



# Kansas Register

Kris W. Kobach, Secretary of State

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October 25, 2012

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## State of Kansas

## Children's Cabinet and Trust Fund

## Notice of Meeting

The Kansas Children's Cabinet and Trust Fund will conduct a board meeting from 9:30 a.m. to 1 p.m. Tuesday, November 13, in Marvin Auditorium 101-C, Topeka & Shawnee County Public Library, 1515 S.W. 10th Ave., Topeka. The Children's Cabinet's website at [www.kschildrenscabinet.org](http://www.kschildrenscabinet.org) may contain updated information a day before the meeting.

Jim Redmon  
Executive Director

Doc. No. 041023

## State of Kansas

## Kansas Water Authority

## Notice of Meeting

The Kansas Water Authority will meet at 1 p.m. Monday, October 29, at the Hilton Garden Inn Manhattan Conference Center, 410 S. 3rd St., Manhattan. The agenda and meeting materials are posted on the Kansas Water Office website, [www.kwo.org](http://www.kwo.org), or copies may be requested by contacting the Kansas Water Office, 901 S. Kansas Ave., Topeka, 66612-1249, 785-296-3185 or 888-526-9283 (KAN-WATER). If accommodations are needed for persons with disabilities, please notify the Kansas Water Office at least five working days prior to the meeting.

Gary Harshberger  
Chairman

Doc. No. 040985

## State of Kansas

## Kansas Sentencing Commission

## Notice of 2012 Workshop

The Kansas Sentencing Commission's 2012 Workshop is scheduled for November 14 through November 16 at the Holiday Inn Holidome, 605 S.W. Fairlawn Road, Topeka. The workshop will begin at 9 a.m. each day. Any individual with a disability may request accommodation to attend a KSC meeting. Requests for accommodation should be made at least five working days in advance of the meeting by contacting Brenda Harmon at 785-296-0923.

Scott M. Schultz  
Executive Director

Doc. No. 041003

## State of Kansas

Department of Administration  
Office of Facilities and Property Management

## Notice of Intent to Sell/Lease Real Property

The Kansas Department of Administration intends to sell and/or lease the real property located at 1900 N. 2nd in Atchison, Kansas. The property was the former site of the Atchison Juvenile Correctional Facility. The state will publish the Request for Sealed Bid in the Kansas Register and at <http://www.da.ks.gov/purch/Contracts/bids.aspx> on or after November 22, 2012.

Linda Thomas  
State Lease Administrator

Doc. No. 041011

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**North Central Regional Planning Commission**

**Notice to Bidders**

Sealed bids for 27 Renegade Breach 6/12 ballistic vests will be accepted by the North Central Regional Planning Commission, 109 N. Mill St., Beloit, 67420, until 3 p.m. Friday, November 16, at which time they will be publicly opened and read aloud at the same address. Copies of Instructions to Bidders and project specifications can be accessed by going to [www.procurement.ncrpc.org/HS/projects.html](http://www.procurement.ncrpc.org/HS/projects.html) or by contacting the NCRPC at 785-738-2218 or [jcyr@nckcn.com](mailto:jcyr@nckcn.com). This action is being taken on behalf of the Northeast Kansas Regional Homeland Security Council. The estimated project value exceeds \$50,000.

John R. Cyr  
Special Project Coordinator

Doc. No. 041022

**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/](http://www.emporia.edu/busaff/). Additional contact info: phone: 620-341-5145, fax: 620-341-5073, email: [thouse@emporia.edu](mailto: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/purchasing/bids](http://www.fhsu.edu/purchasing/bids). Additional contact info: phone: 785-628-4251, fax: 785-628-4046, email: [purchasing@fhsu.edu](mailto: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](http://www.k-state.edu/purchasing/rfq). Additional contact info: phone: 785-532-6214, fax: 785-532-5577, email: [kspurch@k-state.edu](mailto: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](http://www.pittstate.edu/office/purchasing). Additional contact info: phone: 620-235-4169, fax: 620-235-4166, email: [jensch@pittstate.edu](mailto: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](mailto:purchasing@ku.edu).

**University of Kansas Medical Center** – Bid postings: <http://www2.kumc.edu/finance/purchasing/bids.html>. Additional con-

tact 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](http://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.

Jim Hughes  
Chair of Regents Purchasing Group  
Director of Purchasing  
Pittsburg State University

Doc. No. 040656

**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 785-296-2373:

- 11/01/2012 EVT0001798 Printing, Kansas Transportation Maps 2013-2014
- 11/13/2012 EVT0001756 Mentoring Coordinators for Kansas City, Kansas, Wichita and Veterans
- 11/13/2012 EVT0001772 Physical Therapy Services
- 11/16/2012 EVT0001801 Skills-Building Classes
- 11/20/2012 EVT0001788 Legal Services
- 11/20/2012 EVT0001799 Legal Services — Civil Forfeiture and Criminal Prosecution
- 11/21/2012 EVT0001802 Anti-Bullying Policy Development

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

<http://www.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>

- 11/20/2012 A-011904 Remodel for EHS Offices — Kurata Bldg. — University of Kansas — Lawrence
- 11/27/2012 A-012059 West Wing Window Replacement — McMindes Hall — Fort Hays State University, Hays

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. 041017

State of Kansas

**Department of Transportation****Request for Comments**

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 13-16. The comprehensive list of projects being amended to the STIP may be viewed online at [www.ksdot.org/publications.asp](http://www.ksdot.org/publications.asp). This list includes projects for counties and cities and for projects on the state highway system.

The amendment of the STIP requires a public comment period of 14 days. To make comments on this STIP amendment, contact the Kansas Department of Transportation, Bureau of Program and Project Management, 2nd Floor Tower, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3754, 785-296-3526, fax 785-368-6664.

This information is available in alternative accessible formats. To obtain an alternative format, contact the KDOT Bureau of Transportation Information, 785-296-3585 (Voice/Hearing Impaired-711).

The comment period regarding the STIP amendment for these projects will conclude November 7.

Mike King  
Secretary of Transportation

Doc. No. 041008

State of Kansas

**Department of Revenue  
Division of Taxation****Request for Bids for Oil and Gas Lease**

By order of the director of taxation of the state Department of Revenue, for the state of Kansas:

The director of taxation will receive bids for the leasing of oil and gas rights in and to the portion of the Arkansas Riverbed, the property of the state of Kansas, described as follows:

That portion of the Arkansas Riverbed as it meanders through Section 30, Township 25 South, Range 29 West, Gray County, Kansas: containing 63.5 acres, more or less.

The bidding shall be considered upon the amount of bonus, annual rental and royalty to be paid. Due to the cost of processing, no bids will be accepted for less than \$100 on small tracts of less than 100 acres.

Bids shall be submitted upon forms obtained from the director of the Division of Taxation, Docking State Office Building, 915 S.W. Harrison, Topeka, 66625.

Lease shall be made on forms provided by the state for a term of five years. The successful bidder pays publication costs in the local paper and in the Kansas Register.

Bids shall be opened at the office of the director of taxation at 2 p.m. November 20.

The director of taxation reserves the right to reject any and all bids and to re-advertise.

Steven A. Stotts  
Director of Taxation

Doc. No. 041005

State of Kansas

**Department of Revenue  
Division of Taxation****Request for Bids for Oil and Gas Lease**

By order of the director of taxation of the state Department of Revenue, for the state of Kansas:

The director of taxation will receive bids for the leasing of oil and gas rights in and to the portion of the Arkansas Riverbed, the property of the state of Kansas, described as follows:

That portion of the Arkansas Riverbed as it meanders through Sections 25 and 26, Township 25 South, Range 30 West, Gray County, Kansas: containing 120.60 acres, more or less.

The bidding shall be considered upon the amount of bonus, annual rental and royalty to be paid. Due to the cost of processing, no bids will be accepted for less than \$100 on small tracts of less than 100 acres.

Bids shall be submitted upon forms obtained from the director of the Division of Taxation, Docking State Office Building, 915 S.W. Harrison, Topeka, 66625.

Lease shall be made on forms provided by the state for a term of five years. The successful bidder pays publication costs in the local paper and in the Kansas Register.

Bids shall be opened at the office of the director of taxation at 2 p.m. November 20.

The director of taxation reserves the right to reject any and all bids and to re-advertise.

Steven A. Stotts  
Director of Taxation

Doc. No. 041006

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 KDOT Bureau of Construction and Maintenance, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603, 785-296-7181, until 1 p.m. November 14 and then publicly opened:

**District One — Northeast**

**Brown**—36-7 KA-2326-01 — U.S. 36 from the Brown/Nemaha county line east to Hiawatha, overlay, 13.7 miles.

**Brown**—246-7 KA-2865-01 — K-246 from K-246/RS 2250 east to Morrill, seal, 4.7 miles.

**Brown**—20-7 KA-2866-01 — K-20 from U.S. 75/K20 east to Horton, asphalt pavement, 10.4 miles.

**Pottawatomie**—99-75 KA-2897-01 — K-99 from U.S. 24/K-99 north to the north K-99/K-16 junction, overlay, 21.6 miles.

**Marshall**—77-58 KA-2903-01 — U.S. 77 from the west U.S. 77/U.S. 36 junction north to the Kansas/Nebraska state line, recycle/overlay, 11.2 miles.

**Marshall**—233-58 KA-2904-01 — K-233 from U.S. 77/K-233 east to Oketo, overlay, 3.5 miles.

**Nemaha**—66 KA-2872-01 — K-63 from the Nemaha/Pottawatomie county line north to the south K-63/K-9

junction; K-9 from the north K-9/K-63 junction south to the south K-9/K-63 junction; K-178 from U.S. 36/K-178 north to the city of St. Benedict; K-236 from U.S. 36/K-236 north to Oneida; overlay, 16.2 miles.

**Statewide**—106 KA-2877-01 — K-87 from Vliets north to U.S. 36/K-87; K-99 from the Marshall/Pottawatomie county line north to the south K-99/K-9 junction; K-9 from east U.S. 77/K-9 junction east to the south K-99/K-9 junction; K-99 from the north K-99/K-16 junction north to the Pottawatomie/Marshall county line; asphalt pavement, 35.1 miles.

**Riley**—81 KA-2905-01 — K-82 from the north U.S. 77/K-82 junction north to U.S. 24/K-82; U.S. 77 from the Riley/Geary county line north and east to the west U.S. 77/U.S. 24 junction; seal, 15.3 miles.

**Statewide**—106 KA-2908-01 — K-16 from the Pottawatomie/Riley county line east to the south U.S. 24/K-16 junction; K-16 from U.S. 77/K-16 east to Bridge #017, milling/overlay, 20.4 miles.

#### District Three — Northwest

**Smith**—8-92 KA-2933-01 — K-8 from U.S. 36/K-8 north to the Kansas/Nebraska state line, milling/overlay, 16.0 miles.

**Ellis**—183-26 KA-2966-01 — U.S. 183B from U.S. 183/U.S. 183B west and north to I-70/U.S. 183B, overlay, 4.9 miles.

**Ellis**—183-26 KA-2967-01 — U.S. 183 from the end of the PCCP (north of 55th Street) north to the Ellis/Rooks county line, seal, 15.2 miles.

**Smith**—8-92 M-0023-01 — K-8, stockpile bituminous material.

**Trego**—283-98 M-0024-01 — U.S. 283, stockpile bituminous material.

**Osborne**—281-71 U-0119-01 — U.S. 281 from south of U.S. 24 north to the junction, milling/overlay, 0.2 mile.

**Rooks**—82 KA-2943-01 — K-18 from the Rooks/Graham county line east to K-18/U.S. 183; U.S. 183 from Plainville north to U.S. 183/K-18; milling/overlay, 22.0 miles.

**Osborne**—71 KA-2946-01 — U.S. 24 from the south U.S. 24/U.S. 281 junction north to the north U.S. 24/U.S. 281 junction; U.S. 281 from the U.S. 24/U.S. 281 north junction north to the Osborne/Smith county line; overlay, 8.0 miles.

**Statewide**—181-106 KA-2954-01 — K-181 from U.S. 24/K-181 north to the Osborne/Smith county line; K-181 from the Osborne/Smith county line north to U.S. 36/K-181; asphalt pavement, 19.2 miles.

**Statewide**—106 KA-2957-01 — U.S. 40B from I-70/U.S. 40B (exit 128) north to U.S. 40B/U.S. 283; U.S. 283 from I-70/U.S. 40B (exit 127) north to the Trego/Graham county line; U.S. 283 from the Trego/Graham county line north 2.7 miles; milling/overlay, 12.5 miles.

#### District Four — Southeast

**Franklin**—35-30 KA-2775-01 — Bridge #028 and #029 located 2.92 and 2.93 miles northeast of U.S. 59, bridge repair.

**Chautauqua**—10 KA-2975-01 — K-99 from the Kansas/Oklahoma state line north to U.S. 166/K-99; U.S. 166B from Sedan south to U.S. 166/K-99; overlay, 8.6 miles.

**Statewide**—106 KA-2982-01 — K-99 from Sedan north to the Chautauqua/Elk county line; K-99 from the Chautauqua/Elk county line north to .033 mile north of Howard; U.S. 160 from the west U.S. 160/K-99 junction east to the east U.S. 160/K-99 junction; ultra thin bonded asphalt surfacing, 26.5 miles.

#### District Five — South Central

**Barton**—281-5 KA-2268-01 — Bridge #024 located 1.99 miles northwest of east K-4 junction, bridge repair.

#### District Six - Southwest

**Grant**—25-34 KA-2837-01 — Culvert #512, located 7 miles north of Grant/Stevens county line, culvert.

**Hodgeman**—283-42 KA-3012-01 — U.S. 283 from the Hodgeman/Ford county line north to bridge #029, milling/overlay, 11.5 miles.

**Gray**—50-35 KA-3013-01 — U.S. 50 from 0.126 mile west of Cimarron east to 1.5 miles east of Cimarron, overlay, 2.6 miles.

**Ness**—283-68 KA-3025-01 — U.S. 283 from Chestnut Street in Ness City north to the Ness/Trego county line, recycle/overlay, 16.7 miles.

**Clark**—183-13 KA-3027-01 — U.S. 183 from the Kansas/Oklahoma state line north to U.S. 183/U.S. 160, overlay, 13.5 miles.

**Clark**—34-13 KA-3038-01 — K-34 from K-34/U.S. 160 north to the Clark/Ford county line, recycle/overlay, 19.6 miles.

**Clark**—183-13 M-0028-01 — U.S. 183, stockpile bituminous material.

**Hodgeman**—283-42 M-0029-01 — U.S. 283, stockpile bituminous material.

**Gray**—50-35 U-0109-01 — KLINK on U.S. 50 from Ash Street west to the Cimarron west city limits, milling/overlay, 0.4 mile.

**Statewide**—4-106 KA-3021-01 — K-4 from the east K-4/K-23 junction east to the Lane/Ness county line; K-4 from the Lane/Ness county line east to K-4/U.S. 283; recycle/overlay, 31.3 miles.

Each bidder shall certify 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 certification shall be in the form of a required contract provision provided by the state to each prospective bidder. Failure to complete the required contract provision and certify the completeness of the preceding statement when signing the proposal will make the bid nonresponsive and not eligible for award consideration.

Plans are available on the KDOT website at <http://www.ksdot.org/burconsmain/contracts/proposal.asp> to view, download or purchase (15 cents per sheet). Please do not order plans for the next month's letting until the day after the current month's letting.

Mike King  
Secretary of Transportation

Doc. No. 040987

State of Kansas

**Kansas Development Finance Authority**

**Notice of Hearing**

A public hearing will be conducted at 9 a.m. Thursday, November 8, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the KDFFA to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond, which is then typically purchased by a lender bank who then, through the KDFFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The project shall be located as shown:

**Project No. 000848 — Maximum Principal Amount: \$165,989.85.** Owner/Operator: Jeffrey W. and Nicole Nelson. Description: Acquisition of 69 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is being financed by the lender for Jeffrey W. and Nicole

Nelson and is located at Section 17, Center Township, Cloud County, Kansas, approximately 8 miles south of Concordia on Highway 81.

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

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

Tim Shallenburger  
President

Doc. No. 041012

State of Kansas

**Legislature**

**Interim Committee Schedule**

The Legislative Research Department gives notice that the following legislative committees plan to meet during the period of October 29-November 9, 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 email LegServ@las.ks.gov.

Date	Room	Time	Committee	Agenda
Oct. 29	548-S	10:00 a.m.	Special Committee on Transportation	Passenger rail.
Oct. 30			Home- and Community-Based Services Oversight	<b>Cancelled.</b>
Nov. 7	152-S	10:00 a.m.	Joint Committee on Kansas Security	Capitol area security.
Nov. 8	144-S	10:00 a.m.	Joint Committee on Corrections & Juvenile Justice	Department of Corrections will provide update on agency operations, the Topeka Correctional Facility, and the efforts of the Justice Reinvestment Working Group and the Pew Center on the states' Results First initiative.
Nov. 8	546-S	10:00 a.m.	Joint Committee on Claims Against the State	Review claims.
Nov. 9	144-S	9:00 a.m.	Joint Committee on Corrections & Juvenile Justice	Juvenile Justice Authority will provide update on its operations and discuss the recent LPA audit of the Topeka Juvenile Correctional Complex.
Nov. 9	546-S	9:00 a.m.	Joint Committee on Claims Against the State	Review claims.

Jeffrey M. Russell  
Director of Legislative  
Administrative Services

Doc. No. 041010

**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. 2011 Supp. 12-1675(b)(c)(d) and K.S.A. 2011 Supp. 12-1675a(g).

**Effective 10-22-12 through 10-28-12**

Term	Rate
1-89 days	0.16%
3 months	0.11%
6 months	0.14%
1 year	0.20%
18 months	0.26%
2 years	0.30%

Scott Miller  
Director of Investments

Doc. No. 041002

**State of Kansas  
Department of Agriculture  
Division of Animal Health**

**Notice of Withdrawal of Proposed  
Administrative Regulation**

The Kansas Department of Agriculture published a notice of hearing on a proposed administrative regulation in the September 27, 2012 Kansas Register. The notice provided for a public hearing to be conducted on proposed regulation **K.A.R. 9-7-4**, relating to Trichomoniasis, at 10 a.m. Tuesday, November 27, in the fourth floor training room of the Kansas Department of Agriculture, 109 S.W. 9th, Topeka.

Please be advised that the Kansas Department of Agriculture is hereby withdrawing the proposed regulation. Therefore, the public comment period and public hearing on the proposed regulation are cancelled.

The regulation will be re-drafted and a notice of public comment period and hearing will be republished in the future.

Dale Rodman  
Secretary of Agriculture

Doc. No. 041007

**State of Kansas  
Secretary of State  
Executive Appointments**

Executive appointments made by the governor, and in some cases by other state officials, are filed with the secretary of state's office. A listing of Kansas state agencies, boards, commissions, and county officials are included in the Kansas Directory, which is available on the secretary of state's website at [www.sos.ks.gov](http://www.sos.ks.gov). The following appointments were recently filed with the secretary of state:

**State Representative, 52nd District**

**Robert Eckhardt**, 2948 S.W. Staffordshire Road, Topeka, 66614. Succeeds Lana Gordon, resigned.

**District Judge, 10th Judicial District,  
Division 10**

**Mary Elizabeth Koziacki Mattivi**, Shawnee County Courthouse, 200 S.E. 7th St., Topeka, 66603. Succeeds Daniel Mitchell, retired.

**Kansas Advisory Council on Aging**

**Mary Elizabeth Warren**, 2207 N. Free King Highway, Pittsburg, 66762. Term expires June 30, 2015. Succeeds Rita L. Griffith.

**Kansas Commission for the Deaf  
and Hard of Hearing**

**Dr. Pamela Sue Fish**, 13862 S. Shannan St., Olathe, 66062. Term expires June 29, 2015. Succeeds Lorraine I. Michael.

**Coordinating Council on Early Childhood  
Developmental Services**

**Melisa Schellhamer**, 4513 S.W. Misty Harbor Drive, Topeka, 66610. Term expires July 31, 2014. Succeeds Misty Van Nostrand.

**Historic Sites Board of Review**

**Dr. Gregory L. Schneider**, 2806 S.W. Arvon Place, Topeka, 66614. Term expires June 30, 2105. Succeeds Dr. Jay Price.

**Kansas Information Technology  
Executive Council**

**Jay Kim**, 15008 Buena Vista Drive, Leawood, 66224. Term expires April 10, 2013. Succeeds Paul Kitch.

**Kansas Pet Animal Advisory Board**

**Maureen Cummins**, 9747 S.W. Hoch Road, Auburn, 66402. Term expires June 30, 2015. Succeeds Karla Hartlep.

**Kansas Respiratory Care Council**

**Steven Ades**, 1715 Lakeland, El Dorado, 67042. Term expires Feb. 28, 2015. Succeeds Beverly Urmey.

**Dan L. Conyers**, 3048 S. 47th Terrace, Kansas City, KS 66106. Term expires Feb. 28, 2015. Reappointed.

**Stanley Munsch**, 304 W. 39th St., Hays, 67601. Term expires Feb. 28, 2015. Succeeds William Rea.

**Kansas Solid Waste Grants  
Advisory Committee**

**Dr. James Triplett**, Biology Department, Pittsburg State University, 1701 S. Broadway, Pittsburg, 66762. Term expires Dec. 12, 2013. Reappointed.

**Kansas Advisory Committee on Trauma**

**Darlene Whitlock**, 415 Aquarius St., Silver Lake, 66539. Term expires June 30, 2016. Reappointed.

**Kansas Veteran Claim Assistance  
Advisory Board**

**Bradford W. Stauffer**, 22532 I Road, Holton, 66436. Term expires June 30, 2014. Succeeds Darrell Bencken.

**Kansas Commission on Veterans' Affairs**

**Charles Myers**, 321 E. 16th St., Concordia, 66901. Term expires June 30, 2016. Succeeds Edward Wieggers.

**Wichita State University  
Board of Trustees**

**David Coleal**, 13709 Camden Chase St., Wichita, 67228. Term expires June 30, 2013. Succeeds John Rolfe, resigned.

Kris W. Kobach  
Secretary of State

Doc. No. 041018

(Published in the Kansas Register October 25, 2012.)

**Summary Notice of Bond Sale  
City of Sterling, Kansas  
\$500,000\***

**Taxable General Obligation Refunding Bonds  
Series A, 2012**

**Details of the Sale**

Subject to the terms and requirements of the Official Notice of Bond Sale dated October 1, 2012, of the city of Sterling, Kansas, bids to purchase the city's Taxable General Obligation Refunding Bonds, Series A, 2012, will be received on behalf of the governing body of the city at the office of the city's financial adviser, Ranson Financial Consultants, L.L.C., 200 W. Douglas, Suite 600, Wichita, KS 67202, or by telefacsimile at 316-265-5403, until 11 a.m. Central Time Monday, November 5, 2012. The bids will be considered by the governing body at its meeting at 7 p.m. on the sale date.

No oral or auction bids for the bonds shall be considered, and no bids for less than 99 percent of the total principal amount of the bonds and accrued interest to the date of delivery shall be considered.

**Good Faith Deposit**

Each bidder must submit a good faith deposit in the form of a wire transfer or certified or cashier's check made payable to the order of the city, or a financial surety bond, in an amount equal to 2 percent of the principal amount of the bonds.

**Details of the Bonds**

The bonds are to be dated November 15, 2012, and will be issued as registered bonds in the denomination of \$5,000 or any integral multiple thereof. Interest on the bonds is payable semiannually on April 1 and October 1 of each year, beginning April 1, 2013. Principal of the bonds becomes due on October 1 in the years and amounts as shown below:

**Maturity Schedule**

Principal Amount*	Maturity Date
\$120,000	2013
115,000	2014
110,000	2015
105,000	2016
50,000	2017

**Payment of Principal and Interest**

The Kansas State Treasurer will serve as the bond registrar and paying agent for the bonds.

**Book-Entry Option**

The successful bidder may elect to have the bonds registered under a book-entry-only system administered through the Depository Trust Company, New York, New York (DTC), at the bidder's expense.

**Delivery of the Bonds**

The city will prepare the bonds at its expense and will deliver the registered bonds to the successful bidder, on or about November 27, 2012, at such bank or trust company or other qualified depository in the contiguous United States, specified by the successful bidder. Delivery

elsewhere shall be made at the expense of the successful bidder.

**Legal Opinion**

The bonds will be sold subject to the legal opinion of Triplett, Woolf & Garretson, LLC, Wichita, Kansas, bond counsel, whose fees will be paid by the city.

**Financial Matters**

The city's current assessed valuation for purposes of calculating statutory debt limitations is \$10,129,626. As of November 15, 2012, the city's total outstanding general obligation debt (including the bonds) is \$720,000\*. The city's total indebtedness that is subject to debt limitation, as of November 15, 2012, is estimated to be \$0.00, which is 0.00 percent of the assessed valuation of the city.

**Additional Information**

For additional information contact the city clerk at the address and telephone number shown below, or the financial adviser, John Haas, Ranson Financial Consultants, LLC, 200 W. Douglas, Suite 600, Wichita, KS 67202, 316-264-3400.

City of Sterling, Kansas  
By Sandra D. Fankhauser, City Clerk  
City Hall, 114 N. Broadway  
Sterling, KS 67579  
620-278-3423  
Fax: 620-278-2866

\*Amount subject to change.

Doc. No. 040120

(Published in the Kansas Register October 25, 2012.)

**Summary Notice of Bond Sale  
City of Sterling, Kansas  
\$220,000\***

**General Obligation Bonds  
Series B, 2012**

**Details of the Sale**

Subject to the terms and requirements of the Official Notice of Bond Sale dated October 1, 2012, of the city of Sterling, Kansas, bids to purchase the city's General Obligation Bonds, Series B, 2012, will be received on behalf of the governing body of the city at the office of the city's financial adviser, Ranson Financial Consultants, L.L.C., 200 W. Douglas, Suite 600, Wichita, KS 67202, or by telefacsimile at 316-265-5403, until 11 a.m. Central Time Monday, November 5, 2012. The bids will be considered by the governing body at its meeting at 7 p.m. on the sale date.

No oral or auction bids for the bonds shall be considered, and no bids for less than 98.75 percent of the total principal amount of the bonds and accrued interest to the date of delivery shall be considered.

**Good Faith Deposit**

Each bidder must submit a good faith deposit in the form of a wire transfer or certified or cashier's check made payable to the order of the city, or a financial surety bond, in an amount equal to 2 percent of the principal amount of the bonds.



**Details of the Bonds**

The bonds are to be dated November 15, 2012, and will be issued as registered bonds in the denomination of \$5,000 or any integral multiple thereof. Interest on the bonds is payable semiannually on February 1 and August 1 of each year, beginning February 1, 2013. Principal of the bonds becomes due on February 1 and August 1 on the dates and amounts as shown below:

**Maturity Schedule**

Principal Amount*	Maturity Date
\$10,000	08/01/2013
10,000	02/01/2014
10,000	08/01/2014
10,000	02/01/2015
10,000	08/01/2015
10,000	02/01/2016
10,000	08/01/2016
10,000	02/01/2017
10,000	08/01/2017
10,000	02/01/2018
10,000	08/01/2018
10,000	02/01/2019
15,000	08/01/2019
10,000	02/01/2020
15,000	08/01/2020
10,000	02/01/2021
15,000	08/01/2021
10,000	02/01/2022
15,000	08/01/2022
5,000	02/01/2023
5,000	08/01/2023

**Payment of Principal and Interest**

The Kansas State Treasurer will serve as the bond registrar and paying agent for the bonds.

**Book-Entry Option**

The successful bidder may elect to have the bonds registered under a book-entry-only system administered through the Depository Trust Company, New York, New York (DTC), at the bidder's expense.

**Delivery of the Bonds**

The city will prepare the bonds at its expense and will deliver the registered bonds to the successful bidder, on or about November 27, 2012, at such bank or trust company or other qualified depository in the contiguous United States, specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

**Legal Opinion**

The bonds will be sold subject to the legal opinion of Triplett, Woolf & Garretson, LLC, Wichita, Kansas, bond counsel, whose fees will be paid by the city.

**Financial Matters**

The city's current assessed valuation for purposes of calculating statutory debt limitations is \$10,129,626. As of November 15, 2012, the city's total outstanding general obligation debt (including the bonds) is \$720,000\*. The city's total indebtedness that is subject to debt limitation,

as of November 15, 2012, is estimated to be \$0.00, which is 0.00 percent of the assessed valuation of the city.

**Additional Information**

For additional information contact the city clerk at the address and telephone number shown below, or the financial adviser, John Haas, Ranson Financial Consultants, LLC, 200 W. Douglas, Suite 600, Wichita, KS 67202, 316-264-3400.

City of Sterling, Kansas  
 By Sandra D. Fankhauser, City Clerk  
 City Hall, 114 N. Broadway  
 Sterling, KS 67579  
 620-278-3423  
 Fax: 620-278-2866

\*Amount subject to change.

Doc. No. 040121

(Published in the Kansas Register October 25, 2012.)

**Summary Notice of Bond Sale  
 Osage County, Kansas  
 \$4,260,000\*  
 General Obligation Bonds  
 Series 2012**

**Details of the Sale**

Subject to the terms and requirements of the Official Notice of Bond Sale dated October 14, 2012, of Osage County, Kansas, bids to purchase the county's General Obligation Bonds, Series 2012, will be received at the office of the county clerk at the Osage County Courthouse, 717 Topeka Ave., Lyndon, KS 66451, or electronically by facsimile or through the i-DEAL, LLC BIDCOMP/PARTY electronic bid submission system, until 11 a.m. Central Time Monday, November 5, 2012. The bids will be considered by the governing body at its meeting to be held immediately after bids are received.

No oral or auction bids for the bonds shall be considered, and no bids for less than 100 percent of the total principal amount of the bonds and accrued interest to the date of delivery shall be considered.

**Good Faith Deposit**

Each bidder must submit a good faith deposit in the form of a wire transfer or certified or cashier's check made payable to the order of the county, or a financial surety bond, in an amount equal to 2 percent of the principal amount of the bonds.

**Details of the Bonds**

The bonds are dated November 29, 2012, and will be issued as registered bonds in the denomination of \$5,000 or any integral multiple thereof. Interest on the bonds is payable semiannually on March 1 and September 1 of each year, beginning March 1, 2013. Principal of the bonds becomes due on September 1 in the years and amounts as shown below:

**Maturity Schedule**

Principal Amount *	Maturity Date
\$110,000	2013
180,000	2014

(continued)

185,000	2015
185,000	2016
190,000	2017
195,000	2018
195,000	2019
200,000	2020
205,000	2021
210,000	2022
215,000	2023
220,000	2024
225,000	2025
230,000	2026
235,000	2027
240,000	2028
250,000	2029
255,000	2030
265,000	2031
270,000	2032

(Published in the Kansas Register October 25, 2012.)

**City of Phillipsburg, Kansas**

**Notice to Airport Consultants**

The city of Phillipsburg, Kansas, is hereby soliciting statements of qualifications and experience from airport consultants for projects at the Phillipsburg Municipal Airport. Subject to receipt of federal and/or Kansas Department of Transportation, Division of Aviation funding, these projects may include the following:

1. Rehabilitate Runway 13/31.
2. Construct hangar taxiway for new hangars.
3. Construct partial taxiway for Runway 13/31.
4. Other projects that may be funded through a federal or Kansas Department of Transportation, Aviation Division grant in a five-year period.

Services required include, but are not limited to, A/E services for planning, environmental, land acquisition, preliminary, design, bidding and construction phases including incidental special services for projects funded under the Federal Aviation Administration (FAA) Airport Improvement Program or the Kansas Airport Improvement Program.

A qualification-based selection process confirming to FAA Advisory Circular 150/5100-14D will be utilized. Fee information will not be considered in the selection process and should not be submitted with statement of qualifications. Selection criteria will include: Recent experience in airport projects, capability to perform all aspects of project including construction observation and materials testing, reputation, ability to meet schedules within budget, quality of previous airport projects undertaken, interest shown, and consultant qualifications. The city will short list the best qualified consultants based on the statement of qualifications. Interviews may be conducted to determine the final selection.

Fees will be negotiated for projects as federal and/or state funds become available.

This contract will be subject to, but not limited to, the following federal provisions:

- Title VI of the Civil Rights Act of 1964
- Section 520 of the Airport and Airway Improvement Act of 1982
- DOT Regulation 49 CFR § 18.36 — Access to Records
- DOT Regulation 49 CFR § 18.36 — Breach of Contract Terms
- DOT Regulation 49 CFR § 18.36 — Rights to Inventions
- DOT Regulation 49 CFR Part 20 — Lobbying and Influencing Federal Employees
- DOT Regulation 49 CFR Part 26 — Disadvantage Business Enterprises Participation
- DOT Regulation 49 CFR Part 29 — Government-Wide Debarment and Suspension
- DOT Regulation 49 CFR Part 30 — Federal Trade Restriction Clause

Interested firms should submit six copies of their statement of qualifications and experience along with refer-

**Payment of Principal and Interest**

The Kansas State Treasurer will serve as the bond registrar and paying agent for the bonds.

**Book-Entry Bonds**

The bonds will be issued and registered under a book-entry-only system administered by the Depository Trust Company, New York, New York (DTC).

**Delivery of the Bonds**

The county will prepare the bonds at its expense and will deliver the registered bonds to DTC on or about November 29, 2012.

**Legal Opinion**

The bonds will be sold subject to the legal opinion of Triplett, Woolf & Garretson, LLC, Wichita, Kansas, bond counsel, whose fees will be paid by the county.

**Financial Matters**

The county's current assessed valuation for purposes of calculating statutory debt limitations is \$140,606,171. As of November 29, 2012, the county's total outstanding general obligation debt (including the bonds) is \$4,260,000. The bonds are exempted from statutory debt limitations and, as of November 29, 2012, the county has no other outstanding indebtedness that is subject to statutory debt limitations.

**Additional Information**

For additional information contact the county clerk at the address and telephone number shown below, or the financial adviser, Greg Vahrenberg, Piper Jaffray & Co., 11150 Overbrook Road, Suite 310, Leawood, KS 66211, 800-829-5377.

Osage County, Kansas  
By Rhonda Beets, County Clerk  
County Courthouse, 717 Topeka Ave.  
Lyndon, KS 66451  
785-828-4812  
Fax: 785-828-4749  
www.osageco.org

**\*Preliminary, subject to change.**

Doc. No. 041015

ences to Randy D. DeWitt, PE, Public Works Supervisor, 945 2nd St., P.O. Box 447, Phillipsburg, 67661, not later than 5 p.m. November 23.

Brenda Chance  
City Clerk

Doc. No. 041009

**State of Kansas  
Department of Health  
and Environment**

**Request for Bids**

Pursuant to the Kansas Childhood Lead Poisoning Prevention Program, sealed bids for lead hazard reduction at the following properties will be received by the Kansas Department of Health and Environment until 2 p.m. on the date indicated. For more information call 316-683-6629:

**November 9, 2012**

**IFB 264-13-24**

**Project Safe at Home Wichita**

- Property #1 3412 E. 9th  
Wichita, KS 67208
- Property #2 1026 N. Cleveland  
Wichita, KS 67214
- Property #3 1849 N. Litchfield  
Wichita, KS 67203
- Property #4 1732 N. Garland  
Wichita, KS 67203
- Property #5 2001 N. Waco  
Wichita, KS 67203
- Property #6 1742 N. Salina  
Wichita, KS 67203
- Property #7 1832 S. Parkwood  
Wichita, KS 67218
- Property #8 1502 Northeast Pkwy.  
Wichita, KS 67208
- Property #9 1955 N. Hood  
Wichita, KS 67203
- Property #10 2220 S. Wichita  
Wichita, KS 67213

Contractors will be required to attend a walk-through of each property in order to be eligible to respond to the Invitation for Bid. For times and actual locations call 316-683-6629 or go to the following website:

<http://www.kshealthyhomes.org>

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

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

Doc. No. 041004

**State of Kansas  
Department of Credit Unions  
Notice of Application for Change  
in Field of Membership**

The Kansas Department of Credit Unions has received an application for a change in field of membership from the Topeka Post Office Credit Union, 424 S. Kansas Ave., Suite 212, Topeka, Kansas. The proposed change in field of membership is as follows:

Employees of the United State Postal Service, the United State Government and any Government entity who work in or paid out of the states Kansas, Nebraska, Iowa and Missouri.

Questions concerning the application may be directed to the Kansas Department of Credit Unions, 109 S.W. 9th St., Suite 610, Topeka, 66612, 785-296-3021.

John P. Smith  
Administrator

Doc. No. 041016

**State of Kansas  
Department of Health  
and Environment**

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

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 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-12-315  
Application(s) for New or Expansion of  
Existing Swine Facilities**

<b>Name and Address of Applicant</b>	<b>Owner of Property Where Facility Will Be Located</b>
Tri W Hog Farms LLC 6135 W. 1st St. Newton, KS 67114	Lamont Wiggers 6517 W. 1st St. Newton, KS 67114
<b>Legal Description</b>	<b>Receiving Water</b>
NE/4 of Section 21, T23S, R01W, Harvey County	Little Arkansas River Basin

(continued)

Kansas Permit No. A-LAHV-S037

This is an application for a reissued permit for proposed new construction and expansion at an existing swine facility for a new capacity of 9,600 head (960 animal units) of swine weighing 55 pounds or less. A new or modified permit will not be issued without additional public notice.

**Public Notice No. KS-AG-12-316/321**

**Pending Permits for Confined Feeding Facilities**

Name and Address of Applicant	Legal Description	Receiving Water
Tri W Hog Farm, LLC Lamont Wiggers 6135 W. 1st St. Newton, KS 67714	NE/4 of Section 21, T23S, R01W, Harvey County	Little Arkansas River Basin

Kansas Permit No. A-LAHV-S037

This permit is being reissued for a confined animal feeding operation for 9,600 head (960 animal units) of swine weighing 55 pounds or less. This represents an increase in the permitted animal units from the previous permit. The permit contains proposed modifications consisting of constructing a third enclosed swine building and mortality compost area.

Name and Address of Applicant	Legal Description	Receiving Water
MHW Enterprises, Inc. 819 E. Rye Road Sylvan Grove, KS 67481	NW/4 of Section 08, T11S, R09W, Lincoln County	Saline River Basin

Kansas Permit No. A-SALC-B002

This is a new permit for an existing facility for not more than 500 animal units of beef cattle. No modifications or expansions are proposed at this time. Established vegetated buffers will control runoff from the existing feed pens.

Name and Address of Applicant	Legal Description	Receiving Water
Peterson Farm & Livestock, Inc. David Peterson 10729 S. Simpson Road Assaria, KS 67416	SW/4 of Section 22, T16S, R02W, Saline County	Smoky Hill River Basin

Kansas Permit No. A-SHSA-B010

This is a new permit for an existing facility for the maximum capacity of 300 head (300 animal units) of cattle weighing greater than 700 pounds, and 698 head (349 animal units) of cattle weighing 700 pounds or less, for a total of 649 animal units of cattle. The facility consists of approximately 18.5 acres of open lot pens and associated feedlot areas. Surface runoff is collected by a sediment basin and an earthen retention control structure.

Name and Address of Applicant	Legal Description	Receiving Water
Pine Ridge, Inc. Kevin Grimm 477 K 246 Morrill, KS 66515	NE/4 of Section 03, T02S, R15E, Brown County	Missouri River Basin

Kansas Permit No. A-MOBR-B008

This permit is being reissued for an existing facility with a maximum capacity of 800 head (400 animal units) of cattle 700 pounds or less and 500 head (200 animal units) of swine more than 55 pounds, for a total of 600 animal units. This represents a decrease in animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Roger Macke 1970 F Road Baileyville, KS 66404	NW/4 of Section 36, T02S, R11E, Nemaha County	Missouri River Basin

Kansas Permit No. A-MONM-B004

This permit is being reissued for an existing facility with a maximum capacity of 999 head (999 animal units) of cattle more than 700 pounds. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Wheat Ranch Feedlot Pete Wheat P.O. Box 38 Allen, KS 66833	SW/4 of Section 12 & NW/4 of Section 13, T16S, R11E, Lyon County	Marais des Cygnes River Basin

Kansas Permit No. A-MCLY-C002 Federal Permit No. KS0115606

This permit is being reissued for a confined animal feeding operation for 2,500 head (1,250 animal units) of cattle weighing less than 700 pounds. There is no change in the permitted animal units or proposed modifications from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

**Public Notice No. KS-Q-12-148**

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
Sunflower Electric Power Corporation P.O. Box 1649 Garden City, KS 67846	Arkansas River via Pipeline	Process Wastewater

Kansas Permit No. I-UA14-PO02 Federal Permit No. KS0080063  
Legal Description: NW¼, S24, T24S, R33W, Finney County, KS

Facility Description: The proposed action consists of reissuance of an existing permit for discharge from an existing facility. This facility consists of five natural gas-fired electric generating units. Discharge from this facility consists of reverse osmosis (RO) reject, cooling tower blowdown, boiler blowdown, unit S-3 lube-oil and starting engine coolers blowdown, building heating and auxiliary boiler drains, building floor drains and stormwater runoff. Chemical metal cleaning waste is shipped off-site for treatment and disposal. Domestic waste is directed to a septic tank/lateral system. The proposed permit contains limits for total suspended solids, total residual oxidant, whole effluent toxicity and pH, as well as monitoring of biochemical oxygen demand, sulfate, chloride, nitrate, nitrite, total Kjeldahl nitrogen, total nitrogen, total phosphorus, total recoverable boron and selenium, temperature, priority pollutants and effluent flow.

**Public Notice No. KS-PT-12-015**

Name and Address of Applicant	Receiving Facility	Type of Discharge
Great Plains Manufacturing, Inc. 1525 E. North St. Salina, KS 67402-5060	Kipp MWWTP	Process Wastewater

Kansas Permit No. P-SH46-0001 Federal Permit No. KSP000099  
Facility Location: 244 N. Hugh, Kipp, KS 67401

Facility Description: This facility manufactures various types of farm tillage equipment such as dirt blades, rakes and disc harrows. Steel parts are welded, phosphated and painted to produce the final products. Regulated wastes consist of wastewater from a conversion coating (phosphating) operation, which is a pressure spray gun system in a wash booth. Spent phosphating wastes from this system are collected in a sump and pumped to one of the three tanks in the treatment system. The proposed permit contains limits for cadmium, chromium, copper, lead, nickel, silver, zinc, total cyanide, total toxic organics and pH, as well as monitoring of effluent flow. The permit limits are pursuant to state and federal pretreatment requirements.

Persons wishing to comment on the draft documents and/or permit applications must submit their comments

in writing to the Kansas Department of Health and Environment if they wish to have the comments considered in the decision-making process. Comments should be submitted to the attention of the Livestock Waste Management Section for agricultural-related draft documents or applications, or to the Technical Services Section for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

All comments regarding the draft documents or application notices received on or before November 24 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-12-315/321, KS-Q-12-148, KS-PT-12-015) and name of the applicant/permittee when preparing comments.

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

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

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

Doc. No. 041013

## State of Kansas

### Board of Indigents' Defense Services

#### Permanent Administrative Regulations

#### Article 3.—APPOINTED ATTORNEYS

**105-3-2. Eligibility to serve.** (a) Each licensed attorney engaged in the private practice of law shall be eligible to serve on the panel if the following criteria are met:

(1) Each attorney on the voluntary panel representing an indigent defendant shall have completed 12 hours of continuing legal education in the area of criminal law within three years of appointment or have graduated from an accredited law school during the three years immediately before appointment.

(2) Each attorney assigned to the defense of any felony classified as a non-drug grid offense with severity level of 3 or 4 or any felony classified as a drug grid offense with a severity level of 1, 2, or 3 shall have tried to a verdict, either as defense counsel or prosecutor, five or more felony jury trials.

(3) Each attorney assigned to the defense of any felony classified as an off-grid offense or a non-drug grid offense with a severity level of 1 or 2 shall have tried to verdict, either as defense counsel or prosecutor, five or more jury trials involving the following:

(A) Non-drug offenses of severity levels 1 through 4 or drug grid offenses of severity levels 1 through 3; or  
(B) any off-grid offenses.

(4) Each attorney assigned or appointed to the defense of any indigent person accused of a capital murder, as defined by K.S.A. 2011 Supp. 21-5401 and amendments thereto, shall be a prequalified death penalty attorney. Each attorney shall be screened by the board to determine the attorney's qualifications to serve as defense counsel to an indigent person accused of a capital murder, pursuant to "guideline 5.1 qualifications of defense counsel," as published on pages 35 and 36 in the February 2003 edition of the American bar association (ABA) "guidelines for the appointment and performance of defense counsel in death penalty cases" and hereby adopted by reference, except for the history of guideline, related standards, and commentary on page 36. Each attorney who is eligible to serve on the capital appointments panel shall be prequalified by the board as meeting this regulation.

(5) Each attorney assigned or appointed to represent an indigent person who has been convicted of capital murder and who is under a sentence of death in the direct review of the judgment shall be prequalified by the board as meeting this regulation.

(6) Each attorney assigned or appointed to represent an indigent person who has been convicted of capital murder and who is under a sentence of death in postconviction proceedings shall be prequalified by the board as meeting this regulation.

(7) To ensure compliance with these regulations in capital murder or homicide cases, each attorney assigned or appointed to the defense of any indigent person accused of a capital murder or a homicide pursuant to K.S.A. 2011 Supp. 21-5401, 21-5402, 21-5403, or 21-5404, and amendments thereto, shall be appointed from panel lists screened pursuant to these regulations and approved by the board.

(b) Except for appointment of an attorney to provide representation for an indigent person accused of a capital murder or a homicide pursuant to K.S.A. 2011 Supp. 21-5401, 21-5402, 21-5403, or 21-5404 and amendments thereto, an indigent person who has been convicted of capital murder and who is under a sentence of death in the direct review of the judgment or an indigent person who has been convicted of capital murder and who is under a sentence of death in postconviction proceedings, the judge may waive any of the requirements of this regulation if the judge determines that the attorney selected by the judge has sufficient training, resources, and experience to undertake the case in question. (Authorized by and implementing K.S.A. 22-4501, K.S.A. 22-4522, K.S.A. 22-4505, and K.S.A. 22-4506; effective May 1, 1984; amended, T-105-6-13-88, July 1, 1988; amended Nov. 1, 1988; amended Oct. 30, 1989; amended, T-105-6-15-93, June 15, 1993; amended Aug. 16, 1993; amended Nov. 1, 1996; amended Aug. 20, 1999; amended, T-105-6-28-12, June 28, 2012; amended Nov. 9, 2012.)

Patricia A. Scalia  
Executive Director

Doc. No. 041014

State of Kansas

Board of Cosmetology

Permanent Administrative Regulations

Article 12.—TANNING FACILITIES

69-12-3. Expiration of licenses; renewals; reinstatements. (a) Each tanning facility license shall expire one year from the last day of the month of its issuance unless renewed by payment of the annual renewal fee.

(1) Each application for renewal of a tanning facility license shall be postmarked on or before the expiration date of the current license.

(2) Each application for renewal of a tanning facility license shall be submitted on forms approved by the board and shall be accompanied by the applicable fee.

(b) Any tanning facility operator may renew the tanning facility license within 60 days after the expiration

date of the prior license upon payment of the delinquent renewal fee.

(c) Any tanning facility operator may reinstate a tanning facility license within one year of the expiration date of the prior license upon payment of the reinstatement fee. (Authorized by K.S.A. 65-1925; implementing K.S.A. 2011 Supp. 65-1926; effective Dec. 13, 1993; amended Nov. 9, 2012.)

Article 13.—INSPECTIONS

69-13-4. Refusal to allow inspection. Refusal to allow, or interference with, any inspection by the board or its designees shall constitute a cause for disciplinary action. (Authorized by K.S.A. 74-2702a; implementing K.S.A. 65-1907; effective Nov. 9, 2012.)

Chiquita C. Coggs
Executive Director

Doc. No. 041019

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Table with 3 columns: Reg. No., Action, Register. Rows: 102-7-11 New V. 31, p. 27; 102-7-11a New (T) V. 30, p. 1556; 102-7-11a New V. 31, p. 29; 102-7-12 New (T) V. 30, p. 1556; 102-7-12 New V. 31, p. 29

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Table with 3 columns: Reg. No., Action, Register. Rows: 105-3-2 Amended (T) V. 31, p. 1002; 105-4-2 Amended (T) V. 30, p. 1086; 105-4-2 Amended V. 30, p. 1466; 105-4-3 Amended (T) V. 30, p. 1086; 105-4-3 Amended V. 30, p. 1466; 105-11-1 Amended (T) V. 30, p. 1086; 105-11-1 Amended V. 30, p. 1466

AGENCY 106: COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING (FORMERLY LAW ENFORCEMENT TRAINING COMMISSION)

Table with 3 columns: Reg. No., Action, Register. Rows: 106-1-1 through 106-1-8 Revoked (T) V. 31, p. 1002; 106-1-1 through 106-1-8 Revoked V. 31, p. 1221; 106-2-1 New (T) V. 31, p. 1002; 106-2-1 New V. 31, p. 1221; 106-2-2 New (T) V. 31, p. 1003; 106-2-2 New V. 31, p. 1221; 106-2-2a New (T) V. 31, p. 1003; 106-2-2a New V. 31, p. 1221; 106-2-3 New (T) V. 31, p. 1004; 106-2-3 New V. 31, p. 1223; 106-2-4 New (T) V. 31, p. 1005; 106-2-4 New V. 31, p. 1223; 106-3-1 through 106-3-6 New (T) V. 31, p. 1005, 1006; 106-3-1 through 106-3-6 New V. 31, p. 1223, 1224; 106-4-1 New (T) V. 31, p. 1006; 106-4-1 New V. 31, p. 1224

AGENCY 107: LAW ENFORCEMENT TRAINING CENTER

Table with 3 columns: Reg. No., Action, Register. Rows: 107-1-1 through 107-1-5 Revoked (T) V. 31, p. 1007; 107-1-1 through 107-1-5 Revoked V. 31, p. 1225; 107-2-1 Revoked (T) V. 31, p. 1007; 107-2-1 Revoked V. 31, p. 1225; 107-3-1 Revoked (T) V. 31, p. 1007; 107-3-1 Revoked V. 31, p. 1226

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Table with 3 columns: Reg. No., Action, Register. Rows: 108-1-1 Amended V. 30, p. 166; 108-1-3 Amended V. 30, p. 168; 108-1-4 Amended V. 30, p. 170

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Table with 3 columns: Reg. No., Action, Register. Rows: 109-1-1 Amended V. 31, p. 48; 109-1-1a New (T) V. 30, p. 138; 109-1-1a New V. 30, p. 573; 109-1-2 Amended V. 31, p. 51; 109-2-1 Amended V. 31, p. 51; 109-2-2 Amended V. 31, p. 51; 109-2-4 Revoked V. 31, p. 52; 109-2-5 Amended V. 31, p. 52; 109-2-6 Amended V. 31, p. 54; 109-2-8 Amended V. 31, p. 55; 109-2-10a New V. 31, p. 56; 109-2-11 Amended V. 31, p. 57; 109-2-12 Amended V. 31, p. 58; 109-2-13 Amended V. 31, p. 58; 109-3-3 New V. 31, p. 246; 109-3-4 New V. 31, p. 247; 109-3-5 Amended V. 31, p. 1295



109-5-1	Amended (T)	V. 30, p. 138
109-5-1	Amended	V. 30, p. 573
109-5-1a	New (T)	V. 30, p. 139
109-5-1a	New	V. 30, p. 574
109-5-1b	New (T)	V. 30, p. 139
109-5-1b	New	V. 30, p. 574
109-5-1c	New	V. 31, p. 247
109-5-1d	New (T)	V. 30, p. 139
109-5-1d	New	V. 30, p. 574
109-5-1e	New (T)	V. 30, p. 139
109-5-1e	New	V. 30, p. 574
109-5-1f	New (T)	V. 30, p. 139
109-5-1f	New	V. 30, p. 574
109-5-5	Amended	V. 30, p. 1154
109-5-7a	New (T)	V. 30, p. 139
109-5-7a	New	V. 30, p. 574
109-5-7b	New (T)	V. 30, p. 140
109-5-7b	New	V. 30, p. 575
109-5-7c	New (T)	V. 31, p. 245
109-5-7c	New	V. 31, p. 497
109-5-7d	New (T)	V. 30, p. 141
109-5-7d	New	V. 30, p. 576
109-7-1	Amended	V. 31, p. 248
109-8-1	Amended (T)	V. 30, p. 141
109-8-1	Amended	V. 30, p. 576
109-8-2	New	V. 31, p. 225
109-9-1	Amended	V. 30, p. 1154
109-9-4	Amended	V. 30, p. 1154
109-10-1a	New (T)	V. 30, p. 141
109-10-1a	New	V. 30, p. 577
109-10-1b	New (T)	V. 30, p. 142
109-10-1b	New	V. 30, p. 577
109-10-1c	New	V. 31, p. 225
109-10-1d	New (T)	V. 30, p. 142
109-10-1d	New	V. 30, p. 577
109-10-1e	New (T)	V. 30, p. 142
109-10-1e	New	V. 30, p. 577
109-10-1f	New (T)	V. 30, p. 142
109-10-1f	New	V. 30, p. 577
109-10-1g	New (T)	V. 30, p. 142
109-10-1g	New	V. 30, p. 578
109-10-3	Amended	V. 30, p. 1155
109-10-5	Revoked	V. 30, p. 1155
109-10-6	Amended (T)	V. 30, p. 143
109-10-6	Amended	V. 30, p. 578
109-11-1a	New (T)	V. 30, p. 143
109-11-1a	New	V. 30, p. 578
109-11-3a	New (T)	V. 30, p. 144
109-11-3a	New	V. 30, p. 579
109-11-4a	New	V. 31, p. 225
109-11-6a	New (T)	V. 30, p. 144
109-11-6a	New	V. 30, p. 579
109-13-1	Amended	V. 31, p. 248
109-15-1	Amended	V. 30, p. 1155
109-15-2	Amended	V. 30, p. 1156

**AGENCY 110: DEPARTMENT OF COMMERCE**

Reg. No.	Action	Register
110-4-1		
through		
110-4-5	Amended	V. 30, p. 25-27
110-21-1		
through		
110-21-5	New	V. 30, p. 411-413
110-22-1		
through		
110-22-5	New (T)	V. 30, p. 984, 985
110-22-1		
through		
110-22-6	New	V. 30, p. 1416, 1417

**AGENCY 111: KANSAS LOTTERY**

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. A list of regulations filed from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 Kansas Register. A list of regulations filed from 2004 through 2005 can be found in the Vol. 24, No. 52, December 29, 2005 Kansas Register. A list of regulations filed from 2006 through 2007 can be found in the Vol. 26, No. 52, December 27, 2007 Kansas Register. A list of regulations filed from 2008 through November 2009 can be found in the Vol. 28, No. 53, December 31, 2009 Kansas Register. A list of regulations filed from December 1, 2009 through December 21, 2011, can be found in the Vol. 30, No. 52, December

29, 2011 Kansas Register. The following regulations were filed after December 22, 2011:

Reg. No.	Action	Register
111-2-270		
through		
111-2-276	New	V. 31, p. 114-116
111-2-277		
through		
111-2-282	New	V. 31, p. 582, 583
111-2-283		
through		
111-2-286	New	V. 31, p. 648
111-4-3135	New	V. 31, p. 116
111-4-3136	New	V. 31, p. 121
111-4-3137		
through		
111-4-3142	New	V. 31, p. 274-278
111-4-3144		
through		
111-4-3158	New	V. 31, p. 345-354
111-4-3159		
through		
111-4-3162	New	V. 31, p. 583-587
111-4-3163		
through		
111-4-3171	New	V. 31, p. 613-617
111-4-3172		
through		
111-4-3181	New	V. 31, p. 649-656
111-5-23		
through		
111-5-28	Amended	V. 31, p. 355-358
111-5-31	Amended	V. 31, p. 359
111-5-33	Amended	V. 31, p. 279
111-5-82	Amended	V. 31, p. 657
111-5-83	Amended	V. 31, p. 657
111-5-194	Amended	V. 31, p. 359
111-5-200	New	V. 31, p. 360
111-5-201		
through		
111-5-206	New	V. 31, p. 618, 619
111-9-174	New	V. 31, p. 122
111-9-175	New	V. 31, p. 123
111-9-176	New	V. 31, p. 124
111-9-177	New	V. 31, p. 360
111-17-3	New	V. 31, p. 279
111-17-4	New	V. 31, p. 619
111-201-14	Amended	V. 31, p. 361
111-301-6	Amended	V. 31, p. 658
111-401-1		
through		
111-401-50	New	V. 31, p. 389-407
111-401-51		
through		
111-401-118	New	V. 31, p. 427-449
111-401-119		
through		
111-401-166	New	V. 31, p. 528-552
111-501-9	Amended	V. 31, p. 124
111-501-12	Amended	V. 31, p. 659
111-501-14		
through		
111-501-26	New	V. 31, p. 124-129
111-501-35		
through		
111-501-81	New	V. 31, p. 129-146
111-501-82		
through		
111-501-102	New	V. 31, p. 620-628

**AGENCY 112: RACING AND GAMING COMMISSION**

Reg. No.	Action	Register
112-100-2	Amended	V. 30, p. 1605
112-101-6	Amended	V. 30, p. 290
112-101-8	Amended	V. 30, p. 1605
112-102-2	Amended	V. 30, p. 1605
112-102-8	Amended	V. 30, p. 290
112-102-10	Amended	V. 30, p. 1605
112-103-2	Amended	V. 30, p. 291
112-103-4	Amended	V. 30, p. 292
112-103-5	Amended	V. 30, p. 292
112-103-8	Amended	V. 30, p. 292
112-103-11	Amended	V. 30, p. 1605
112-103-15	Amended	V. 30, p. 292
112-104-1	Amended	V. 30, p. 293
112-104-5	Amended	V. 30, p. 1606
112-104-6	Amended	V. 30, p. 1606

112-104-8	Amended	V. 30, p. 294
112-104-13	Amended	V. 30, p. 295
112-104-14	Amended	V. 30, p. 297
112-104-15	Amended	V. 30, p. 297
112-104-16	Amended	V. 30, p. 298
112-104-32	Amended	V. 30, p. 300
112-104-42	New	V. 30, p. 1608
112-105-1	Amended	V. 30, p. 301
112-105-2	Amended	V. 30, p. 301
112-105-3	Amended	V. 30, p. 301
112-106-1	Amended	V. 30, p. 301
112-106-2	Amended	V. 30, p. 303
112-106-5	Amended	V. 30, p. 303
112-106-6	Amended	V. 30, p. 304
112-107-3	Amended	V. 30, p. 304
112-107-5	Amended	V. 30, p. 307
112-107-10	Amended	V. 30, p. 308
112-107-21	Amended	V. 30, p. 309
112-107-22	Amended	V. 30, p. 310
112-108-18	Amended	V. 30, p. 311
112-108-23	Amended	V. 30, p. 1609
112-108-36	Amended	V. 30, p. 312
112-108-55	Amended	V. 30, p. 313
112-110-1	Amended	V. 30, p. 1611
112-110-3	Amended	V. 30, p. 313
112-110-14	Amended	V. 30, p. 1612
112-112-1	Amended	V. 30, p. 314
112-112-3	Amended	V. 30, p. 314
112-112-4	Amended	V. 30, p. 314
112-112-7	Amended	V. 30, p. 315
112-112-9	Amended	V. 30, p. 315

**AGENCY 115: DEPARTMENT OF WILDLIFE, PARKS, AND TOURISM**

Reg. No.	Action	Register
115-1-1	Amended	V. 30, p. 943
115-2-2	Amended	V. 30, p. 1665
115-2-3	Amended	V. 30, p. 1466
115-2-3a	Revoked	V. 30, p. 1180
115-4-2	Amended	V. 31, p. 425
115-4-4	Amended	V. 31, p. 426
115-4-4a	Amended	V. 31, p. 427
115-4-6b	New	V. 30, p. 332
115-4-11	Amended	V. 30, p. 332
115-5-1	Amended	V. 30, p. 944
115-5-2	Amended	V. 30, p. 945
115-7-3	Amended	V. 30, p. 1665
115-7-6	Amended	V. 30, p. 1665
115-7-9	Amended	V. 30, p. 536
115-7-10	Amended	V. 30, p. 1665
115-8-1	Amended	V. 30, p. 1467
115-8-2	Amended	V. 31, p. 953
115-8-6	Amended	V. 30, p. 1665
115-8-9	Amended	V. 30, p. 1467
115-8-10	Amended	V. 30, p. 1468
115-8-12	Amended	V. 30, p. 1666
115-8-13	Amended	V. 30, p. 1180
115-8-23	New	V. 31, p. 953
115-8-24	New	V. 31, p. 954
115-14-1		
through		
115-14-6	Revoked	V. 31, p. 1142
115-14-8	Revoked	V. 31, p. 1142
115-14-9	Revoked	V. 31, p. 1142
115-14-10	Revoked	V. 31, p. 1142
115-14-11		
through		
115-14-15	New	V. 31, p. 1142-1151
115-16-3	Amended	V. 30, p. 1180
115-16-5	Amended	V. 30, p. 334
115-17-1	Amended	V. 30, p. 1468
115-17-2	Amended	V. 30, p. 1468
115-17-2a	New	V. 30, p. 1469
115-17-3	Amended	V. 30, p. 1469
115-17-4	Amended	V. 30, p. 1470
115-17-5	Amended	V. 30, p. 1470
115-17-6		
through		
115-17-9	Amended	V. 31, p. 954, 955
115-17-10	Amended	V. 30, p. 1470
115-17-11	Amended	V. 30, p. 1470
115-17-12	Amended	V. 30, p. 1471
115-18-1	Amended	V. 31, p. 1152
115-20-7	Amended	V. 31, p. 956
115-30-13	New	V. 30, p. 1666

(continued)

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

Reg. No.	Action	Register
117-2-2	Amended	V. 31, p. 1066
117-2-2a	Amended	V. 31, p. 1067
117-3-2	Amended	V. 31, p. 1067
117-3-2a	Amended	V. 31, p. 1068
117-4-2	Amended	V. 31, p. 1069
117-4-2a	Amended	V. 31, p. 1070
117-5-2	Amended	V. 31, p. 1070
117-5-2a	Amended	V. 31, p. 1071
117-7-1	Amended	V. 31, p. 683
117-8-1	Revoked	V. 31, p. 1071
117-20-1 through 117-20-7	New (T)	V. 31, p. 997
117-20-1	New	V. 31, p. 1248

117-20-2	New	V. 31, p. 1248
117-20-4	New	V. 31, p. 1248
117-20-5	New	V. 31, p. 1248
117-20-6	New	V. 31, p. 1248

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

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

**AGENCY 129: DEPARTMENT OF HEALTH AND ENVIRONMENT—DIVISION OF HEALTH CARE FINANCE**

Reg. No.	Action	Register
129-5-1	Amended	V. 31, p. 1248
129-10-31	New	V. 30, p. 92

**AGENCY 130: HOME INSPECTORS REGISTRATION BOARD**

Reg. No.	Action	Register
130-2-1	Amended (T)	V. 30, p. 1629
130-2-1	Amended	V. 31, p. 224

**AGENCY 131: COMMITTEE ON SURETY BONDS AND INSURANCE**

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

**AGENCY 132: KANSAS 911 COORDINATING COUNCIL**

Reg. No.	Action	Register
132-2-1	New	V. 31, p. 223
132-4-1	New	V. 31, p. 224

**Kansas Register**  
**Secretary of State**  
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