-1,120 and K.S.A. 2010 Supp. 65-1124; effective Dec. 29, 2003; amended Oct. 14, 2011.)
- **28-39-169b.** State medication aide test. (a) The state test shall be administered by the secretary or the designated agent and in accordance with guidelines prescribed by the secretary as outlined in the "certified medication aide test manual" on pages 24 through 31 of the "Kansas certified medication aide sponsor and instructor manual," dated February 2011. These pages are hereby adopted by reference.
- (1) Each person who has completed the medication aide course as specified in K.A.R. 28-39-169a shall have a maximum of two attempts to pass the state test within 12 months after the first day of the course. If the person does not pass the test within this 12-month period, the course shall be retaken. Each time the person successfully completes the course, the person shall have two attempts to pass the state test within 12 months after the first day of the course. The number of times a person may retake the course shall be unlimited.
- (2) Each person who is a Kansas-certified nurse aide and whose training has been deemed equivalent to the Kansas medication aide course shall have a maximum of one attempt to pass the test within 12 months after the date the equivalency is approved. If the person does not pass the test within this 12-month period, the person shall be required to take the medication aide course.
- (3) There shall be three different forms of the state test. The different forms of the test shall be used on an alternating basis. Each of the three forms shall be comprised of 85 multiple-choice questions. The passing score for each of the three forms of the test shall be 65 or higher.
- (4) Only persons who have met the requirements specified in K.A.R. 28-39-169a(a)(1) and (h) shall be eligible to take the state test.
- (5) Each person whose second language is English shall be allowed to use a bilingual dictionary while taking the state test. Limited English proficiency shall not constitute a disability with regard to accommodation. An extended testing period of up to two additional hours may be offered to persons with limited English proficiency.
- (b) Each person shall be issued a medication aide certificate by the secretary and shall be listed on a public nurse aide registry upon successful completion of the requirements specified in K.A.R. 28-39-169a(a) and (h).
- (c) The course instructor shall submit to the secretary a course roster of names, an application form, and a non-

refundable application fee of \$20.00 for each medication aide who has completed the course and passed the state test

- (d) A replacement medication aide certificate for a medication aide whose certification is current shall be issued by the secretary upon the receipt and processing of a certificate replacement form and a nonrefundable fee of \$20.00. (Authorized by K.S.A. 75-5625; implementing K.S.A. 65-1,120 and K.S.A. 2010 Supp. 65-1124; effective Dec. 29, 2003; amended Oct. 14, 2011.)
- **28-39-169e.** Medication aide continuing education. (a) Each person who has a certificate of completion for a medication aide training course as specified in K.A.R. 28-39-169a and who wishes to maintain the certificate shall complete, every two years, a program of 10 hours of continuing education approved by the secretary.
- (b) The continuing education requirement shall include one or more of the following topics:
  - (1) Classes of drugs and new drugs;
  - (2) new uses of drugs;
  - (3) methods of administering medications;
- (4) alternative treatments, including herbal drugs and their potential interaction with traditional drugs;
  - (5) safety in the administration of medications; or
  - (6) documentation.
- (c) Each program of continuing education shall be sponsored by one of the following:
- (1) A postsecondary school under the jurisdiction of the state board of regents;
  - (2) an adult care home;
  - (3) a long-term care unit of a hospital;
- (4) a state-operated institution for the mentally retarded; or
- (5) a professional health care association approved by the secretary.
- (d) Each course instructor shall be a registered nurse with a current Kansas license and two years of clinical experience as a registered nurse or a licensed practical nurse. Any Kansas-licensed pharmacist actively working in the pharmacy field may be selected to conduct part of the training under the supervision of the instructor.
- (e) Each person who intends to be a course instructor shall submit an instructor approval application form to the secretary at least three weeks before offering an initial course and shall be required to receive approval as an instructor before the first day of an initial course.
- (f) Each sponsor and course instructor of continuing education shall be responsible for ensuring that the following requirements are met:
- (1) The course shall be prepared and administered as prescribed by regulation and the "Kansas certified medication aide sponsor and instructor manual," as adopted in K.A.R. 28-39-169a.
- (2) A course approval application form shall be submitted to the secretary at least three weeks before offering a course, and course approval shall be required to be received before beginning the course.
- (3) A course roster of names, a renewal application form, and a nonrefundable renewal application fee of \$20.00 for each medication aide who has completed the course shall be submitted to the secretary.

- (4) If clinical instruction in administering medications is included in the program, each student administering medications shall be under the direct supervision of the registered nurse instructor.
- (g) Any sponsor or instructor who does not fulfill the requirements specified in subsections (d), (e), and (f) may be subject to withdrawal of approval to serve as a course instructor or a course sponsor.
- (h) College credits or vocational training may be approved by the secretary as substantially equivalent to medication aide continuing education. The instructor or nursing program coordinator shall submit a department-approved form attesting that the course content is substantially equivalent to the topics listed in paragraphs (b)(1) through (6).
- (i) Each certified medication aide shall be responsible for notifying the secretary of any change in the aide's address or name.
- (j) No correspondence course shall be approved for a medication aide continuing education course.
- (k) Distance-learning educational offerings and computer-based educational offerings shall meet the requirements specified in subsections (b), (c), (d), (e), (f), and (g).
- (l) Each medication aide certificate shall be renewed upon the department's receipt from the course instructor of the following:
- (1) Verification of the applicant's completion of 10 hours of approved continuing education;
  - (2) a renewal application form; and
  - (3) a nonrefundable renewal application fee of \$20.00.
- (m) Each medication aide certificate or renewed certificate shall be valid for two years from the date of issue.
- (n) Each applicant for renewal of certification shall have completed the required number of hours of documented and approved continuing education during each certification period immediately preceding renewal of the certificate. Approved continuing education hours completed in excess of the requirement shall not be carried over to a subsequent renewal period.
- (o) Each medication aide certificate that has been expired for three or fewer years shall be reinstated upon the department's receipt of the following:
- (1) Verification of the applicant's completion of 10 hours of approved continuing education. This continuing education shall have been completed within the three-year period following expiration of the certification;
  - (2) a renewal application form; and
  - (3) a nonrefundable renewal application fee of \$20.00.
- (p) Each lapsed certificate renewed within the threeyear period specified in subsection (o) shall be valid for two years from the date of issuance.
- (q) Each person whose medication aide certification has been expired for more than three years shall be required to retake the 75-hour medication aide course. (Authorized by K.S.A. 65-1,121 and 75-5625; implementing K.S.A. 65-1,121 and K.S.A. 2010 Supp. 65-1124; effective Dec. 29, 2003; amended Oct. 14, 2011.)

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

## **Department on Aging**

# Permanent Administrative Regulations

### **Article 42.—HOMES PLUS**

**26-42-103.** Staff development. (a) The administrator or operator of each home plus shall ensure the provision of orientation to new employees and regular inservice education for all employees to ensure that the services provided assist residents to attain and maintain their individuality, autonomy, dignity, independence, and ability to make choices in a home environment.

- (b) The topics for orientation and in-service education shall include the following:
  - (1) Fire prevention and safety;

- (2) disaster procedures;
- (3) accident prevention;
- (4) resident rights;
- (5) infection control; and
- (6) prevention of abuse, neglect, and exploitation of residents.
- (c) If the home plus admits residents with dementia, the administrator or operator shall ensure the provision of staff education, at orientation and at least annually thereafter, on the treatment and appropriate response to persons who exhibit behaviors associated with dementia. (Authorized by and implementing K.S.A. 39-932; effective Oct. 14, 2011.)

Shawn Sullivan Secretary of Aging

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new, amo	ended and revok	ced administra-	4-10-1a	New	V. 29, p. 255	5-1-4	Amended	V. 29, p. 652
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which m	ore information	can be found.	4-10-2e	Amended	V. 29, p. 255 V. 29, p. 255	5-4-1	Amended	V. 29, p. 1476
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			4-10-2k	Revoked	V. 29, p. 256	5-16-1	Amended (T)	V. 30, p. 1237
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	dministrative Regu		4-10-4f	New	V. 29, p. 256-258	5-21-4	Amended	V. 30, p. 369
	0		4-10-5a	Amended	V. 29, p. 258	5-22-4a	Amended	V. 30, p. 1025
AC	GENCY 1: DEPARTI		4-10-6	Revoked	V. 29, p. 259	5-22-4d 5-22-7	Amended	V. 30, p. 1025
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