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State of Kansas

Legislature

Interim Committee Schedule

The Legislative Research Department gives notice that the following legislative committees plan to meet on the dates listed below 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 Aug 16 | Room 548-S | Time 1:30 pm | Committee Legislative Coordinating Council | Agenda Legislative matters. |
|-----------------------|--------------------------------------------------------------------------------|------------------------|--------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Aug 22 | 548-S | 9:00 am | Joint Committee on Home and Community Based Services and KanCare Oversight, Robert G. (Bob) Bethell | Presentations on KanCare; KanCare Report on Managed Care Organizations' Financial Status; Update on Osawatomie and Larned State Hospitals; KanCare Intellectual/ Developmental Disability Population; KanCare Ombudsman Update; Agencies' and MCOs' Response to Stakeholders' Concerns; MCO Presentations. |
| Aug 23 | 548-S | 10:00 am | Joint Committee on Home and Community Based Services and KanCare Oversight, Robert G. (Bob) Bethell | Agenda not available. |
| Aug 23 | Legislative Post Audit Conference Room 1 800 SW Jackson Suite 1200 | 10:00 am | Executive Legislative Post Audit Committee | FY 2018-2019 Budget Revisions; Potential Rules Changes; and Potential Legislation Post Auditor Evaluation. |

Tom Day Director of Legislative Administrative Services

Doc. No. 045640

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Register Office: 1st Floor, Memorial Hall 785-296-0082 Fax 785-296-8577 kansasregister@ks.gov

Kansas Register _

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 8-14-17 th | rough 8-20-17 |
|----------------------|---------------|
| Term | Rate |
| 1-89 days | 1.16% |
| 3 months | 1.06% |
| 6 months | 1.14% |
| 12 months | 1.24% |
| 18 months | 1.27% |
| 2 years | 1.33% |
| | |

Scott Miller Director of Investments

Doc. No. 045635

State of Kansas

State Employee Health Care Commission

Notice of Meeting:

A Kansas State Employees Health Care Commission meeting has been scheduled at 1:30 p.m. Monday, August 28, 2017, in the KPERS Boardroom located at 611 S. Kansas Ave., Topeka, Kansas.

If you have any questions, please contact Lea Selleck with the State Employee Health Plan at 785-368-6361.

> Sarah Shipman, Chair Health Care Commission

Doc. No. 045636

State of Kansas

Department of Health and Environment Division of Health Care Finance

Public Notice

The 4% Medicaid reduction implemented on July 1, 2016 is restored with dates of services July 1, 2017. The restoration will be applied to the claim allowed amount prior to any cost sharing amounts such as client obligation or other insurance payments.

The budget restoration will apply to the following providers:

Estimated SFY 2018–Provider All Funds Fiscal Impact

Provider Type \$14,839,845 ICF/MR Hospital \$17,764,806 \$14,244,376 Pharmacy Mental Health Provider \$ 9,807,211 Physician \$ 9,246,068 \$ 2,570,070 Dentist \$ 1,998,078 Other Licensed Practitioners \$ 1,325,476 Home Health Agency Case Manager (Targeted) \$ 1,148,295 DME/Medical Supply Dealer \$ 955,215 Local Education Agency \$ 861,994

| Transportation Provider | \$ 753,384 |
|-------------------------|---------------|
| Optometrist | 566,241 |
| Clinic | \$ 304,296 |

To send comments or to review comments received, or to obtain additional information, contact Bobbie Graff-Hendrixson, KDHE, Division of Health Care Finance, Room 900-N, Landon State Office Building, 900 SW Jackson, Topeka, KS 66612-1220, or e-mail Bobbie. Graff-Hendrixson@ks.gov.

The last day for public comment is September 18, 2017.

Mike Randol, Director Division of Health Care Finance

Doc. No. 045637

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: http://www.emporia. edu/busaff/purchasing. Additional contact info: phone: 620-341-5145, fax: 620-341-5073, email: purchaseorders@emporia. edu. Mailing address: Emporia State University Purchasing, Campus Box 4021, 1 Kellogg Circle, Emporia, KS 66801-5415.

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

Kansas State University - Bid postings: https://www.k-state. edu/purchasing/rfq. Additional contact info: phone: 785-532-6214, fax: 785-532-5577, email: kspurch@k-state.edu. Mailing address: Division of Financial Services/Purchasing, 2323 Anderson Ave., Kansas State University, Manhattan, KS 66506.

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

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

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

Wichita State University - Bid postings: http://www.wichita. edu/purchasing. Additional contact info: phone: 316-978-3080, (continued)

fax: 316-978-3528. Mailing address: Wichita State University, Office of Purchasing, 1845 Fairmount Ave., Campus Box 12, Wichita, KS 67260-0012.

Cathy Oehm Chair of Regents Purchasing Group Assistant Director of Purchasing Kansas State University

Doc. No. 045529

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 2:00 p.m. on the date indicated. For more information, call 785-296-2376:

| 08/30/2017 | EVT0005262 | Moisture Cabinet – KDOT |
|------------|------------|-----------------------------------|
| 08/31/2017 | EVT0005264 | Ford Interceptor Police Vehicle |
| 08/31/2017 | EVT0005269 | Excavating Services, Tuttle Creek |
| 08/31/2017 | EVT0005196 | Electrical Supplies – Statewide |
| 09/01/2017 | EVT0005040 | Plumbing Supplies – Statewide |
| 09/05/2017 | EVT0005245 | Food Services State Capitol |
| 09/12/2017 | EVT0005263 | Attorney Pool |
| 09/12/2017 | EVT0005271 | Automated Biometric |
| | | Identification System Study |

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

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

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

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

09/06/2017 A-013209 Kansa Neurological Institute HoneyBee Reroof

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

> Tracy T. Diel, Director Procurement and Contracts

Doc. No. 045644

State of Kansas

Department of Health and Environment

Notice of Application for a Construction Demolition Landfill Permit

The Kansas Department of Health and Environment (KDHE) received a permit application from Rubble Reprocessing, LLC, for a construction and demolition landfill located at 10433 Sedgwick Road near the city of Atchison, Kansas. The proposed facility permitted area is approximately 100 acres with 80 acres for disposal. Atchison County has certified that the application is consistent with their solid waste management plan and compatible with surrounding land use. KDHE is providing

public notice of their intent to issue a permit to Rubble Reprocessing, LLC, however, a final decision has not been made and KDHE will consider information gathered during the public comment period. A copy of the permit application, engineering drawings, and draft permit with respect to this permit action will be available for public review at www.kdheks.gov/waste from August 10, 2017 to September 9, 2017 and during business hours at the Atchison Public Library, 401 Kansas Ave., in Atchison, Kansas.

Anyone wishing to comment on the proposed facility should submit an email by 5:00 p.m. September 9, 2017 to heather.weed@ks.gov. Comments can also be sent to Kansas Department of Health and Environment, 1000 SW Jackson, Suite 320, Topeka, KS 66612, and must be postmarked by September 9, 2017 and received within one week thereafter.

Notice of the decision will be given to the applicant, anyone who submits formal comments, and those who request notice of the final decision.

> Susan Mosier, MD, MBA, FAC Secretary and State Health Officer

Doc. No. 045643

State of Kansas

Department of Health and Environment

Public 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-17-148/151

Pending Permits for Confined Feeding Facilities

| Name and Address of Applicant | Legal Description | Receiving Water |
|----------------------------------|--------------------|--------------------|
| Tom J. Moxley | SW/4 of Section 35 | Neosho River Basin |
| Moxley Ranch | T16S, R09E | |
| 1852 S. 200 Road | Morris County | |

Kansas Permit No. A-NEMR-B009

Council Grove, KS

66846

This permit is being reissued for an existing facility of 999 head (999 animal units) of beef cattle weighing more than 700 pounds each. Runoff from two drainage areas, approximately 9.4 acres of pen area drains to an existing wastewater control system. There is no change in the permitted animal units.

| Name and Address of Applicant | Legal Description | Receiving Water |
|----------------------------------------------------------------------|------------------------------------------------------|---------------------------|
| Thomas Toll Toll Farms 2453 10th Avenue Lindsborg, KS 67456 | NE/4 of Section 34 T17S, R04W McPherson County | Smoky Hill River Basin |

Kansas Permit No. A-SHMP-B004

Notice

This permit is being reissued for an existing facility with a maximum capacity of zero (0) head of cattle (0 animal units). The facility has one retention structure and does not confine any animals. This represents a decrease in the permitted animal unit capacity from the previous permit cycle.

| Name and Address of Applicant | Legal Description | Receiving Water |
|-----------------------------------------------------|--------------------------------------------------|---------------------------|
| Taylor G. Bemis 898 Highway 40 Hays, KS 67601 | SE/4 of Section 17 T13S, R19W Ellis County | Smoky Hill River Basin |

Kansas Permit No. A-SHEL-B006

This permit is being reissued for an existing facility with a maximum capacity of 450 head (450 animal units) of cattle more than 700 pounds. There is no change in the animal units from the previous permit cycle.

| Name and Address of Applicant | Legal Description | Receiving Water |
|--------------------------------------------------------------------------------|----------------------------------------------------|-------------------------|
| Phil Dirks Dirks Cattle Company 18005 County Road 3 Ingalls, KS 67853 | SE/4 of Section 03 T29S, R31W Haskell County | Cimarron River Basin |

Kansas Permit No. A-CIHS-C013

Federal Permit No. KS0097268

This is a renewal permit for an existing facility for 2,000 head (2,000 animal units) of cattle weighing more than 700 pounds and 4,000 head (2,000 animal units) of cattle weighing less than 700 pounds; for a total of 4,000 animal units of cattle. There has been no change in animal numbers from the last permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Public Notice No. KS-Q-17-088/103

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 |
|----------------------------------------------------------|-------------------------------------|--------------------------------|
| Caldwell, City of 14 W. Central Caldwell, KS 67022 | Fall Creek via Unnamed Tributary | Treated Domestic Wastewater |
| Kansas Permit No. M-A | R17-OO02 Federa | l Permit No. KS0097811 |
| Legal Description: W ¹ / ₂ , | SE¼, SE¼, S1, T35S, R3 | W, Sumner County, KS |

The proposed action is to reissue an existing State/NPDES 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 recoverable arsenic, and pH.

| Name and Address of Applicant | Receiving Stre | am Type of Discharge |
|----------------------------------------------------------|----------------|--------------------------------|
| Carbondale, City of PO Box 70 Carbondale, KS 66414 | Burys Creek | Treated Domestic Wastewater |
| Kansas Permit No. M-K | S07-OO01 | Federal Permit No. KS0021674 |

Legal Description: NW1/4, NE1/4, S24, T14S, R15E, Osage County, KS

The proposed action is to reissue an existing State/NPDES 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, and pH.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|-------------------------------------------------|-------------------------------|--------------------------------|
| Cheney, City of PO Box I Cheney, KS 67025 | North Fork Ninnescah River | Treated Domestic Wastewater |

Kansas Permit No. M-AR20-OO02 Federal Permit No. KS0094226

Legal Description: SW1/4, NE1/4, S9, T28S, R4W, Sedgwick County, KS

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli, total hardness, calcium, magnesium, sodium, alkalinity, chlorides, sulfates, nitrates, fluorides, iron, manganese, and pH.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|------------------------------------------------------|-----------------------------------------------|--------------------------------|
| Colby, City of 585 N. Franklin Colby, KS 67701 | Prairie Dog Creek via Unnamed Tributary | Treated Domestic Wastewater |

Kansas Permit No. M-UR06-OO02 Federal Permit No. KS0098688

Legal Description: NW1/4, NE1/4, SW1/4, S33, T7S, R33W, Thomas County, KS

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a mechanical wastewater treatment plant consisting of vortex grit removal with classifier, mechanical bar screen, counter current aeration activated sludge basins, final clarifiers, UV disinfection, parshall flume, cascade reaeration of effluent, aerobic digesters and sludge storage tank, rotary drum sludge thickener, reclaimed effluent reuse pumps, and irrigation holding tank. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, dissolved oxygen, total residual chlorine, and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, total recoverable arsenic, and flow.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|----------------------------------|------------------------------------------|------------------------------------|
| The Coleman Company, Inc. | Arkansas River via Chisholm Creek via | Groundwater Remediation Project |
| PO Box 2931 | Drainage Ditch | , |
| Wichita, KS 67201 | | |

Kansas Permit No. I-AR94-PO70

Federal Permit No. KS0091421

Legal Description: NW1/4, S34, T26S, R1E, Sedgwick County, KS

The proposed action is to reissue an existing State/NPDES permit for discharge during a groundwater remediation project. Chlorinatedhydrocarbon contaminated groundwater from groundwater recovery wells is treated in an air stripper prior to discharge. The proposed permit contains limits for trichloroethylene, tetrachloroethylene, and vinyl chloride, as well as monitoring for volatile organic compounds, and pH.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|--------------------------------------------------------------|--------------------------------------------------------|--------------------------------|
| Cunningham, City of PO Box 188 Cunningham, KS 67035 | South Fork Ninnescah River via Unnamed Tributary | Treated Domestic Wastewater |
| Kansas Permit No. M-A | R27-OO01 Fede | ral Permit No. KS0049743 |

Kansas Permit No. M-AR27-OO01

Legal Description: SE¼, NW¼, SW¼, S33, T27S, R10W, Kingman County, KS

Vol. 36, No. 33, August 17, 2017

Federal Permit No. KS0100820

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli, chlorides, and pH.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|----------------------------------|------------------|--------------------------------|
| Derby, City of 611 Mulberry | Arkansas River | Treated Domestic Wastewater |
| Derby, KS 67037 | | |

Kansas Permit No. M-AR29-OO02

Legal Description: SE¼, NE¼, SW¼, S13, T29S, R1E, Sedgwick County, KS

Federal Permit No. KS0050377

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a mechanical wastewater treatment plant consisting of: bar screen, two vortex grit removal units, oxidation ditch with anoxic zone, three final clarifiers, UV disinfection, sludge centrifuge, dry sludge storage building, static screen sludge thickener, gravity belt thickening, and three aerated sludge holding tanks. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, whole effluent toxicity, and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, chlorides, priority pollutants, and flow.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|---------------------------------------------------|------------------|--------------------------------|
| Easton, City of PO Box 267 Easton, KS 66020 | Stranger Creek | Treated Domestic Wastewater |

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

- Legal Description: SE¹/4, NE¹/4, NE¹/4, S19, T8S, R21E, Leavenworth County, KS
- The proposed action is to reissue an existing State/NPDES 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, total recoverable lead and copper, and pH. Contained in the permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-Certified operator for supervise the operation of this facility.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|----------------------------------|-------------------------------------|--------------------------------|
| Goessel, City of PO Box 347 | Emma Creek via Middle Emma Creek | Treated Domestic Wastewater |
| PU DOX 347 | миале Етта Стеек | wastewater |

Goessel, KS 67053

Kansas Permit No. M-LA05-OO02 Federal Permit No. KS0081060

Legal Description: SW¼, SW¼, NE¼ & NW¼, SE¼, S8, T21S, R1E, Marion County, KS

The proposed action is to reissue an existing State/NPDES 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.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|----------------------------------|---------------------|-------------------|
| Harper, City of | Chikaskia River via | Treated Domestic |
| PO Box 337 | Sand Creek | Wastewater |
| Harper, KS 67058 | | |

Kansas Permit No. M-AR40-OO01 Federal Permit No. KS0024872

Legal Description: W¹/₂, SE¹/₄, S6, T32S, R6W, Harper County, KS

The proposed action is to reissue an existing State/NPDES 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, chlorides, and pH.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|----------------------------------|---------------------------------|--------------------------------|
| Hays, City of PO Box 490 | Big Creek via Chetolah Creek | Treated Domestic Wastewater |
| Hays, KS 67601 | Chetolan Creek | Wastewater |

Kansas Permit No. M-SH16-OO03

Legal Description: NW1/2, SE1/4, SW1/4, S3, T14S, R18W, Ellis County, KS

The proposed action is to modify and existing State/NPDES permit for an existing facility. The upgraded facility will consist of a new influent sewage lift station, preliminary treatment involving fine screening and grit removal, a large activated sludge treatment basin, two final clarifiers, tertiary filtration (disc filter), ultraviolet disinfection of effluent with a portion of the effluent intended for irrigation, effluent reuse storage pond located at the golf course, aerobic sludge digestion, sludge dewatering facility (centrifuge) and sludge storage on old sludge drying beds. This permit is being modified to correct the facility description and extend the schedule to compliance dates to allow completion of the upgraded facility based on the final plan approved by KDHE. All other terms, conditions and provisions of the permit remain in full force and effect.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|---------------------------------------------------------------------------------------------------------------------------------------|-------------------------|--------------------------------|
| Johnson County Wastewater for Board of County Commissioners 11811 S. Sunset Drive, Suite 2500 Olathe, KS 66061-7061 | Negro Creek | Treated Domestic Wastewater |
| Kansas Permit No. M-M | AO26-OO06 Feder | al Permit No. KS0092738 |
| | (NE1/ 010 E140 DOF | |

Legal Description: SW1/4, NE1/4, S10, T14S, R25E, Johnson County, KS

Facility Name: Blue River Main Sewer District No. 1

Facility Address: 2523 W. 151st St., Overland Park, KS 66224

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a mechanical treatment plant consisting of mechanical bar screen, grit removal, BNR Activated Sludge System (two trains), three final clarifiers, UV disinfection system, and a peak flow equalization basin. The proposed permit contains limits for biochemical oxygen demand, total suspended ammonia, E. coli, dissolved oxygen, whole effluent toxicity, and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, priority pollutants, and flow.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|----------------------------------------------------------------------------|------------------------------------------|--------------------------------|
| Leavenworth County Commission 300 Walnut Leavenworth, KS 66048 | Stranger Creek via Little Sandy Creek | Treated Domestic Wastewater |
| Kansas Permit No. M-K | S04-OO04 Federa | al Permit No. KS0086835 |

Legal Description: SW1/4, NW1/4, NE1/4, S33, T9S, R22E, Leavenworth County, KS

Facility Name: Leavenworth County Sewer District #1 (High Crest)

The proposed action is to reissue an existing State/NPDES 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, and pH.

| Name and Address of Applicant | Receiving Strea | am Type of Discharge |
|-------------------------------------------------|----------------------------------|----------------------------------|
| Lyons, City of PO Box 808 Lyons, KS 67554 | Cow Creek via Little Cow Cree | Treated Domestic k Wastewater |
| Kansas Permit No. M- | AR56-0001 | Federal Permit No. KS0022730 |

- Legal Description: SE¼, SE¼, SW¼ and SW¼, SW¼ SE¼, S9, T20S, R8W, Rice County, KS
- The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. Coli, dissolved oxygen, nitrate + nitrite, and pH, as well as monitoring for total phosphorus, chlorides, total Kjeldahl nitrogen, total nitrogen, and flow. Contained in the permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-Certified operator for supervise the operation of this facility.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|----------------------------------------------------|----------------------------------------|--------------------------------|
| Meade, City of 132 S. Fowler Meade, KS 67864 | Crooked Creek via Unnamed Tributary | Treated Domestic Wastewater |

Kansas Permit No. M-CI12-OO02 Federal Permit No. KS0097055

Legal Description: N¹/₂, NW¹/₄, NE¹/₄, S13, T32S, R28W, Mead County, KS

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli, chlorides, and pH.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|---------------------------------------------------------------------------------------------------------|------------------|--------------------------------|
| Wichita, City of Sewer and Water Department 455 N. Main St., 8th Floor Wichita, KS 67202 | Cowskin Creek | Treated Domestic Wastewater |

Kansas Permit No. M-AR94-OO03 Federal Permit No. KS0095681

Legal Description: N¹/₂, SW¹/₄, S25, T26S, R2W, Sedgwick County, KS

Facility Name: Cowskin Creek Water Quality Reclamation Facility

Facility Address: 4182 N. 135th St. West, Wichita, KS 67227-8026

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a mechanical treatment plant consisting of an influent pump station, two mechanical bar screens, manual bar screen, mechanical grit removal, five anaerobic basins, two anoxic basins, two extended aeration activated sludge basins, two final clarification basins, ultraviolet disinfection and cascade re-aeration, gravity belt sludge thickener, centrifuge sludge thickener, an aerated sludge digestion tank and an aerated sludge storage tank. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coil, dissolved oxygen, whole effluent toxicity, and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, priority pollutants, and flow.

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 SW Jackson St., Suite 420, Topeka, KS 66612-1367.

All comments regarding the draft documents or application notices received on or before **September 16**, **2017**, will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-

AG-17-148/151, KS-Q-17-088/103) 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, 1000 SW Jackson St., Suite 420, Topeka, Kansas. 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 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

> Susan Mosier, MD, MBA, FACS Secretary and State Health Officer

Doc. No. 045642

State of Kansas

Attorney General

Opinion 2017-1

Re: Cities and Municipalities–Definitions–Adoption of Codes by Reference–City Adoption of Codes by Reference in Ordinance; County Adoption by Reference in Resolution; Authority of Townships

Townships and Township Officers–General Provisions– Corporate Status; Powers; Powers and Duties Generally; Authority to Adopt Building Codes January 1, 2017

Synopsis: A township lacks authority to enact local laws or undertake any action not specifically authorized by statute or the state constitution. Lacking such authority, a township may not adopt a uniform code by reference, nor do the provisions in K.S.A. 12-3301 *et seq.* for the adoption of such codes apply to townships. Cited herein: K.S.A. 12-101; 12-3301; 12-3303; K.S.A. 2016 Supp. 19-101a; 80-101; 80-301; 80-401; 80-501; Kan. Const., Art. 5 § 12. KBT

Opinion 2017-2

Re: State Boards, Commissions and Authorities—State Banking Board—State Banking Board; Qualifications; Appointment; Senate Confirmation, Residence Requirements; Terms; Vacancies

Synopsis: A member of the State Banking Board who was appointed to fill a vacancy in an unexpired term and who was subsequently reappointed to serve another term, has served two terms, and therefore, is ineligible under K.S.A. 74-3004 for reappointment. Cited herein: K.S.A. 74-3004.

Opinion 2017-3

Re: Cities and Municipalities—Buildings, Structures and Grounds; Sales Tax and Revenue Bond Districts— Definitions; Museum Facility January 18, 2017

Synopsis: A building or structure constructed so that it abuts an existing building or that incorporates structural components of a previously existing building or structure may be deemed as "separate" and "newly-constructed" under K.S.A. 12-17,162(p) and may be viewed as a "museum facility." Cited herein: K.S.A. 2016 Supp. 12-17,160; 12-17,162; 12-17,164; 12-17,165; 12-17,166; 12-17,169. RDS

Opinion 2017-4

Re: Probate Code—Commitment of Sexually Violent Predators—Commitment of Sexually Violent Predators; County Reimbursed for Costs; Responsibility for Costs of Medical Care and Treatment

Legislature-Claims Against the State-Submission of Certain Claims to Joint Committee on Special Claims Against the State; County Reimbursed for Costs Relating to Determination of a Civil Commitment Proceeding Pursuant to the Kansas Sexually Violent Predator Act February 2, 2017

Synopsis: A county responsible for costs relating to the custody of a person awaiting determination of a civil commitment proceeding pursuant to the Kansas Sexually Violent Predator Act may seek reimbursement for such costs and expenses from the sexually violent predator expense fund or by presenting a claim against the state pursuant to K.S.A. 2016 Supp.59-29a04(e). Such county may not seek reimbursement for medical costs from the sexually violent predator expense fund or by presenting a claim against the state. K.S.A. 2016 Supp. 59-29a04(f) requires the governmental entity having custody to seek reimbursement of medical costs only from the person against whom a petition has been filed for such costs. Cited herein: K.S.A. 46-907; K.S.A. 2016 Supp. 59-29a02; 59-29a03; 59-29a04; 59-29a04a; 59-29a05. AEA

Opinion 2017-5

Re: Cities and Municipalities—General Provisions— Corporate powers

Corporations – Limited Liability Companies – Citation of Act; Definitions; Member; City February 3, 2017

Synopsis: A city may own shares in a limited liability company. Whether acquiring shares in a limited liability company violates the public purpose doctrine is a question of fact. The Interlocal Cooperation Act, K.S.A. 12-2901 *et seq.*, provides a framework for arrangements wherein a city intends to reduce financial risk by co-owning property with a third party. Cited herein: K.S.A. 12-101; 12-2901; K.S.A. 2016 Supp. 12-2904; 17-7662; 17-7663. CP

Opinion 2017-6

Re: Cities and Municipalities—General Provisions— Countywide and City Retailers' Sales Tax; Procedure for Imposition; Election Required; Use of Revenue February 9, 2017 **Synopsis:** The petitioning process afforded in K.S.A. 2016 Supp. 12-187(b)(1) is not an option under K.S.A. 2016 Supp. 12-187(b)(5). Whether a question authorizing a countywide retailers' sales tax, the proceeds of which would be pledged to support health care services, is submitted to the electors is solely within the discretion of the board of county commissioners. A private not-for-profit hospital may be included as health care services under K.S.A. 2016 Supp. 12-187(b)(5). Cited herein: K.S.A. 2016 Supp. 12-189; 12-192; K.S.A. 12-4906; 13-14b12; 14-640d; 19-2106; 19-4606; 65-204; 65-212; 65-468. RDS

Opinion 2017-7

Re: Counties and County Officers—County Treasurer—Deputy Treasurers; Budget; Limitation of Personnel Action February 21, 2017

Synopsis: A board of county commissioners does not have legal authority to supersede another elected county official's power to appoint, promote, demote, or dismiss his or her personnel. Cited herein: K.S.A. 2016 Supp. 19-101a; K.S.A. 19-302; 19-503; 19-805; 19-1202. CP

Opinion 2017-8

Re: Schools—Organization, Powers and Finances of Boards of Education—Board of Education; General Powers June 16, 2017

Synopsis: The common law doctrine of incompatibility of offices does not preclude a person from concurrently serving as a victim-witness coordinator employed by a County Attorney's Office and as a member of the board of education of a unified school district in the same county. Cited herein: K.S.A. 19-248; 19-702; 25-4318 *et seq.*; 60-1202 *et seq.*; 72-8123; K.S.A. 2016 Supp. 72-8205 and Kan. Const., Art. 6, § 5. AEA

Opinion 2017-9

Re: State Departments; Public Officers and Employees– Firearms–Personal and Family Protection Act; License to Carry Concealed Handgun July 10, 2017

Synopsis: A state university policy requiring concealed handguns carried on campus to be carried without a round in the chamber does not violate K.S.A. 2016 Supp. 75-7c03(a). Cited herein: K.S.A. 2016 Supp. 12-16,124(a); 75-7c03; 75-7c17; K.S.A. 76-712; 76-725. SF

Opinion 2017-10

Re: Elections-Registrations of Voters-Application for Registration; Limitations on Public Inspection of Registrations

State Departments; Public Officers and Employees— Public Records— Social Security Numbers; Disclosure in Public Documents with Personal Information, Prohibited; Use for Commercial Purposes, Restricted July 11, 2017

Synopsis: The Secretary of State is prohibited by Kansas law from releasing the last four digits of a registered voter's Social Security number and also may not release the residence address of any registered voter who has properly requested that his or her address be concealed

Kansas Register

as allowed by statute. With those exceptions, Kansas law allows the Secretary of State, in his (or her) discretion, to release records containing the full name, date of birth, and party affiliation of a registered voter. Cited herein: K.S.A. 2016 Supp. 25-2304; 25-2309; 25-2320; K.S.A. 45-216; K.S.A. 2016 Supp. 45-217; K.S.A. 45-218; K.S.A. 2016 Supp. 45-220; 45-221; 45-230; 50-7a01; and 75-3520. AEA

Opinion 2017-11

Re: Counties and County Officers–Election Commissioners–Powers, Authority and Duties; Budget August 8, 2017

Synopsis: In counties with an election commissioner, the board of county commissioners is required to include in its budget the expenses necessary to pay salaries and operate the office of commissioner of elections, as certified by the election commissioner. Cited herein: K.S.A. 19-3419; 19-3419a; 19-3420; 19-3421; 19-3424; 19-3435; 19-3435a. SF

Derek Schmidt Attorney General

Doc. No. 045638

(Published in the Kansas Register August 17, 2017.)

Unified School District No. 204, Wyandotte County, Kansas (Bonner Springs/Edwardsville)

Summary Notice of Bond Sale \$39,350,000* General Obligation Bonds Series 2017-A

(General Obligation Bonds Payable from Unlimited Ad Valorem Taxes)

Bids

Subject to the Notice of Bond Sale dated on or about August 28, 2017 (the "Notice"), facsimile, written, and electronic bids will be received on behalf of the director of business of Unified School District No. 204, Wyandotte County, Kansas (Bonner Springs/Edwardsville) (the "Issuer") in the case of written or facsimile bids, at the address set forth below, and in the case of electronic bids, through PARITY[®] until 12:00 p.m. (CDT), **September 5, 2017** for the purchase of the above-referenced bonds (the "Bonds"). No bid of less than 100% 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 on or about September 21, 2017 (the "Dated Date") and will become due on September 1 in the years as follows:

| Year | Principal Amount* | Year | Principal Amount* |
|------|----------------------|------|----------------------|
| 2018 | \$1,350,000 | 2028 | \$2,540,000 |
| 2019 | 100,000 | 2029 | 2,650,000 |
| 2020 | 100,000 | 2030 | 2,755,000 |
| 2021 | 100,000 | 2031 | 2,870,000 |

| 100,000 | 2032 | 2,975,000 |
|-----------|------------------------------------------------|----------------------------------------------------|
| 100,000 | 2033 | 3,100,000 |
| 1,040,000 | 2034 | 3,225,000 |
| 1,080,000 | 2035 | 3,355,000 |
| 2,350,000 | 2036 | 3,485,000 |
| 2,450,000 | 2037 | 3,625,000 |
| | 100,000 1,040,000 1,080,000 2,350,000 | 100,00020331,040,00020341,080,00020352,350,0002036 |

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 on March 1, 2018.

Book-Entry-Only System

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

Paying Agent and Bond Registrar

Treasurer of the State of Kansas, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied (in the manner set forth in the Notice) by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States of America or a wire transfer in Federal Reserve funds immediately available for use by the Issuer in the amount of \$787,000.

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 **September 21, 2017**, 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 2016 was \$191,261,686. The total general obligation indebtedness of the District as of the Dated Date, including the Bonds being sold, is \$56,530,000.

Approval of Bonds

The Bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Kansas City, Missouri, 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 as and when the Bonds are delivered.

Additional Information

Additional information regarding the Bonds may be obtained from the undersigned or the Financial Advisor at the addresses set forth below:

Issuer – Written and Facsimile Bid and Good Faith Deposit Delivery Address:

Eric Hansen Director of Business, Board Clerk 2200 South 138th St., Bonner Springs, KS 66012 913-422-5600 Fax: 913-422-4193 hansene@usd204.net

(continued)

Financial Advisor: George K. Baum & Company Attn: David Arteberry 4801 Main St., Suite 500 Kansas City, MO 64112 816-283-5137 Fax: 816-283-5326 arteberry@gkbaum.com

Dated August 17, 2017

Gina M. Riekhof Bond Counsel

4-5-2

* Subject to change, see the Notice Doc. No. 045639

State of Kansas

Kansas Insurance Department

Permanent Administrative Regulation

Article 4. – ACCIDENT AND HEALTH INSURANCE

40-4-42a. Notice requirements of adverse decisions. (a) Each written notification of an adverse decision shall be printed in clear, legible type and in at least 12-point type.

(b) The notice of adverse decision shall explain the principal reason for the adverse decision in language

easily understood by a person with an eighth-grade reading level. An insurer may meet this requirement by omitting medical terminology that describes an insured's medical condition. The notice shall include the legal names of all impacted parties and their telephone numbers and addresses.

(c) The notice of adverse decision shall explain how an insured, as defined in K.S.A. 40-22a13, and amendments thereto, can initiate an external review with the commissioner. If an insured is eligible for an expedited review due to an emergency medical condition as defined in K.S.A. 40-22a13, and amendments thereto, then the notice shall explain how an insured can initiate an expedited review.

(d) The notice shall explain that an insured may file for an external review with the commissioner within 120 days of receipt of a final adverse decision. The notice shall also list the Kansas insurance department's toll-free number.

(e) The notice of adverse decision shall describe how the insured can request a written statement of the clinical rationale and clinical review criteria used to make the adverse decision. (Authorized by K.S.A. 40-103 and K.S.A. 2015 Supp. 40-22a16; implementing K.S.A. 2015 Supp. 40-22a14; effective Jan. 7, 2000; amended Sept. 1, 2017.)

> Ken Selzer Insurance Commissioner

Doc. No. 045641

V. 35, p. 238

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 2016 Supplement of the *Kansas Administrative Regulations*.

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| 1-14-8 | Amended | V. 35, p. 1096 |
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| 1-16-4 | Amended | V. 35, p. 44 |
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| 1-16-15 | Amended | V. 35, p. 45 |
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| 1-16-18a | Amended | V. 35, p. 46 |
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| 1-39-4 | Revoked | V. 36, p. 8 |

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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.

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