



# Kansas Register

Kris W. Kobach, Secretary of State

Vol. 35, No. 1

January 7, 2016

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## State of Kansas

## State Historical Society

## Notice of Meeting

The Kansas State Historical Society will accept public comments regarding the 2016 round of Heritage Trust Fund grants from 9 a.m. to noon Friday, February 5, in the classrooms in the Kansas Museum of History, 6425 S.W. 6th Ave., Topeka. Grant applicants and members of the public are welcome to comment about particular grant applications or the program in general to the grant review committee at that time.

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

Jennie Chinn  
Executive Director

Doc. No. 044193

(Published in the Kansas Register January 7, 2016.)

## City of Overland Park, Kansas

## Notice of Public Information Meeting

The city of Overland Park will be conducting a public information meeting regarding the roadway improvements for 159th Street, Metcalf Avenue to Nall Avenue. This meeting has been scheduled to discuss the final plans and project schedule and to meet the contractor.

The meeting will be held from 5:30 to 7 p.m. Thursday, January 14, in the conference room at the Overland Park Blue Valley Maintenance Facility, 6869 W. 153rd St., Overland Park. The Blue Valley Maintenance Facility is located east of Metcalf on 153rd Street.

Property owners in this area are encouraged to attend. Other members of the Overland Park community are also invited to attend.

For more information contact Eric Keenan, senior civil engineer, city of Overland Park, at 913-895-6028.

Sally Wachtel, Contract Specialist  
Public Works Department  
City of Overland Park, Kansas

Doc. No. 044198

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## State of Kansas

## State Conservation Commission

## Notice of Meeting

The State Conservation Commission will meet at 9 a.m. Wednesday, January 20, at the Kansas Department of Agriculture, 1320 Research Park Drive, Room 124, Manhattan. A copy of the agenda may be obtained by contacting the Division of Conservation, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, 66502, or 785-564-6620. If special accommodations are needed, please contact the agency three days in advance of meeting date.

Susan Metzger  
Interim Executive Director  
Division of Conservation

Doc. No. 044199

## State of Kansas

## Historic Sites Board of Review

## Notice of Meeting

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

- Approval of minutes of November 7, 2015, meeting.
- Heritage Trust Fund committee report.
- National Register of Historic Places – Nominations:

**Abernathy Furniture Company Factory**  
(Boundary Increase, Discontiguous District) – 1100 N. 2nd St., Leavenworth, Leavenworth County

**First United Methodist Church of Lawrence Oregon-California Trail Segment** – 867 US-40 Hwy., Lawrence vicinity, Douglas County

**Eskridge Bandstand** – City Park, Eskridge, Wabaunsee County

**Grandview Terrace Apartments** – 1736-1748 N. Hillside, Wichita, Sedgwick County

**Ash-Grove Historic District on East Douglas Avenue** – 2100-2300 Blocks of E. Douglas Ave., Wichita, Sedgwick County

- Register of Historic Kansas Places – Nomination:

**Coffeyville Memorial Hall** – 102 W. 7th St., Coffeyville, Montgomery County

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

Jennie Chinn  
Executive Director

Doc. No. 044192

## 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: [tshepher@emporia.edu](mailto:tshepher@emporia.edu). Mailing address: Emporia State University Purchasing, Campus Box 4021, 1 Kellogg Circle, Emporia, KS 66801-5415.

**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: [purch@pittstate.edu](mailto:purch@pittstate.edu). Mailing address: Pittsburg State University, Purchasing Office, 1701 S. Broadway, Pittsburg, KS 66762-7549.

**University of Kansas** – Electronic bid postings: <http://www.procurement.ku.edu/>. Paper bid postings and mailing address: KU Purchasing Services, 1246 W. Campus Road, Room 20, 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 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](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.

Kathy Herrman  
Chair of Regents Purchasing Group  
Director of Purchasing

Doc. No. 043663

State of Kansas

**Pooled Money Investment Board**

**Notice of Investment Rates**

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

**Effective 1-4-16 through 1-10-16**

Term	Rate
1-89 days	0.27%
3 months	0.31%
6 months	0.54%
12 months	0.81%
18 months	0.98%
2 years	1.10%

Scott Miller  
Director of Investments

Doc. No. 044191

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:

01/19/2016	EVT0004120	Agricultural Planting Services, KCI at Lansing
01/19/2016	EVT0004121	Seed, Coran & Soybean, KCI
01/19/2016	EVT0004122	SRT Weapons Accessories
01/19/2016	EVT0004123	SRT Weapons
01/19/2016	EVT0004124	Herbicides & Fertilizers, KCI at Lansing
01/19/2016	EVT0004127	Information Technology Application Assessment Services
02/03/2016	EVT0004119	Remediation Analytical Services
02/09/2016	EVT0004126	Services, Assistance Program

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

<http://admin.ks.gov/offices/procurement-and-contracts/bid-solicitations>

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

<http://admin.ks.gov/offices/procurement-and-contracts/additional-files-for-bid-solicitations>

01/28/2016	A-012659(B)	Flint Hills Nature Trail – Phase 1C
02/04/2016	A-012938	Fort Hays State University Cunningham Hall/Gross Coliseum Exterior Stair Replacement

02/04/2016	A-012940	Fort Hays State University Malloy Hall Ceiling & Lighting Replacement
02/14/2016	A-012981	Lansing Correctional Facility B Cell House & Laundry Metal Roof Retrofit

Information regarding prequalification, projects and bid documents can be obtained by calling 785-296-8899 or online at <http://admin.ks.gov/offices/ofpm/dcc>.

Tracy T. Diel, Director  
Procurement and Contracts

Doc. No. 044202

(Published in the Kansas Register January 7, 2016.)

**Summary Notice of Bond Sale  
City of Dodge City, Kansas  
\$5,855,000\*  
General Obligation Bonds, Series 2016-A  
(General obligation bonds payable from unlimited ad valorem taxes)**

**Bids**

Subject to the Notice of Bond Sale dated December 21, 2015, facsimile and electronic bids will be received on behalf of the director of finance of the city of Dodge City, 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 11 a.m. central standard time January 19, 2016, for the purchase of the above-referenced bonds. No bid of less than 99 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 February 3, 2016, and will become due on September 1 in the years as follows:

Year	Principal Amount	Year	Principal Amount
2016	\$275,000	2026	\$285,000
2017	215,000	2027	295,000
2018	220,000	2028	305,000
2019	230,000	2029	320,000
2020	235,000	2030	330,000
2021	240,000	2031	345,000
2022	250,000	2032	360,000
2023	255,000	2033	370,000
2024	265,000	2034	385,000
2025	270,000	2035	405,000

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 March 1 and September 1 in each year, beginning September 1, 2016.

**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 \$117,100.

**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 February 3, 2016, 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 2015 is \$174,274,519. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$42,985,000.

**Approval of Bonds**

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

**Additional Information**

Additional information regarding the bonds may be obtained from the undersigned, or from the financial advisor, at the addresses set forth below.

**Good Faith Deposit Delivery Address:**

Nannette Pogue, Director of Finance  
City Hall  
806 2nd Ave.  
P.O. Box 880  
Dodge City, KS 67801  
620-225-8100  
Fax: 620-225-8144  
nannette@dodgecity.org

**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  
hinojosp@stifel.com

Dated December 21, 2015.

City of Dodge City, Kansas

\*Subject to change; see Notice of Bond Sale dated December 21, 2015.

Doc. No. 044200

**State of Kansas****Department of Commerce****Request for Comments**

The Kansas Department of Commerce and its partners Kansas Rehabilitation Services and Adult Education and Literacy Programs request public comment on its Workforce Innovation Opportunity Act Combined State Plan draft. The plan can be accessed at [www.kansas-worksstateboard.org](http://www.kansas-worksstateboard.org). Public comments may be submitted at [WIOAStatePlan@kansascommerce.com](mailto:WIOAStatePlan@kansascommerce.com) through January 15, 2016.

Natalie Meugniot  
Workforce Services Program Manager

Doc. No. 044152

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

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

MFG Construction Products Company, 1018 W. Sycamore, Independence, KS 67301, owns and operates a fiberglass products manufacturing and repair facility located at the same address.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review during normal business hours, 8 a.m. to 5 p.m., at the KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, and at the KDHE Southeast District Office, 1500 W. 7th St., Chanute. To obtain or review the proposed permit and supporting documentation contact Shelley Schupp, 785-368-7030, at the KDHE central office, or Douglas Cole, 620-431-2390, at the KDHE Southeast District Office. The standard departmental cost will be assessed for any copies requested.

Written comments or questions regarding the proposed permit may be directed to Shelley Schupp, KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than noon February 8, 2016.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Shelley Schupp, KDHE, Bureau of Air, no later than noon February 8,

(continued)

2016, in order for the secretary of health and environment to consider the request.

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

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Ward Burns, U.S. EPA, Region 7, Air Permitting and Compliance Branch, 11201 Renner Blvd., Lenexa, KS 66219, 913-551-7960, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Susan Mosier, M.D.  
Secretary of Health  
and Environment

Doc. No. 044194

## State of Kansas

### Department of Health and Environment

#### Request for Comments

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

National Beef Packing Company, LLC, 12200 N. Ambassador Drive, Kansas City, MO 64163, owns and operates a beef processing plant located at 2000 East Trail, Dodge City, KS 67801.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review during normal business hours, 8 a.m. to 5 p.m., at the KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, and at the KDHE Southwest District Office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation contact Vivien Smith, 785-296-0757, at the KDHE central office, or Ethel Evans, 620-356-1075, at the KDHE Southwest District Office. The standard departmental cost will be assessed for any copies requested.

Written comments or questions regarding the pro-

posed permit may be directed to Vivien Smith, KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than noon February 8, 2016.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Vivien Smith, KDHE, Bureau of Air, no later than noon February 8, 2016, in order for the secretary of health and environment to consider the request.

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

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Ward Burns, U.S. EPA, Region 7, Air Permitting and Compliance Branch, 11201 Renner Blvd., Lenexa, KS 66219, 913-551-7960, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Susan Mosier, M.D.  
Secretary of Health  
and Environment

Doc. No. 044195

## State of Kansas

### Department of Health and Environment

#### Request for Comments

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

Fort Riley, 407 Pershing Court, Fort Riley, KS 66442-6016, owns and operates a military installation facility located at the same address.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review during normal business

hours, 8 a.m. to 5 p.m., at the KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, and at the KDHE North Central District Office, 2501 Market Place, Suite D, Salina. To obtain or review the proposed permit and supporting documentation contact Vivien Smith, 785-296-0757, at the KDHE central office, or Stan Marshall, 785-827-9639, at the KDHE North Central District Office. The standard departmental cost will be assessed for any copies requested.

Written comments or questions regarding the proposed permit may be directed to Vivien Smith, KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than noon February 8, 2016.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Vivien Smith, KDHE Bureau of Air, no later than noon February 8, 2016, in order for the secretary of health and environment to consider the request.

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

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Ward Burns, U.S. EPA, Region 7, Air Permitting and Compliance Branch, 11201 Renner Blvd., Lenexa, KS 66219, 913-551-7960, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Susan Mosier, M.D.  
Secretary of Health  
and Environment

Doc. No. 044196

## State of Kansas

### Department of Health and Environment

#### Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed reopening of an air quality operating permit. A Class I Air Operating Permit was issued for the operation of Southern Star Central Gas Pipeline located at P.O. Box 20010, Owensboro, KY 42304, which owns and operates Grabham compressor station. The effective date of the permit was December 14, 2011. K.A.R. 28-19-513(e)(2) states that only

those parts of the permit for which cause to reopen exists shall be affected by the reopening.

The Class I operating permit issued to Southern Star Central Gas Pipeline is being reopened by KDHE for the purpose of incorporating the NSPS Subpart J to a process heater unit that was inadvertently omitted from the permit. This reopening is due in accordance with K.A.R. 28-19-513(e)(1)(C).

A copy of the proposed permit as modified, all supporting documentation and all information relied upon during the reopening process is available for public review during normal business hours at the KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka. Also, a copy of only the proposed permit can be reviewed at the KDHE Southeast District Office, 1500 W. 7th St., Chanute. To obtain or review the proposed reopening and supporting documentation contact Cathy Richardson, 785-296-1947, at the KDHE central office, or Doug Cole, 620-431-2390, at the KDHE Southeast District Office. The standard departmental cost will be assessed for any copies requested.

Written comments or questions regarding the proposed permit may be directed to Cathy Richardson, KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than noon February 8, 2016.

A person may request a public hearing be held on the proposed action. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Cathy Richardson, KDHE, Bureau of Air, no later than noon February 8, 2016, in order for the secretary of health and environment to consider the request.

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

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Ward Burns, U.S. EPA, Region 7, Air Permitting and Compliance Branch, 11201 Renner Blvd., Lenexa, KS 66219, 913-551-7960, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Susan Mosier, M.D.  
Secretary of Health  
and Environment

Doc. No. 044197

## State of Kansas

Department of Health  
and EnvironmentNotice 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-16-001/007  
Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Joe B. Bruna 2624 26th Road Hanover, KS 66945	NW/4 of Section 29, T01S, R05E, Washington County	Big Blue River Basin

Kansas Permit No. A-BBWS-S047

This is a modified renewal permit for an existing facility with the maximum capacity of 550 head (220 animal units) of swine more than 55 pounds, 550 head (55 animal units) of swine 55 pounds or less, 40 head (40 animal units) of cattle weighing more than 700 pounds and 40 head (20 animal units) of cattle weighing less than 700 pounds, for a total of 335 animal units. This represents a decrease in the permitted animal units from the previous permit by 15 animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Paul M. Fabrizio Fabrizius Fats 20095 260 Ave. WaKeeney, KS 67672	NE/4 of Section 33, T12S, R23W, Trego County	Smoky Hill River Basin

Kansas Permit No. A-SHTR-S004

This is a renewal permit for an existing facility with a maximum capacity of 428 head (171.2 animal units) of swine weighing more than 55 pounds. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Joe Kroeger 1397 Limestone Road Marysville, KS 66508	NE/4 of Section 06, T03S, R08E, Marshall County	Big Blue River Basin

Kansas Permit No. A-BBMS-S020

This is a renewal permit for an existing facility with a maximum capacity for 500 head (200 animal units) of swine weighing more than 55 pounds and 500 head (50 animal units) of swine weighing 55 pounds or less. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Stephen Summerlin Seaboard Foods LP, Shore #239 2801 Hurliman Road Guymon, OK 73942	SW/4 of Section 08, T30S, R40W, Stanton County	Cimarron River Basin

Kansas Permit No. A-CIST-H004 Federal Permit No. KS0091782

This is a renewal permit for an existing facility for the confined feeding of 7,398 head (2,959.2 animal units) of swine weighing more than 55 pounds. There is no change in the permitted animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Frantz Betschart Betschart Livestock, Inc. 1270 CR-Y Ashland, KS 67831	SE/4 of Section 35, T33S, R24W, Clark County	Cimarron River Basin

Kansas Permit No. A-CICA-B002

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

Name and Address of Applicant	Legal Description	Receiving Water
Lynn Hanson Hanson Farming Co. 1009 X Road Pawnee Rock, KS 67567	NE/4 of Section 15, T20S, R16W, Pawnee County	Upper Arkansas River Basin

Kansas Permit No. A-UAPN-C007 Federal Permit No. KS0093688

This is a reissuance permit for an existing facility for 2,000 head (2,000 animal units) of cattle weighing greater than 700 pounds. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Turkey Creek (formerly Crumbaker West) 331 3rd St. N.W. Waucoma, IA 52171	NW/4 of Section 02, T07S, R08W, Mitchell County	Solomon River Basin

Kansas Permit No. A-SOMC-H003 Federal Permit No. KS0080306

A Nutrient Management Plan (NMP) update was received for an existing facility currently permitted for 5,800 head (2,300 animal units) of swine weighing more than 55 pounds. The NMP was updated for a name change to the facility. There are no changes to the permit. Only the updated portions of the Nutrient Management Plan are subject to comment. The facility has an approved Nutrient Management Plan on file with KDHE.

## Public Notice No. KS-AG-R-16-001/003

Per K.S.A. 65-171d, the following registrations have been received for proposed confined feeding facilities:

Name and Address of Registrant	Legal Description	County
Michael F. Meyer 519 184th Road Baileysville, KS 66404	SW/4 of Section 02, T02S, R11E	Nemaha



Name and Address of Registrant	Legal Description	County
Kerry Trostle Crandall Ranch LLC 238 Native Road S.E. Leroy, KS 66857	SE/4 of Section 14, T23S, R15E	Coffey

Name and Address of Registrant	Legal Description	County
Dalton Wiebe Wiebe Cattle 3577 Falcon Tampa, KS 67483	NE/4 of Section 12, T17S, R01E	Marion

**Public Notice No. KS-Q-16-001**

The requirements of the draft permit 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
Emmett, City of P.O. Box 27 Emmett, KS 66422	Cross Creek	Treated Domestic Wastewater

Kansas Permit No. M-KS16-0001      Federal Permit No. KS0046396  
 Legal Description: NE¼, NE¼, SE¼, S34, T8S, R12E, Pottawatomie County, KS

The proposed action consists of reissuance of an existing Kansas/ NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids and E. coli, as well as monitoring for ammonia, total phosphorus and pH. Contained in the permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified wastewater operator.

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 February 6, 2016, will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-16-001/007, KS-AG-R-16-001/003, KS-Q-16-001) 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.

Susan Mosier, M.D.  
Secretary of Health  
and Environment

Doc. No. 044201

## INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2009 Volumes of the *Kansas Administrative Regulations* and the 2015 Supplement of the *Kansas Administrative Regulations*.

### AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-45-22	Amended	V. 34, p. 1227

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

Reg. No.	Action	Register
5-22-7	Amended	V. 34, p. 513

### AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-23-14	Amended	V. 34, p. 1032
7-23-15	New	V. 34, p. 1033

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

Reg. No.	Action	Register
14-19-40	New (T)	V. 34, p. 824
14-19-40	New	V. 34, p. 1053
14-20-42	New (T)	V. 34, p. 825
14-20-42	New	V. 34, p. 1054
14-21-23	New (T)	V. 34, p. 825
14-21-23	New	V. 34, p. 1054

### AGENCY 16: ATTORNEY GENERAL

Reg. No.	Action	Register
16-14-1 through 16-14-9	New (T)	V. 34, p. 962, 963
16-14-1 through 16-14-9	New	V. 34, p. 1228, 1229

### AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-4-94	New	V. 34, p. 420
28-16-28b	Amended	V. 34, p. 190
28-16-28c	Amended	V. 34, p. 194
28-16-28d	Amended	V. 34, p. 196
28-16-28e	Amended	V. 34, p. 197
28-16-28f	Amended	V. 34, p. 199
28-16-58	Amended	V. 34, p. 200
28-19-274	New	V. 34, p. 1140

### AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-28	Amended	V. 34, p. 216
40-1-37	Amended	V. 34, p. 120
40-1-48	Amended	V. 34, p. 120
40-2-20	Amended	V. 34, p. 1202
40-4-29a	Amended	V. 34, p. 996
40-4-37e	Amended	V. 34, p. 120

40-9-118	Amended	V. 34, p. 103
40-9-126	New	V. 34, p. 103

### AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-4-103	Amended	V. 34, p. 260

### AGENCY 61: BOARD OF BARBERING

Reg. No.	Action	Register
61-3-7	Amended	V. 34, p. 190
61-3-22	Amended	V. 34, p. 190

### AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY

Reg. No.	Action	Register
65-5-6	Amended	V. 34, p. 480
65-5-10	Revoked	V. 34, p. 481
65-5-11	Revoked	V. 34, p. 481
65-5-13	New	V. 34, p. 481

### AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-14-1	Amended	V. 34, p. 617
66-14-2	Amended	V. 34, p. 617
66-14-3	Amended	V. 34, p. 618
66-14-5	Amended	V. 34, p. 618
66-14-7	Amended	V. 34, p. 618
66-14-10	Amended	V. 34, p. 618
66-14-11	Amended	V. 34, p. 619

### AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-2-22	Amended	V. 34, p. 70
68-16-1 through 68-16-9	Revoked	V. 34, p. 70
68-20-10a	Amended	V. 34, p. 70
68-20-31	New (T)	V. 34, p. 103
68-20-31	New	V. 34, p. 480

### AGENCY 69: BOARD OF COSMETOLOGY

Reg. No.	Action	Register
69-11-1	Amended	V. 34, p. 996
69-15-1	Amended	V. 34, p. 996
69-15-14	Amended	V. 34, p. 997
69-15-30	Amended	V. 34, p. 998

### AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No.	Action	Register
81-1-1	Amended	V. 34, p. 1301
81-2-1	Amended	V. 34, p. 1303
81-3-1	Amended	V. 34, p. 1304
81-3-2	Amended	V. 34, p. 1052
81-3-5	Amended	V. 34, p. 1305
81-3-6	Amended	V. 34, p. 1306
81-3-7	Amended	V. 34, p. 1310
81-4-1	Amended	V. 34, p. 1311
81-5-7	Amended	V. 34, p. 1312
81-5-15	Amended	V. 34, p. 1312
81-5-17	Amended	V. 34, p. 1313
81-5-21	Amended	V. 34, p. 1313
81-6-1	Amended	V. 34, p. 1313
81-7-1	Amended	V. 34, p. 1314
81-7-2	Amended	V. 34, p. 1314
81-14-1	Amended	V. 34, p. 1315
81-14-2	Amended	V. 34, p. 1052
81-14-5	Amended	V. 34, p. 1316
81-14-11	Amended	V. 34, p. 1321
81-21-1	Revoked	V. 34, p. 1053
81-22-1	Revoked	V. 34, p. 1053
81-22-3	Revoked	V. 34, p. 1053
81-23-3	Revoked	V. 34, p. 1053
81-24-2	Revoked	V. 34, p. 1053

81-24-3	Revoked	V. 34, p. 1053
81-25-4	Revoked	V. 34, p. 1053
81-26-1	Revoked	V. 34, p. 1053
81-26-2	Revoked	V. 34, p. 1053
81-27-1	Revoked	V. 34, p. 1053
81-27-2	Revoked	V. 34, p. 1053
81-29-1	Revoked	V. 34, p. 1053
81-29-2	Revoked	V. 34, p. 1053

### AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-2-402	Revoked	V. 34, p. 900
82-2-506	Revoked	V. 34, p. 900
82-2-507	Revoked	V. 34, p. 900
82-3-100	Amended	V. 34, p. 900
82-3-106	Amended	V. 34, p. 900
82-3-109	Amended	V. 34, p. 901
82-3-203	Amended	V. 34, p. 902
82-3-207	Amended	V. 34, p. 902
82-3-208	Amended	V. 34, p. 902
82-3-209	Amended	V. 34, p. 902
82-3-304	Amended	V. 34, p. 1100
82-3-312	Amended	V. 34, p. 903
82-3-1100 through 82-3-1120	Revoked	V. 34, p. 903
82-4-3a	Amended (T)	V. 34, p. 373
82-4-3a	Amended	V. 34, p. 846
82-4-3f	Amended	V. 34, p. 515
82-4-3g	Amended	V. 34, p. 518

### AGENCY 85: ABSTRACTERS' BOARD OF EXAMINERS

Reg. No.	Action	Register
85-4-1	Amended	V. 34, p. 177
85-7-1	Amended	V. 34, p. 177

### AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-1-5	Amended	V. 34, p. 1159

### AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-3-8a	Amended (T)	V. 34, p. 961
88-3-8a	Amended	V. 34, p. 1266
88-3-12	Revoked (T)	V. 34, p. 961
88-3-12	Revoked	V. 34, p. 1267
88-24-2	Amended	V. 34, p. 247
88-26-1 through 88-26-8	Amended	V. 34, p. 247-250
88-26-7	Amended (T)	V. 34, p. 961
88-26-9	Amended	V. 34, p. 1267
88-26-9 through 88-26-16	Revoked	V. 34, p. 250
88-28-6	Amended	V. 34, p. 250
88-29-1	Amended	V. 34, p. 313
88-29-5	Amended	V. 34, p. 314
88-29-6	Amended	V. 34, p. 314
88-29-7	Amended	V. 34, p. 315
88-29-7a	Amended	V. 34, p. 315
88-29-11	Amended	V. 34, p. 315
88-29a-1	Amended	V. 34, p. 316
88-29a-5	Amended	V. 34, p. 318
88-29a-6	Amended	V. 34, p. 318
88-29a-7	Amended	V. 34, p. 318
88-29a-7a	Amended	V. 34, p. 319
88-29b-1	Amended	V. 34, p. 319
88-29b-4	Amended	V. 34, p. 320
88-29b-5	Amended	V. 34, p. 321
88-29b-6	Amended	V. 34, p. 322

88-29b-7 Amended V. 34, p. 323  
 88-29b-7a Amended V. 34, p. 324

**AGENCY 92: DEPARTMENT OF REVENUE**

Reg. No.	Action	Register
92-56-1	Amended	V. 34, p. 1140
92-56-2	Amended	V. 34, p. 1141
92-56-4	Amended	V. 34, p. 1356

**AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION**

Reg. No.	Action	Register
93-9-1	New	V. 34, p. 260

**AGENCY 100: BOARD OF HEALING ARTS**

Reg. No.	Action	Register
100-28a-1a	New (T)	V. 34, p. 1334
100-28a-6	Amended (T)	V. 34, p. 1334
100-28a-9	Amended (T)	V. 34, p. 1335
100-28a-9a	New (T)	V. 34, p. 1335
100-28a-10	Amended (T)	V. 34, p. 1335
100-28a-11	Amended (T)	V. 34, p. 1336
100-28a-12	Amended (T)	V. 34, p. 1336
100-28a-13	Amended (T)	V. 34, p. 1336
100-28a-14	Amended (T)	V. 34, p. 1337
100-28a-15	Amended (T)	V. 34, p. 1337
100-28a-17	Amended (T)	V. 34, p. 1337

**AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES**

Reg. No.	Action	Register
105-5-2	Amended	V. 34, p. 1248
105-5-3	Amended	V. 34, p. 1248
105-5-6	Amended	V. 34, p. 1248
105-5-7	Amended	V. 34, p. 1249
105-5-8	Amended	V. 34, p. 1249
105-11-1	Amended	V. 34, p. 1249

**AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES**

Reg. No.	Action	Register
109-2-8	Amended	V. 34, p. 71

109-5-1	Amended	V. 34, p. 1299
109-5-1a	through	
109-5-1d	Amended	V. 34, p. 1299, 1300
109-5-2	Revoked	V. 34, p. 1300
109-8-1	Amended	V. 34, p. 1300
109-10-1	Revoked	V. 34, p. 344
109-10-1c	Amended	V. 34, p. 344
109-10-1e	Amended	V. 34, p. 345
109-10-2	Revoked	V. 34, p. 345
109-10-7	Amended	V. 34, p. 345
109-11-3a	Amended	V. 34, p. 345
109-11-4a	Amended	V. 34, p. 346
109-11-6a	Amended	V. 34, p. 346
109-11-10	Revoked	V. 34, p. 347

**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*. A list of regulations filed from December 22, 2011, through November 6, 2013, can be found in the Vol. 32, No. 52, December 26, 2013 *Kansas Register*. A list of regulations filed from November 7, 2013, through December 31, 2015, can be found in the Vol. 34, No. 53, December 31, 2015 *Kansas Register*.

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

Reg. No.	Action	Register
115-1-1	Amended	V. 34, p. 1204
115-2-1	Amended	V. 34, p. 1206
115-4-11	Amended	V. 34, p. 1208
115-4-13	Amended	V. 34, p. 1210
115-7-1	Amended	V. 34, p. 1211
115-7-2	Amended	V. 34, p. 103
115-7-10	Amended	V. 34, p. 1212
115-9-6	Amended	V. 34, p. 104
115-30-1	Amended	V. 34, p. 104

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

Reg. No.	Action	Register
117-7-1	Amended	V. 34, p. 420

**AGENCY 123: DEPARTMENT OF CORRECTIONS—DIVISION OF JUVENILE SERVICES**

Reg. No.	Action	Register
123-6-105	Amended	V. 34, p. 868
123-6-105a	New	V. 34, p. 868
123-15-107	New	V. 24, p. 1183

**AGENCY 127: KANSAS HOUSING RESOURCES CORPORATION**

Reg. No.	Action	Register
127-2-2	Amended	V. 34, p. 347

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

Reg. No.	Action	Register
129-5-1	Amended (T)	V. 34, p. 100
129-5-1	Amended	V. 34, p. 340
129-5-10 through 129-5-21	New	V. 34, p. 943, 944

**AGENCY 132: KANSAS 911 COORDINATING COUNCIL**

Reg. No.	Action	Register
132-1-1	New	V. 34, p. 103

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

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