

KANSAS REGISTER



JACK H. BRIER
Secretary of State

State of Kansas

Vol. 1, No. 1

January 7, 1982

Pages 1-22

IN THIS ISSUE . . .

	Page
Public Notices	
*January Usury Rate	2
*Open Meeting	2
*Legislative Mailing Services Available	2
*Legislature Convenes January 11	3
Notice of Bond Sale, Sumner County	3
Notice to Bidders for State Purchases	5
Announcement: Publications Available	5
Court Dockets	
Supreme Court	6
Court of Appeals	9
Adopted Temporary Administrative Regulations	
*State Fire Marshal	15
*Department of Revenue	16

Dear Reader:

I hereby present to you the *Kansas Register*.

Publication of this issue is a historic step forward for Kansas state government: For the first time there will be a centralized source for items of public interest about state government.

Because this venture is, in essence, a weekly newspaper, and this is an enormous new undertaking for this office, the Register may not initially be all that either you or we want it to be. We ask for your indulgence in this regard.

The *Kansas Register* is designed to become financially self-supporting within two years. Since it relies on subscriptions for much of its income, we hope to shape the Register to reader demand, to the extent that is possible in accordance with state law. Please feel free to offer your criticisms and suggestions at any time.

With every good wish.

Cordially,

JACK H. BRIER
Secretary of State

State of Kansas

SECRETARY OF STATE

NOTICE

TO ALL WHOM THESE PRESENTS SHALL COME, GREETING:

I, JACK H. BRIER, Secretary of State of the State of Kansas, do hereby certify that pursuant to the provisions of Section 1(b) of Ch. 88, 1981 Session Laws of Kansas the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate executed during the period of January 1, 1982 through January 31, 1982 shall be 18.670%.

In testimony whereof: I hereto set my hand and cause to be affixed my official seal. Done at the City of Topeka, this 31st day of December A.D. 1981.

JACK H. BRIER
Secretary of State

Doc. No. 000007

State of Kansas

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

OPEN MEETING NOTICE

The quarterly meeting of the Kansas Citizens Advisory Committee on Alcohol and other Drug Abuse is scheduled for January 15 at the Holiday Inn South in Topeka. The meeting begins at 8:30 a.m. Upcoming alcohol and drug abuse legislation will be discussed.

DR. LORNE A. PHILLIPS

Commissioner of Alcohol and Drug Abuse Services

Doc. No. 000005

State of Kansas

LEGISLATIVE ADMINISTRATIVE SERVICES

NOTICE

Legislative Administrative Services provides a document mailing service during the legislative session. The service includes the mailing of every bill, resolution, daily journal and calendar printed by order of either house, together with copies of the Senate and House Actions Report and Subject Index Report. Also included, at the end of the session, is a bound volume of Summary of Legislation. The mailings are sent on a daily basis beginning January 11, 1982, and the fees are:

Kansas Residents		Out-of-State Residents	
First Class Mail	\$175	First Class Mail	\$175
Third Class Mail	\$ 95	Third Class Mail	\$140

Also available is a "partial service subscription", which includes calendars, journals of both houses, the Actions Report and Subject Index, and Summary of Legislation, for a fee of \$50.00.

If you are interested in subscribing to the above service, please make your check payable to the State of Kansas and forward it prior to January 11 to: *Legislative Administrative Services, Room 511-S, Statehouse, Topeka, Kansas 66612.*

Bill Bachman
Director

The *Kansas Register* is an official publication of the State of Kansas, published by authority of K.S.A. 1981 Supp. 75-430. The *Kansas Register* is published weekly by the Kansas Secretary of State; State Capitol; Topeka, Kansas 66612. One-year subscriptions are \$47.50; single copies may be purchased, if available, for \$2.00 each. Application to mail at second-class postage rates is pending at Topeka, Kansas.

Postmaster: Send change of address form to *Kansas Register*; Secretary of State; State Capitol; Topeka, Kansas 66612.

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PUBLISHED BY
JACK H. BRIER
Secretary of State
State Capitol
Topeka, Kansas 66612

PHONE: 913/296-2236

Carol A. Bell
Publications Director

State of Kansas

LEGISLATURE

PUBLIC INFORMATION NOTICE

The 1982 session of the Kansas Legislature will convene on Monday, January 11, as required by the Kansas Constitution.

Three members of the House of Representatives resigned their positions since the adjournment of the 1981 session. They are Gerald Simpson of Salina; Kalo Hineman of Dighton; and J. B. Littlejohn of Topeka. Simpson was replaced by: Bob Ott; 205 Greenway Road; Salina, Kansas 67401. Replacements for Hineman and Littlejohn will be named soon.

All pieces of legislation which were introduced last session and were not passed, killed or stricken from the calendar will be carried over for consideration this year. Bills which were pre-filed since the last session will be introduced along with other new legislation.

Citizens may contact their legislators by writing to: Legislator's name; State Senator OR State Representative; State Capitol; Topeka, Kansas 66612.

Telephone numbers are:

Senate Switchboard (to call any Senator) 913/296-7300

House Switchboard (to call any Representative) 913/296-7500

For information on the status of proposed legislation, call:

Toll-free Legislative Hotline 800/432-3924
In Topeka 296-3296

The hotline is operated by the Legislative Reference Division of the State Library and is the number to call for information on the status of any piece of legislation. Citizens calling from outside Topeka may also use the hotline to contact any legislator; the caller leaves a name and number, and asks to be called back by a specific legislator. The hotline staff will relay the message to the legislator's office.

The standing committees of the Senate and House, and their chairpersons, are:

SENATE

Agriculture and Small Business, Fred A. Kerr; **Assessment and Taxation**, Paul "Bud" Burke; **Commercial and Financial Institutions**, Neil Arasmith; **Confirmations**, John E. Chandler; **Education**, Joseph C. Harder; **Elections**, Ron Hein; **Energy and Natural Resources**, Charlie L. Angell; **Federal and State Affairs**, Edward F. Reilly, Jr.; **Governmental Organization**, Ben Vidriksen; **Interstate Cooperation**, Ross Doyen; **Judiciary**, Elwaine F. Pomeroy; **Labor and Industry**, Bill Morris; **Legislative and Congressional Apportionment**, Dan Thiessen; **Local Government**, Norman Gaar; **Organization, Calendar and Rules**, Ross Doyen; **Public Health and Welfare**, Jan Meyers; **Transportation and Utilities**, Robert V. Talkington; **Ways and Means**, Paul Hess.

HOUSE

Agriculture and Livestock, William M. Beezley; **Assessment and Taxation**, James D. Braden; **Calendar and Printing**, Robert G. Frey; **Commercial and Financial Institutions**, Harold Dyck; **Education**, James E.

Lowther; **Elections**, Belva Ott; **Energy and Natural Resources**, Robert H. Miller; **Federal and State Affairs**, Neal Whitaker; **Governmental Organization**, Edward C. Rolfs; **Insurance**, Rex Hoy; **Interstate Cooperation**, Wendell Lady; **Judiciary**, Joseph J. Hoagland; **Labor and Industry**, Arthur W. Douville; **Legislative, Judicial and Congressional Apportionment**, Robert G. Frey; **Local Government**, Ivan Sand; **Pensions and Investments**, David J. Heinemann; **Public Health and Welfare**, W. Edgar Moore; **Rules and Journal**, William W. Bunten; **Transportation**, Rex Crowell; **Ways and Means**, Mike Hayden.

JOINT COMMITTEES

Administrative Rules and Regulations, Senator Merrill Werts; **Special Claims**, Representative Ben Foster.

Copies of proposed legislation, legislative calendars and journals, committee lists and other legislative documents are available free of charge at the Legislative Document Room in the State Capitol on a walk-in basis. The Division of Legislative Administrative Services has a subscription service for mailing of those documents.

Wendell Lady, Speaker of the House
Chairman, Legislative Coordinating Council

(Published in THE WELLINGTON NEWS, and in THE KANSAS REGISTER, on January 7, 1982.)

NOTICE OF BOND SALE

\$2,807,000.00

GENERAL OBLIGATION BRIDGE BONDS OF THE COUNTY OF SUMNER, STATE OF KANSAS

The BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF SUMNER, STATE OF KANSAS will receive sealed bids at the OFFICE OF THE COUNTY CLERK, SUMNER COUNTY COURTHOUSE, KANSAS, until 10:30 o'clock A.M., C.S.T., on

TUESDAY, JANUARY 19, 1982

for \$2,807,000.00 par value GENERAL OBLIGATION BRIDGE BONDS of the County, at which time and place such bids will be publicly opened. No oral or auction bids will be considered.

All of the Bonds will be negotiable coupon bonds, will be in denominations of \$5,000.00 each, except Bond No. 1 in denomination of \$2,000.00, and the Bonds will be dated FEBRUARY 1, 1982. The Bonds will mature serially in accordance with the following schedule:

Principal Amount	Maturity Date	Principal Amount	Maturity Date
\$102,000.00	11-1-83	\$195,000.00	11-1-91
190,000.00	11-1-84	195,000.00	11-1-92
190,000.00	11-1-85	195,000.00	11-1-93
190,000.00	11-1-86	195,000.00	11-1-94
190,000.00	11-1-87	195,000.00	11-1-95
190,000.00	11-1-88	195,000.00	11-1-96
195,000.00	11-1-89	195,000.00	11-1-97
195,000.00	11-1-90		

(continued)

Interest on the Bonds will first be payable on MAY 1, 1983 and thereafter semiannually on the first days of NOVEMBER and MAY in each year until the Bonds are fully paid. Both the principal of and interest on the Bonds will be payable to bearer at the Office of the State Treasurer in the City of Topeka, Kansas.

Proposals will be received on the Bonds bearing such rate or rates of interest, not exceeding SIX (6) different interest rates, as may be specified by the bidder. The repetition of a rate will not constitute one of said maximum number of rates. The same rate shall apply to all Bonds of the same maturity. Each interest rate specified shall be in an even multiple of one-eighth (1/8th) or one-twentieth (1/20th) of One percent (1%). The difference between the highest and lowest coupon rates specified in any bid shall not exceed Three percent (3%). No interest rate shall exceed Twelve percent (12%), and no bid of less than par and accrued interest will be considered. Bids involving the use of extra or supplemental coupons will not be considered. Bids for less than the entire issue of Bonds will not be considered.

Bids shall be submitted on the OFFICIAL BID FORM furnished by the County, and shall be addressed to the BOARD OF COUNTY COMMISSIONERS, SUMNER COUNTY COURTHOUSE, WELLINGTON, KANSAS 67152, ATTENTION: C. WARREN HUNT, COUNTY CLERK, and shall be plainly marked BOND BID. All bids must state the total interest cost of the bid, the premium, if any, the net interest cost of the bid, and the average annual interest rate, all certified by the bidder to be correct; and the County will be entitled to rely on the certificate of correctness of the bidder. Each bid must be accompanied by a certified or cashier's check equal to Two percent (2%) of the total amount of the bid, and shall be payable to TREASURER, COUNTY OF SUMNER, STATE OF KANSAS. In the event a bidder whose bid is accepted shall fail to carry out his Contract of Purchase, said deposit shall be retained by the County as liquidated damages. The checks of unsuccessful bidders will be returned promptly.

It is anticipated that CUSIP identification numbers will be printed on the Bonds; but neither the failure to print such numbers on any Bond or any error with respect thereto shall constitute cause for a failure by the successful bidder to accept delivery of and pay for the Bonds in accordance with the terms of its Contract and this Notice of Bond Sale. All expenses in connection with the printing of CUSIP numbers on the Bonds shall be paid for by the County.

The Bonds, duly printed, executed and registered, will be furnished and paid for by the County; and the Bonds will be sold subject to the unqualified approving opinion of GAAR & BELL, Bond Counsel, of Wichita, Kansas, whose opinion will be paid for by the County. The purchaser will be furnished with a complete Transcript of Proceedings evidencing the authorization and issuance of the Bonds; and the usual closing proofs, which will include a Certificate that there is no litigation pending or threatened at the time of delivery of the Bonds affecting their validity. Delivery of the Bonds will be made to the successful bidder

on or before MARCH 5, 1982, at any bank in the STATE OF KANSAS or KANSAS CITY, MISSOURI, or at any bank in the following Cities: NEW YORK CITY, LOS ANGELES, SAN FRANCISCO or CHICAGO, at the expense of the County. Delivery elsewhere will be made at the expense of the purchaser.

The Bonds will constitute general obligations of the County, payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the County. The Bonds are the remaining portion of the \$6,283,000.00 total amount of Bonds which were approved by the electors of the County at a bond election held on April 1, 1980; and the proceeds of the Bonds will be used for the purpose of paying the costs of Phase III of the bridge construction project in the County of Sumner, State of Kansas. The County has previously issued its General Obligation Bridge Bonds, Bridge Series A, 1980, in the total amount of \$1,276,000.00, for Phase I of the bridge construction project, and its General Obligation Bridge Bonds, Bridge Series A, 1981, in the total amount of \$2,200,000.00, for Phase II of the bridge construction project.

The sealed bids for the Bonds shall be opened publicly and only at the time and place specified in this Notice; and the Bonds will be sold to the highest bidder. The County reserves the right to reject any and/or all of the bids, and to waive any irregularities. Unless all bids are rejected, the Bonds will be awarded to the bidder whose proposal results in the lowest net interest cost to the County; and the net interest cost will be determined by deducting the amount of any premiums paid from the aggregate amount of interest upon all of the Bonds from their date until their respective maturities.

The 1981 equalized assessed valuation of the County of Sumner, State of Kansas, for the purpose of computing bonded indebtedness, is \$115,791,172.00.

The total bonded indebtedness of the County of Sumner, State of Kansas, at the date hereof, including this proposed issue of Bonds in the amount of \$2,807,000.00 is in the amount of \$6,222,000.00

DATED December 22, 1981.

C. WARREN HUNT, County Clerk
County of Sumner, State of Kansas

Doc. No. 000002

State of Kansas

**DEPARTMENT OF ADMINISTRATION
DIVISION OF PURCHASES****NOTICE TO BIDDERS**

Sealed bids for items hereinafter listed will be received by James I. Tolbert, Director of Purchases, State Office Building, Topeka, Kansas, until 2:00 p.m., C.S.T., on the date indicated and then will be publicly opened.

MONDAY, JANUARY 18, 1982

#48733

Kansas Department of Transportation—HEATED, HIGH PRESSURE WASHERS, for various locations
#48737

Department of Administration, Topeka—GASOLINE, for Central Motor Pool
#48738

Kansas State University, Manhattan—FEED
#48742

Emporia State University, Emporia—CORRIDOR FLUORESCENT LIGHT FIXTURES
#48743

Department of Social and Rehabilitation Services, Topeka—MAILING MACHINE AND ELECTRONIC SCALE
#A-2753(j)

University of Kansas, Lawrence—FURNISH AND INSTALL HIGH SECURITY LOCK CYLINDERS, in Robinson Health and Physical Education Center Building

TUESDAY, JANUARY 19, 1982

#24985

Kansas Correctional Industries, Lansing—BLENDED TRAFFIC PAINT THINNER
#24986

Kansas Correctional Industries, Lansing—TRAFFIC ALKYD RESIN
#24987

Kansas Correctional Industries, Lansing—AMORPHOUS SILICA FOR PAINT
#48744

Kansas Soldiers' Home, Fort Dodge—PHARMACEUTICALS

WEDNESDAY, JANUARY 20, 1982

#24979

Kansas State Agencies—BAKERY PRODUCTS
#48750

Kansas Neurological Institute, Topeka—AUDIOMETER
#48752

Kansas Department of Transportation, Hutchinson—M.R.A. AGGREGATE, for Milan, Kansas
#48753

Kansas Department of Transportation, Hutchinson—COMMERCIAL GRADE BITUMINOUS MIXTURE, for Oxford, Kansas
#48754

Kansas Department of Transportation, Salina—AB-SPECIAL AGGREGATE, for Belleville, Kansas

#48755

Kansas Department of Transportation, Hutchinson—ASPHALT RUBBER SEALING COMPOUND
#48756

University of Kansas Medical Center, Kansas City—WORD PROCESSING SYSTEM

MONDAY, JANUARY 25, 1982

#24983

University of Kansas Medical Center, Kansas City—ELEVATOR, ESCALATOR AND DUMBWAITER MAINTENANCE SERVICE

TUESDAY, JANUARY 26, 1982

#24990

Department of Social and Rehabilitation Services, Topeka—BOX SPRINGS SUPPLIES, for The Kansas Industries for the Blind, Kansas City
#24991

Kansas Department of Transportation and Other State Agencies—WIPING RAGS
#A-4213 (a) and A-4214

University of Kansas Medical Center, Kansas City—ALTERATIONS TO "G" BUILDING
#A-4294

Emporia State University, Emporia—REVISE AIR CONDITIONING SYSTEM, in TV Studio and Education/Psychology Building

THURSDAY, JANUARY 28, 1982

#A-4287

Parsons State Hospital and Training Center, Parsons—ROOF REPLACEMENT, of Elm, Pine and Oak Cottages

MONDAY, MARCH 1, 1982

#24980

University of Kansas Medical Center, Kansas City—PROFESSIONAL LIABILITY INSURANCE (NURSES)

JAMES I. TOLBERT
Director of Purchases

Doc. No. 000006

State of Kansas

**OFFICE OF THE SECRETARY OF STATE
ANNOUNCEMENT**

New editions of two annual publications are now available from this office.

The *Kansas Directory 1981* includes photos and biographies of major elected state officials; staff and member listings of state agencies, boards and commissions; and historical and miscellaneous information on the state.

The *Kansas Legislative Directory, 1982*, lists members of the state Legislature with their home and business addresses and phone numbers. Also included are listings of legislative telephone numbers, statewide elected officials, and the offices of the Kansas U.S. Congressional delegation.

Both of these informative publications are available free of charge from the Publications Department of this office.

JACK H. BRIER
Secretary of State

State of Kansas

OFFICE OF JUDICIAL ADMINISTRATION

SUPREME COURT DOCKET

Monday, January 11, 1982

Case Caption	Attorneys	Originating County
	9:30 a.m.	
53,476 State of Kansas, Appellee, v. David W. Douglas, Appellant.	Robert T. Stephan, Atty. Gen.; Jack Peggs, Asst. Dist. Atty. Randy Troutt.	Sedgwick.
53,138 State of Kansas, Appellee, v. Cecil D. White, Appellant.	Robert T. Stephan, Atty. Gen.; Jack Peggs, Asst. Dist. Atty. Mark Mellor.	Sedgwick.
53,710 State of Kansas, Appellee, v. Kenneth W. Dedman, Appellant.	Robert T. Stephan, Atty. Gen.; Jack Peggs, Asst. Dist. Atty. David Michael Rapp.	Sedgwick.
53,480 State of Kansas, Appellee, v. Lawrence G. Pelzer, Appellee.	Robert T. Stephan, Atty. Gen.; Jack Peggs, Asst. Dist. Atty. Edward J. Healy.	Sedgwick.
	1:30 p.m.	
52,964 State of Kansas, Appellee, v. Melvin G. Perry, Appellant.	Robert T. Stephan, Atty. Gen.; Jack Peggs, Asst. Dist. Atty. James S. Phillips.	Sedgwick.
52,507 State of Kansas, Appellee, v. Floyd Calvin Puckett, Appellant.	Robert T. Stephan, Atty. Gen.; Jack Peggs, Asst. Dist. Atty. ON PETITION FOR REVIEW Marjorie Wholey Haines	Sedgwick.
53,388 State of Kansas, Appellee, v. Sammie L. Arnold, Appellant.	Robert T. Stephan, Atty. Gen.; Mike Grosko, Asst. Dist. Atty. J. Chris Morse.	Wyandotte.

Tuesday, January 12, 1982

9:30 a.m.

53,434 State of Kansas, Appellee, v. Jeffrey J. Jones, Appellant.	Robert T. Stephan, Atty. Gen.; Jack Peggs, Asst. Dist. Atty. R. Douglas Reagan.	Sedgwick.
53,534 State of Kansas, Appellant, v. Bryan Lee Crouch, and Gregory Alan Reeder, Appellees.	Robert T. Stephan, Atty. Gen.; Steven L. Opat, Co. Atty. David P. Troup; Chris McNeil.	Geary.
52,997 IN RE: The Appeal of the CITY OF LENEXA to the Decision of the Board of County Commission- ers of Johnson County, Kansas, Denying a Petition to Annex Certain Lands pursuant to K.S.A. 12-521.	Lyndus A. Henry; Bruce F. Landeck. Joseph N. Vader; Richard W. Byrum; Leonard A. Hall.	Johnson.
53,549 Connie Ellis, et al., Plaintiffs v. Union Pacific Railroad, Defendant, Appellant, City of Onaga, Kansas, Pottawatomie County, and Millcreek Township, Defendant, Appellees.	Brock R. Snyder. James Schwinn; John Stites; Gary F. Conklin.	Wyandotte

(continued)

Case Caption	Attorneys	Originating County
	1:30 p.m.	
53,297 State of Kansas, Appellee,	Robert T. Stephan, Atty. Gen.; John J. McNally, Deputy Dist. Atty.	Wyandotte.
v.		
53,189 Michael Terrell Jackson, Appellant. State of Kansas, Appellee,	Robert W. Harris. Robert T. Stephan, Atty. Gen.; Francis G. Martin, Asst. Dist. Atty.	Wyandotte.
v.		
53,065 Broderick J. Anderson, Appellant. Mary Finholm Cray, Appellee,	John H. Fields. Bob W. Storey; Robert F. Bennett.	Shawnee.
v.		
Thomas J. Kennedy, Director, Alcoholic Beverage Control, Kansas Department of Revenue, Appellant.	Robert E. Duncan, II; James E. Flory.	
Wednesday, January 13, 1982		
	9:30 a.m.	
53,563 State of Kansas, Appellant,	Robert T. Stephan, Atty. Gen.; Joel B. Jackson, Asst. Co. Atty.	Barton.
v.		
53,223 John A. Sterling, Appellee. State of Kansas, Appellee,	Michael C. Brown. Robert T. Stephan, Atty. Gen.; Charles S. Gray, Co. Atty.	Labette.
v.		
53,419 Keith Carl, Appellant. State of Kansas, Appellee,	David K. Markham. Robert T. Stephan, Atty. Gen.; Wendell J. Barker, Co. Atty.; James W. Clark.	Anderson.
v.		
53,382 Thomas K. Collins, Appellant. Department of Revenue, State of Kansas, et al., Appellees,	Thomas H. Sachse. Craig A. Kreiser; William D. Dexter.	Shawnee.
v.		
Dow Chemical Company, Appellant.	Eldon L. Ford; Neil Papiano; David K. Robbins.	
	1:30 p.m.	
52,816 Mr. and Mrs. Robert McCart, et al., Appellees,	M. Ralph Baehr.	Meade.
v.		
Mr. William G. Muir, As surviving parent and next of kin of Stephen A. Muir, deceased, in his individual capacity, Appellant.	Steven R. Smith.	
53,379 Boswell, Inc., d/b/a Broadacres, Appellant,	Robert L. Taylor.	Reno.
v.		
Joseph P. Harkins, Secretary, Kansas Department of Health and Environment, Appellee.	Emily Cameron.	
52,737 Boswell, Inc., Appellant,	Robert L. Taylor.	Reno.
v.		
Joseph P. Harkins, Secretary, Kansas Department of Health and Environment, Appellee.	Emily Cameron.	

(continued)

Case Caption	Attorneys	Originating County
<i>Thursday, January 14, 1982</i>		
9:30 a.m.		
53,369 State of Kansas, Appellee, v. Celestino Ortiz, Appellant.	Robert T. Stephan, Atty. Gen.; M. Moran Tomson, Co. Atty.	Stanton.
53,214 Dension State Bank, Appellant, v. C. C. Madeira and Darlene M. Madeira, Defendants, v. Thomas D. King, et al., Appellees.	K. Mike Kimball. Ernest Vincent Pease, Jr. Lawrence P. Ireland.	Shawnee.
53,311 Thomas F. Cosgrove and Mary C. Van Slyck, Appellees, v. Louise B. Young, et al., Appellants.	Gene Sharp. B. G. Larson.	Seward.
53,359 In the Matter of the Estate of GUY BROWN, Deceased.	Stephen W. Cavanaugh; James R. Martin.	Smith.
ON PETITION FOR REVIEW		
John F. McClymont.		
1:30 p.m.		
53,477 State of Kansas, ex rel., Robert T. Stephan, Attorney General, Appellant. v. Philip W. Martin, Director of Property Valuation, Kansas Department of Revenue, Appellee.	Robert T. Stephan, Atty. Gen.; Dan Biles, Asst. Atty. Gen.; Rodney J. Bieker, Asst. Atty. Gen. Philip W. Martin.	Original.
53,478 State of Kansas, ex rel., Robert Stephan, Attorney General, Appellant, v. Philip W. Martin, Director of Property Valuation, Kansas Department of Revenue, Appellee.	Robert T. Stephan, Atty. Gen.; Rodney J. Bieker, Asst. Atty. Gen.; Dan Biles, Asst. Atty. Gen. Philip W. Martin.	Original.
53,555 Manhattan Buildings, Inc., Appellant, v. Patrick J. Hurley, Appellee.	E. Richard Brewster; Charles S. Arthur. Thomas L. Thurston; Benjamin J. Neill. Patrick J. Hurley; Robert T. Stephan, Atty. Gen.; Jack H. Brier.	Original.
<i>Friday, January 15, 1982</i>		
9:30 a.m.		
53,625 State of Kansas, Appellee, v. Ricky Allen Reid, Appellant.	Robert T. Stephan, Atty. Gen.; Scott R. Condray, Co. Atty.	Cheyenne.
53,416 State of Kansas, Appellee, v. Randy J. Owens, Appellant.	Bradley G. Rigor. Robert T. Stephan, Atty. Gen.; Joseph O'Sullivan, Co. Atty.	Reno.
53,592 In the Matter of the Adoption of BABY BOY LAZIER	Stanley Juhnke. Susan Ellis; Ross A. Hollander.	Sedgwick.

(continued)

Case No.	Case Caption	Attorneys	Originating County
53,282	State of Kansas, Appellee, v. Joe Myers, Appellant.	Vincent L. Bogart; Pamela S. Fahey; Robert Arnold; Bertram Hirsch. Robert T. Stephan, Atty. Gen.; Keith D. Hoffman, Co. Atty.	Dickinson.
53,302	State of Kansas, Appellant, v. Charles S. Scott, Appellee.	Roger Unruh. Arno Windscheffel.	Original.
53,846	State of Kansas, Appellant, v. Wilmer Goering, Appellee.	Charles S. Scott; Michael A. Barbara; Richard E. Jones. Arno Windscheffel. Wilmer Goering.	Original.

State of Kansas

**OFFICE OF JUDICIAL ADMINISTRATION
COURT OF APPEALS DOCKET
KANSAS COURT OF APPEALS
DISTRICT COURTROOM, 3rd FLOOR, MEMORIAL BUILDING
CHANUTE, KANSAS
Before ABBOTT, P.J., REES and SWINEHART, JJ.
Thursday, January 7, 1982**

Case No.	Case Name	Attorneys	Originating County
		9:00 a.m.	
53,022	State of Kansas, Appellee, v. Timmy Josh Fleetwood, Appellant.	Glenn Casebeer, Asst. Co. Atty.; Jeff Chubb, Co. Atty.; Atty. Gen.	Montgomery.
53,026	State of Kansas, Appellee, v. Timmy Josh Fleetwood, Appellant.	John R. Horst. Glenn Casebeer, Asst. Co. Atty.; Jeff Chubb, Co. Atty.; Atty. Gen.	Montgomery.
52,784	State of Kansas, Appellee, v. Wayne E. Temple, II, Appellant.	John R. Horst. Jeff Chubb, Co. Atty.; Atty. Gen.	Montgomery.
52,814	State of Kansas, Appellee, v. Theodore Peyton, Appellant.	Robert C. Claus. Glenn Casebeer, Asst. Co. Atty.; Jeff Chubb, Co. Atty.; Atty. Gen.	Montgomery.
52,805	In the Interest of LA RONDA LETT and TERRENCE D. JACKSON.	Morris D. Hildreth. Richard L. Helms. Charles S. Gray. Edward W. Dosh. R. Scott McQuinn. John D. Sherwood. Fred W. Johnson, Asst. Co. Atty. Atty. Gen.	Labette.

(continued)

Case No.	Case Caption	Attorneys	Originating County
52,909	In the Interest of ANTHONY ABEYTA, a child under 18; In the Interest of JEFFREY ABEYTA, a child under 18.	Charles F. Bennett. Edward W. Dosh. Sheila C. May, Asst. Co. Atty. Atty. Gen.	Neosho.
53,087	In re TAMARA REED, a Minor under 18 years of age.	Don Noland. Frederick R. Smith, Co. Atty. Robert Tomassi. Larry Daniels. John Gillett. Stuart Gribble. Atty. Gen.	Crawford.
1:30 p.m.			
52,941	Anna Whitford, Appellant, SUMMARY CALENDAR v. Lester Burris and Sherrie Burris, d/b/a Burris Trailer Sales, Appellee.	Harry L. Dapew. Robert K. Scovel.	Anderson.
52,990	P & B Quality Meats, Inc., Appellants, v. Fountain Room Steak House, Inc., et al., Appellees.	T. Richard Liebert. Monte K. Heasty.	Montgomery.
52,616	Mae Filby, Appellee, v. Le Nell Filby, Lamont Filby and John Filby, Appellants.	Fayette Rowe. Charles H. Menghini. Timothy A. Short.	Crawford.

KANSAS COURT OF APPEALS

COURT OF APPEALS COURTROOM, 3rd FLOOR, OLD SEDGWICK COUNTY COURTHOUSE

541 NORTH MAIN, WICHITA, KANSAS

Before ABBOTT, P.J., PARKS and MEYER, JJ.

Monday, January 11, 1982

9:00 a.m.

52,927	Juanita M. Wolff, Appellee, SUMMARY CALENDAR v. Robert A. Wolff, Appellant.	Brad T. Murphee. N. Trip Shawver.	Sedgwick.
52,834	Lewis M. Mull, Mul-Mac, Inc., Ken's Pizza-Gladstone, Inc., and Ken's Pizza-Olathe, Inc., Appellants, SUMMARY CALENDAR v. Christopher John McDonald and Jinx, Inc., Appellees.	Harry L. Najim. Martin, Pringle, Fair, Davis & Oliver. Windell G. Snow; Charles W. Harris.	Sedgwick.
52,962	First Natl. Bank & Trust, Appellee, v. Lowell Lygrisse, et al., Appellant.	Michael G. Coash. O. J. Connell, Jr. James W. Pattinson. Carl L. Wettig. Richard King.	Butler.
52,723	Lyle Putter, Decd., by Admin. Eugene Putter, et al., Appellants, v. Dallas Bowman, Appellee.	Christopher Randall.	Edwards.
52,870	Peoples Nat. Gas Division of Northern Nat. Gas Company, Appellees,	Thomas J. Berscheidt. Thomas N. Wright; Merlin Remminga Robert Hall.	Ford.

(continued)

Case No.	Case Caption	Attorneys	Originating County
	v. State Corporation Comm., et al., Appellants.	Elizabeth R. Herbert; John Rosenberg; Charles J. Woodin.	
		1:00 p.m.	
52,589	Linda K. Kohl, Appellant, <i>SUMMARY</i> <i>CALENDAR</i>	John W. Jordan.	Sedgwick.
	v. Timothy M. Kohl, Appellee.	M. Ralph Baehr.	
53,028	Raymond W. Vanek, III, Appellant, v. L. R. Wallace Company, Appellee.	Larry Bolton.	Reno.
53,572	State of Kansas, Appellee,	James E. Puntch. Timothy Chambers, Asst. Co. Atty.; Atty. Gen.	Reno.
	v. Jessie Saben Cabral; Ernest Alonzo Evans, Appellants.	Randall H. McEwen. Daniel J. Shanelec.	
53,475	George Pardee, Appellant, v. Carey Salt Company, and Employers Ins. of Wausau, Hartford Ins. Co., and Workmen's Compensation Fund, Appellees.	Dale V. Slape.	Reno.
53,493	State of Kansas, Appellee, v. Dayton M. Arvidson, Appellant.	John F. Hayes. Frederick L. Haag. David G. Shriver. Bill Ronan, Co. Atty.; Atty. Gen.	Butler.
		Otto J. Koerner.	
<i>Tuesday, January 12, 1982</i>			
		9:00 a.m.	
52,664	Norvalle Kolar, Appellant, <i>SUMMARY</i> <i>CALENDAR</i>	Otto J. Koerner. Donald Lambdin. Kurt Harper. Roger Sherwood.	Sedgwick.
	v. Donald J. Kolar, Appellee.	Ross D. Alexander.	Sedgwick.
52,810	Marilyn Ann Snyder, Appellee, v. Gregg McAlvin Snyder, Appellant.	Donald E. Lambdin.	
52,479	Russell F. Cheever, Appellant, v. Vicki L. Cheever, Defendant, and Robert Bailey and Doris Bailey, Intervenors, and Harley Cheever and Anna Mae Cheever, Intervenors, Appellees.	Russell Cranmer.	Sedgwick.
52,489	Charles T. Spines, Appellee, v. Sandra Suttle Spines, Appellant.	Donald E. Lambdin.	
52,833	M. Candice Cox, Nancy K. Dain & John T. Cherryholmes, Appellees, v. Floyd Freeman Forristall, et al, Appellant.	Don Lambdin.	Sedgwick.
		Orville L. Fisher. Ronald J. Wilkinson.	Butler.
		Richard C. King. Ervin E. Grant.	
		1:00 p.m.	
52,892	Harold Brooks a/k/a Harold R. Brooks, Appellant, <i>SUMMARY</i> <i>CALENDAR</i>	Edwin G. Westerhaus.	Marion.
	v. Sam Brooks, et al., Appellee.	Chester A. Fleming. Gaylord I. Maples.	

(continued)

Case No.	Case Caption	Attorneys	Originating County
52,665	Gerald A. Kunkle, Appellant, v. Charles Jones and Wichita Inns, Inc. d/b/a The Knights Cap d/b/a the Canterbury Inn, Appellees.	Robert W. Kaplan. Steven D. Gough. Cecil E. Merkel.	Sedgwick.
52,433	Elvera Buettner and Darlene Wendt, Appellees, v. Arthur A. Unruh d/b/a Buy Now Realty & Auction Co., Appellant.	Karen Griffiths. Gregory C. Nye.	Harvey.
52,672	English Village Properties, Inc., Appellee, v. Boettcher & Lieurance Const. Co., and Ins. Co. of North America, Appellant.	John P. Woolf. Russell Shultz; Orval L. Fisher.	Sedgwick.
52,623	Richard Lynn, Appellee, v. J. Scott Taylor, Thriftway, Inc., and L. G. Langston, Appellants.	Robert Cornwell. Harry L. Najim. John P. Woolf. Lawrence Banks.	Sedgwick.

Wednesday, January 13, 1982

9:00 a.m.

52,862	Charles L. Ellis, Appellant, SUMMARY CALENDAR v. Johnny Darr, Sheriff of Sedgwick County, Appellee.	Kiehl Rathbun. Jack Peggs, Asst. D.A., Atty. Gen.	Sedgwick.
53,046	State of Kansas, Appellee, v. Larry Wolf, Appellant.	Jack Peggs, Asst. D.A., Atty. Gen.	Sedgwick.
53,060	State of Kansas, Appellee, v. Sam Shaw, Appellant.	Jack Focht. Jack Peggs, Asst. D.A., Atty. Gen.	Sedgwick.
52,638	James Otwell, Jr., Appellant, v. Dee Etta K. Jones, Appellee.	Andrew E. Busch. Ross Hollander.	Sedgwick.
52,889	R. J. Palmer Const. Co., Pltf., v. Wichita Band Instrument Co., Inc., Gary L. Ray and Jane Ray, Appellees, v. United States Fidelity & Guaranty Co. and J. Craig Mann, Appellant.	Richard H. Rumsey. Patrick L. Dougherty. Ivan O. Poe. Roger Sherwood.	Sedgwick.
52,920	Unified School Dist. #259, Appellee, v. Kansas Comm. on Civil Rights and Patrick Palmer, Appellant.	David G. Crockett. William H. Dye. Gloria G. Flentje.	Sedgwick.
		Brandon L. Myers.	

KANSAS COURT OF APPEALS

COURT OF APPEALS COURTROOM, 2nd FLOOR, KANSAS JUDICIAL CENTER

301 WEST TENTH STREET, TOPEKA, KANSAS

Before FOTH, C.J., REES and SPENCER, JJ.

Thursday, January 14, 1982

9:00 a.m.

52,874	Craig Wayne Livingston, Appellant,	Ira Dennis Hawver.	Doniphan.
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(continued)

Case No.	Case Caption	Attorneys	Originating County
SUMMARY CALENDAR			
	v.		
52,919	Leonard B. Bias, Appellee. City of Topeka, Appellant,	Charles L. Davis, Jr. Robert E. Duncan, II.	Shawnee.
	v.		
52,788	Stauffer Communications, Inc., Appellee. Kansas Turnpike Authority, Appellee,	Michael M. Merriam. Bob W. Storey.	Wyandotte.
	v.		
52,856	James I. Jones, Appellant. S. M. Samarrai, Appellant,	Roger W. Lovett. John F. Stites.	Riley.
	v.		
	John S. Stein a/k/a Jack Stein, Appellee.	John C. Fay.	
		1:30 p.m.	
52,859	Wayne Lewis d/b/a Lewis Septic Tank and Lateral Serv., Appellees, v. Lawrence Construction Company, Appellant.	Kenneth M. Carpenter.	Jackson.
53,507	State of Kansas, Appellee, v. Tony James Haverly, Appellant.	James E. Salyer. David Platt, Asst. Co. Atty., Atty. Gen.	Geary.
52,756	DeLoy Budden and Faye Budden, Appellants, v. Farm Bureau Mut. Ins. Co., Appellee.	John H. Taylor. Howard Harper.	Geary.
52,747	Michael E. Boone, Appellee, v. Robert T. Lowry & MFA Mutual Ins., Appellants,	Richard F. Waters. Keith R. Henry.	Geary.
Consolidated w/ 52,873	Michael E. Boone, Appellee, v. Robert T. Lowry & MFA Mutual Ins. Co., Appellants, and Countryside Cas. Co., et al., Appellants.	Howard Harper. Keith Henry. Howard Harper.	

KANSAS COURT OF APPEALS
COURT OF APPEALS COURTROOM, 2nd FLOOR, KANSAS JUDICIAL CENTER
301 WEST TENTH STREET, TOPEKA, KANSAS
Before FOTH, C.J., REES and SPENCER, JJ.
Friday, January 15, 1982

52,903	Peggy Rose Blevins, Appellee,	Kermit M. Beal.	Douglas.
SUMMARY CALENDAR			
	v.		
53,140	Gordon Allen Blevins, Appellant. In the Interest of the CONNER CHILDREN, Juveniles under 18 years of age.	Eugene C. Riling. Robert W. Fairchild. John W. Nitcher. Rose Marino. Dennis McFall, Asst. D.A., Atty. Gen.	Douglas.
53,020	State of Kansas, Appellee,	J. Richard Lake, Co. Atty., Atty. Gen.	Jackson.
	v.		
Consolidated w/ 53,021	Nyla Broddle, Appellant. State of Kansas, Appellee, v. Thomas M. Broddle, Appellant.	Joel W. Meinecke. J. Richard Lake, Co. Atty., Atty. Gen. Joel W. Meinecke.	

(continued)

Case No.	Case Caption	Attorneys	Originating County
52,639	Carl C. Kopp, Appellant, v. O. D. Turner, Secy. of Transportation, Appellee.	L. D. McDonald, Jr. John W. Strahan.	Brown.
52,630	Lake Estates, Inc., Appellant, v. Robert Haupt, et al., Appellee.	Dennis L. Davis; Frank J. Murphy. Robert H. Young. James L. Wisler.	Linn.

KANSAS COURT OF APPEALS
WYANDOTTE COUNTY COURTHOUSE, Div. No. 5
KANSAS CITY, KANSAS
 Before FOTH, C.J., REES and SPENCER, JJ.
Monday, January 18, 1982

9:00 a.m.

52,866	Danny Dean Warner, Appellee, v. Atchison, Topeka & Santa Fe Railway Co., Appellant.	Michael J. Peterson. Charles O. Thomas.	Wyandotte.
52,782	Larry Nelson, Appellant, v. George M. Goetz, Appellee.	Kathleen M. Rhoades.	Wyandotte.
52,660	Tony Renkoski, Appellee, v. Rogers Body Shop, Appellant.	George M. Goetz, Jr. Michael J. Waite.	Leavenworth.
52,324	Glenn Gatson, Appellant, v. Sunshine Biscuit Company, Appellee.	Michael F. Willcott. Roger W. Lovett.	Wyandotte.
53,144	State of Kansas, Appellee, v. Oscar M. Pearson, Appellant.	Richard L. Driscoll. George Maier. J. Dexter Burdette, Asst. D.A., Nick Tomasic, D.A., Atty. Gen.	Wyandotte.
53,184	State of Kansas, Appellee,	Daniel A. Duncan.	Johnson.

1:30 p.m.

SUMMARY
CALENDAR

	Chris N. Davis, Appellant.	Elwyn L. Cady, Jr.; Harry E. Reese.	
52,605	Anna Ronnebaum, Clara Krogman, Marie Stallbaumer and Emma Holthaus, Appellants, v. Edward Deters, Francis Deters, Joe G. Deters, Aloysius Deters, and Alvina Stallbaumer, Appellees.	Martin Asher. Frank M. Rice. Keith W. Sprouse.	Nemaha.
52,167	James B. Masson II and Matilda Masson, Appellees, v. Kansas City Power & Light, Appellant.	L. D. McDonald, Jr. John H. Murray. Lowell L. Smithson.	Leavenworth.

Consolidated w/

(continued)

Case No.	Case Caption	Attorneys	Originating County
52,188	Fred A. Frey, Irene Frey and Edward A. Frey, Appellees, v. Kansas City Power & Light, Appellant.	L. D. McDonald, Jr. John H. Murray. Lowell L. Smithson.	Leavenworth.
53,666	City of Kansas City, Appellee, v. Gordon L. Reintjes, Appellant.	Robert Jenkins. Michael Lerner.	Wyandotte.

Tuesday, January 19, 1982

9:00 a.m.

52,647	Subco Industries, Inc., Appellees, v. Burke Bronston and L. D. Ammerman, Appellants, and John Goff, d/b/a Arrowhead Building Co., Appellees.	Kathleen M. Rhoades. Paul H. Niewald. Lonnie Harris. Michael L. Hodges. John C. Amorosa.	Johnson.
52,771	State of Kansas ex rel Sheila Hausner, and Simon Hausner by and through his mother and next friend Sheila Hausner, and Sheila Hausner, Appellees, v. Paul Blackman, Appellant.	David R. Gilman. Atty. Gen. Louis Wexler.	Johnson.
52,956	Daniel M. Baker, Appellee, v. Certainteed Corp., Appellant.	Davy C. Walker. Richmond Enochs.	Wyandotte.
52,890	In the Matter of the Interest of JAMES OGLESBY, JR., KATHLEEN O. OGLESBY and GERMAINE OGLESBY, all minors under 18.	Gunnar Sundby, Co. Atty.; Atty. Gen. Philip C. Lacey. Thomas F. Werring. Charles M. Tuley.	Atchison.

Doc. No. 000001

Lewis C. Carter
Clerk of the Appellate Court

State of Kansas

STATE RULES AND REGULATIONS BOARD

NOTICE

Effective January 1, 1982, state law requires that all new temporary and permanent administrative regulations be published in the *Kansas Register*. The following new temporary regulations were adopted December 22, 1981, by the State Rules and Regulations Board, and on that date the new law was not yet in effect. However, the board took action to require that these regulations be published in the *Kansas Register* if they could not be printed for separate distribution within ten days of the date of the meeting; that was not possible, so the regulations are published here as required.

Arden Ensley, Revisor of Statutes
Secretary to the State Rules and Regulations Board

State Fire Marshal

TEMPORARY ADMINISTRATIVE REGULATIONS

22-8-1. Liquefied petroleum gases. National fire protection association pamphlet no. 58, chapters 1

through 7, including appendices a, b, c, d, e, and f, 1979 edition, is hereby adopted by reference. The state fire marshal shall have the authority to make modifications, allow extensions of time for corrections, and may exempt requirements of pamphlet no. 58, if, upon investigation, the fire marshal finds that it would not present a definite life safety hazard. (Authorized by and implementing K.S.A. 1980 Supp. 31-133; effective May 1, 1979; amended E-82-28, Dec. 22, 1981.)

Article 8.—LIQUEFIED PETROLEUM GASES

22-8-3. Definitions. (a) "Check list certificate" means the procedures used for inspecting LP gas powered vehicles for proper installation, and is issued to an installer or inspector by the state fire marshal.

(b) "Check list seal" means the official numbered seal issued by the state fire marshal that is placed on a LP gas powered vehicle that has successfully passed inspection.

(c) "Inspector" means a person who has been issued a check list certificate by the state fire marshal to inspect LP gas powered vehicles.

(d) "Installer" means a person, partnership, firm, association, joint-stock company, syndicate or corpo-

(continued)

ration engaged in the installation, repair, or reconditioning of LP gas carburetion kits or LP gas components installed, or to be installed for motor fuel use on a public transportation vehicle, or a motor vehicle not owned by the installer.

(e) "Kit" or "Component" means a unit designed for the purpose of enabling an internal combustion engine on a motor vehicle to utilize LP gas motor fuel.

(f) "LP gas motor fuel" means a material having a vapor pressure not exceeding that allowed for commercial propane composed predominantly of the following hydrocarbons, either by themselves or as mixtures. This includes Propane, Propylene, Butane (normal butane or iso-butane) and Butylenes.

(g) "Motor vehicle" means a self propelled vehicle used on public highways.

(h) "Public highway" means a paved or unpaved roadway open to the use of the public for the purpose of vehicle travel, including a toll highway.

(i) "Public transportation vehicle" means a motor vehicle used to transport persons for hire, or to transport more than six unrelated persons in one vehicle.

(j) "Plot plans" means a scale drawing of the LP gas service station property showing the location of the facilities, including the location of buildings, above ground or underground tanks, dispensing units, and indicating the distances between each.

(k) "Recognized testing laboratory" means a nationally recognized testing agency staffed by qualified personnel and properly equipped to conduct the particular test in question, who are regularly engaged in conducting tests and furnishing inspection and re-examination services. These laboratories are those who publish lists of tested materials, equipment, or devices and inspection examinations and tests of the most recent production of the listed product and shall be approved by the state fire marshal. (Authorized by and implementing K.S.A. 1980 Supp. 31-133; effective E-82-28, Dec. 22, 1981.)

22-8-4. LP gas motor fuel installations. (a) A person shall not inspect or install an LP gas motor fuel kit or components on a motor vehicle or public transportation vehicle without first obtaining a check list certificate from the state fire marshal office. A permit shall not be required for the following:

(1) A manufacturer of internal combustion engines which installs approved LP gas motor fuel equipment as part of internal combustion engine manufacturing process;

(2) A person or firm in the business of repairing and handling internal combustion engines equipped with LP gas motor fuel equipment, provided that no alterations are made to the original installation of the LP gas motor fuel system. This shall not relieve a person or firm from the responsibility of performing leak checks to the LP gas motor fuel components that might have been disturbed during the handling or repair process; or

(3) A person who installs an LP gas motor fuel kit or component on a non-highway titled vehicle.

(b) Persons desiring a check list certificate shall complete an application on forms provided by the state fire marshal office and provide proof of liability insur-

ance for the minimum amount of three hundred thousand dollars (\$300,000.00) single occurrence.

(c) A person shall not dispense LP gas motor fuel into a Kansas highway titled motor vehicle or public transportation vehicle if the vehicle does not contain a valid Kansas checklist seal.

(d) All persons who install LP motor fuel kits or components on their own vehicles shall have them inspected by a person who has a check list certificate. (Authorized by and implementing K.S.A. 1980 Supp. 31-133; effective E-82-28, Dec. 22, 1981.)

22-8-5. Plot plans. A person operating or planning to operate a public LP gas service station shall submit a plot plan to the state fire marshal's office in accordance with the requirements of the National Fire Protection Association Pamphlet #58 (1979). (Authorized by and implementing K.S.A. 1980 Supp. 31-133; effective E-82-28, Dec. 22, 1981.)

22-8-6. Self service LP stations. Self service LP gas service stations open to the public except political or state subdivisions shall be prohibited in the state of Kansas. (Authorized by and implementing K.S.A. 1980 Supp. 31-133; effective E-82-28, Dec. 22, 1981.)

Doc. No. 000003

Department of Revenue TEMPORARY ADMINISTRATIVE REGULATIONS

92-3-5. (Authorized by K.S.A. 55-508, K.S.A. 1965 Supp. 55-512; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-3-6. Marking of vehicles transporting liquid fuel. Every vehicle used in transporting liquid fuel, which is subject to the law pertaining to the transportation of liquid fuel, shall be marked or lettered as follows: (a) The word "flammable" shall appear in plain letters not less than two (2) inches in height on a sharply contrasting background on both sides and the rear of the tank vehicle, except, when only one liquid fuel product is being transported, the common name of the product may appear in plain letters not less than two (2) inches in height on a sharply contrasting background on both sides and the rear of the tank vehicle.

(b) The name and address of the carrier shall appear in plain letters not less than two (2) inches in height on a sharply contrasting background on both sides and the rear of the vehicle.

(c) The liquid fuels carrier's license certificate number shall appear in plain letters not less than two (2) inches in height on a sharply contrasting background on each side of the vehicle. (Authorized by K.S.A. 55-512; implementing K.S.A. 55-512; effective Jan. 1, 1966; amended May 1, 1979; amended E-82-26, Dec. 16, 1981.)

92-11-17. (Authorized by K.S.A. 79-3236, 79-32,101; effective Jan. 1, 1966; amended Jan. 1, 1970; revoked, E-82-26, Dec. 16, 1981.)

92-11-18. (Authorized by K.S.A. 79-3236, K.S.A. 1965 Supp. 79-3294; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-11-19. (Authorized by K.S.A. 79-3236, 79-32,103;

(continued)

effective Jan. 1, 1966; amended Jan. 1, 1970; amended, E-71-8, Jan. 1, 1971; amended Jan. 1, 1972; revoked, E-82-26, Dec. 16, 1981.)

92-11-20. Declaration of estimated tax forms. (a) Individuals. Individuals shall file the declaration of estimated tax on form 40ES. All information requested on that form shall be supplied.

(b) Corporations. Corporations shall file the declaration of estimated tax on form 120ES. All information requested on that form shall be supplied.

(c) Amendments. In the case of an individual, the amendment is contained on the back of form 40ES, which is the notice of installment due received by the taxpayer from the department of revenue. In the case of a corporation, the amended declaration is contained on the back of form 120ES, which is the notice of installment due of estimated corporate tax.

(Authorized by K.S.A. 79-3236; implementing K.S.A. 1980 Supp. 79-32,101, 79-32,102, as amended by L. 1981, Ch. 385, Secs. 1, 2; effective Jan. 1, 1966, amended E-82-26, Dec. 16, 1981.)

92-11-23. (Authorized by K.S.A. 79-3236, K.S.A. 1965 Supp. 79-3294; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-11-24. Short taxable years. Any estimated tax, payable in installments, which is not paid before the 15th day of the last month of a short taxable year shall be paid on the 15th day of the last month of the short taxable year. If the short taxable year is less than three and one-half (3½) months, a declaration shall not be required to be filed and estimated tax shall not be required to be paid for that year. (Authorized by K.S.A. 79-3236; implementing K.S.A. 79-32,103, as amended by L. 1981, Ch. 385, Sec. 3; effective E-82-26, Dec. 16, 1981.)

92-12-105. Contribution to income; debtor setoff. (a) As used in K.S.A. 1981 Supp. 75-6202, "contribution to income" means that portion of the income of a spouse filing a joint return which is subject to withholding, or which can be otherwise determined, from information filed with the return, to have been received by that spouse individually. Income which cannot be determined, from information filed with the Kansas income tax return, to have been received by either spouse individually shall be considered attributable to each spouse in the same proportion that income which can be determined to have been received individually by each spouse bears to the total of determinable income for both spouses. If none of the amount reported as Kansas adjusted gross income includes income subject to Kansas received by either spouse individually, this amount shall be considered to have been contributed equally by each spouse.

(b) The amount of the refund shall be adjusted to properly reflect the debtor's contribution to income if the debtor proves that:

(1) Any of the income attributed to the debtor was received by the debtor's spouse individually and should not have been attributed to the debtor for the purpose of determining contribution to income; or

(2) Any of the income attributed wholly or partly to

the debtor's spouse should have been attributed to the debtor.

(c) Income shall not be attributed to either spouse individually unless the debtor proves that only one spouse had an ownership interest in the source of the income at the time it was received or, in the case of earned income not subject to Kansas withholding, that the income was earned solely by one spouse. If the debtor proves that his or her proportionate ownership interest in an income source is not the same as that proportion determined under subsection (a), the amount of refund shall be adjusted accordingly.

(d) Questions regarding the proper computation of contribution to income as provided in this regulation may be raised at the hearing provided for in K.S.A. 1981 Supp. 75-6207. (Authorized by K.S.A. 1981 Supp. 75-6203; implementing K.S.A. 1981 Supp. 75-6202; effective E-82-26, Dec. 16, 1981.)

92-12-109. Report of income adjusted by internal revenue service. The revenue agent's report detailing adjustments made by the internal revenue service and the amended return reporting these adjustments to the director shall be sent separate from any other document except those required by this regulation. If federal taxable income, in the case of a corporation, or federal adjusted gross income, in the case of an individual, on the Kansas income tax return as originally filed is not the same as reported on the revenue agent's report, a reconciliation and explanation as to the difference shall also be submitted. (Authorized by K.S.A. 79-3236; implementing K.S.A. 1980 Supp. 79-3230, as amended by L. 1981, Ch. 384, Sec. 1; effective E-82-26, Dec. 16, 1981.)

92-19-31. Installation or application of tangible personal property. (a) A retailer of the service of installing or applying tangible personal property is the person who performs this service.

(b) A tax shall not be imposed upon the service of installing or applying tangible personal property in connection with the original construction of a building or facility.

(c) The addition of a room or floor inside an existing building shall not be considered to be original construction. The addition of an entire room or floor to the exterior of an existing building or facility shall be considered to be original construction. Any replacement, remodeling, restoration, renovation, or reconstruction done within the existing building or facility pursuant to the construction of an entire room or floor being added to the exterior of the existing building or facility shall be considered to be original construction if:

(1) Except for the addition of the new room or floor being added, the work being done in the existing building or facility would not have been necessary;

(2) The work being done in the existing building or facility is necessary to support the additional room or floor, or machinery housed there; or

(3) The support to the entire room or floor which is being added to the exterior of an existing building or facility is the causal factor of the remodeling being

(continued)

done to the existing building or facility rather than remodeling being the principle purpose of the construction.

(d) If any replacement, remodeling, restoration, renovation, or reconstruction which occurs within the existing building or facility does not meet one (1) of the above three (3) qualifications, the cost of services rendered in connection with the whole project shall be allocated between the new room or floor and the existing building or facility, and sales tax shall be collected and remitted for the portion allocated to the existing building or facility.

(e) The erection of a building or facility on a site previously occupied by a building or facility which has been demolished shall be considered to be original construction if the building or facility erected is totally new, regardless of whether the old foundation also was demolished.

(f) The restoration, reconstruction, or replacement of a building or facility damaged or destroyed by fire, flood, windstorm, hailstorm, rainstorm, snowstorm, lightning, explosion, or earthquake shall be considered to be original construction. Damage from windstorm, hailstorm, rainstorm, or snowstorm shall not include normal deterioration resulting from the continuous action of these elements. The contractor performing this reconstruction or replacement shall secure an affidavit from the owner of the building or facility stating that the building or facility was damaged or destroyed by one (1) or more of the above-mentioned causes. Affidavit shall be maintained in the retailer's files for a period of three (3) years or until the director of taxation authorizes their disposal. The affidavit shall be in substantially the following form:

State of Kansas, County of _____
ss. _____, of lawful age,
being first duly sworn, deposes, and states:

Subscribed in my presence and duly sworn to before me,
this _____ day of
_____, 19____.

Signature of Notary Public

(4) Contractors who render services in connection with original construction shall not be exempt from paying sales or compensating use tax on materials purchased for use in original construction. (Authorized by K.S.A. 79-3618; implementing K.S.A. 1980 Supp. 79-3603, as amended by L. 1981, Ch. 390, Sec. 1, 79-3606, as amended by L. 1981, Ch. 391, Sec. 1; modified, 1979 SCR 1627, May 1, 1979; amended E-82-26, Dec. 16, 1981.)

92-19-37. Natural gas, electricity, heat and water; sales to residential premises. (a) Where sales of natural gas, electricity, heat and water delivered through mains, lines or pipes are made to multi-family dwellings or other buildings in which residential premises are not individually metered and billed, only the prorata portion of these sales equal to the percentage of the building actually occupied as residential premises

shall be subject to exemption. As used in this regulation, "residential premises" shall have the meaning ascribed to it in K.A.R. 92-19-38.

(b) Where utility services are not metered individually between residential and commercial use in combination purpose buildings, the occupant owner or lessee shall file an exemption certificate with each retailer providing sales of exempted commodities. The exemption in this case shall be prorated based on the portion of the commodities used in portions of the premises actually occupied as a residence and used for noncommercial purposes. Formulas and computations used in establishing the percentage of exempt use shall be available for inspection by the department of revenue at any time. Sales of otherwise taxable materials or services shall not be exempted by virtue of being sold in connection with commodities exempt from sales tax hereunder. (Authorized by K.S.A. 79-3618; implementing K.S.A. 1980 Supp. 79-3606, as amended by L. 1981, Ch. 391, Sec. 1; effective E-80-26, Dec. 12, 1979; effective May 1, 1980; amended E-82-26, Dec. 16, 1981.)

92-50-1. (Authorized by K.S.A. 8-190, K.S.A. 1974 Supp. 8-2303, 8-2314; effective, E-74-57, Sept. 30, 1974; effective May 1, 1975; revoked, E-82-26, Dec. 16, 1981.)

92-50-2 to 92-50-21. (Authorized by K.S.A. 1974 Supp. 8-2303, 8-2314; effective, E-74-57, Sept. 30, 1974; effective May 1, 1975; revoked, E-82-26, Dec. 16, 1981.)

92-50-22 to 92-50-27. (Authorized by K.S.A. 8-191; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-50-28. (Authorized by K.S.A. 8-143i, 8-191; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-50-29. (Authorized by K.S.A. 8-2303, 8-2304; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-50-30. (Authorized by K.S.A. 8-191; effective Jan. 1, 1966; revoked, E-82-26; Dec. 16, 1981.)

92-50-31. (Authorized by K.S.A. 8-191; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-50-32. (Authorized by K.S.A. 8-191, 8-2303; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-50-33. (Authorized by K.S.A. 8-2303, 8-2308; effective, E-77-49, Sept. 30, 1976; effective Feb. 15, 1977; revoked, E-82-26, Dec. 16, 1981.)

92-50-34. (Authorized by K.S.A. 8-2301, 8-2303, 8-2304; effective, E-77-49, Sept. 30, 1976; effective Feb. 15, 1977; revoked, E-82-26, Dec. 16, 1981.)

92-50-35. (Authorized by K.S.A. 8-135, 8-2303, 8-2308; effective, E-77-49, Sept. 30, 1976; effective Feb. 15, 1977; revoked, E-82-26, Dec. 16, 1981.)

92-50-36, 92-50-37. (Authorized by K.S.A. 8-2314; effective, E-80-2, Jan. 18, 1979; effective May 1, 1979; revoked, E-82-26, Dec. 16, 1981.)

92-50-38. (Authorized by K.S.A. 8-2303, 8-2304; effective, E-77-49, Sept. 30, 1976; effective Feb. 15, 1977; revoked, E-82-26, Dec. 16, 1981.)

92-50-39, 92-50-40. (Authorized by K.S.A. 8-2314; (continued)

effective, E-80-2, Jan. 18, 1979; effective May 1, 1979; revoked, E-82-26, Dec. 16, 1981.)

92-50-41. (Authorized by K.S.A. 8-191, 8-2314; effective, E-80-2, Jan. 18, 1979; effective May 1, 1979; revoked, E-82-26, Dec. 16, 1981.)

92-50-42. Sales prima facie evidence of engaging in business; motor vehicle dealer license required. The sale of five (5) or more motor vehicles in any one (1) calendar year shall be prima facie evidence that a person is engaged in the business of selling motor vehicles and, unless rebutted or overcome by other evidence, shall require that person to obtain a motor vehicle dealer's license. A person shall be entitled to a hearing conducted in accordance with K.S.A. 1980 Supp. 8-2411 to rebut this evidence. (Authorized by K.S.A. 1980 Supp. 8-2423; implementing K.S.A. 1980 Supp. 8-2401, 8-2403, 8-2404, all as amended by L. 1981, ch. 48, § 1, 3 and 4; effective E-82-26, Dec. 16, 1981.)

92-50-57. (Authorized by K.S.A. 8-191; effective, E-78-17, July 7, 1977; effective May 1, 1978; revoked, E-82-26, Dec. 16, 1981.)

92-51-1. (Authorized by K.S.A. 8-134; effective, E-77-17, March 19, 1976; effective Feb. 15, 1977; revoked, E-82-26, Dec. 16, 1981.)

92-51-2. (Authorized by K.S.A. 8-191, K.S.A. 1971 Supp. 8-143 (2) (b), 74-2004; effective Jan. 1, 1966; amended, E-71-9, Jan. 1, 1971; amended Jan. 1, 1972; revoked, E-82-26, Dec. 16, 1981.)

92-51-3, 92-51-4. (Authorized by K.S.A. 8-191; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-51-5. (Authorized by K.S.A. 8-191, K.S.A. 1971 Supp. 8-135(a), 74-2004; effective Jan. 1, 1966; amended, E-71-9, Jan. 1, 1971; amended Jan. 1, 1972; revoked, E-82-26, Dec. 16, 1981.)

92-51-6 to 92-51-8. (Authorized by K.S.A. 8-191; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-51-9. (Authorized by K.S.A. 8-191, 74-2011, K.S.A. 1971 Supp. 74-2004; effective Jan. 1, 1966; amended, E-71-9, Jan. 1, 1971; amended Jan. 1, 1972; revoked, E-82-26, Dec. 16, 1981.)

92-51-10. (Authorized by K.S.A. 8-191, 74-2011, K.S.A. 1971 Supp. 8-135, 74-2004; effective, E-71-9, Jan. 1, 1971; effective Jan. 1, 1972; revoked, E-82-26, Dec. 16, 1981.)

92-51-11. (Authorized by K.S.A. 8-191, K.S.A. 1971 Supp. 8-135(a), 74-2004; effective Jan. 1, 1966; amended, E-71-9, Jan. 1, 1971; amended Jan. 1, 1972; revoked, E-82-26, Dec. 16, 1981.)

92-51-12, 92-51-13. (Authorized by K.S.A. 8-191; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-51-14. (Authorized by K.S.A. 8-191, K.S.A. 1965 Supp. 8-143; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-51-15. (Authorized by K.S.A. 8-191; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-51-16. (Authorized by K.S.A. 8-143b, 8-143c, 8-143d, 8-191, K.S.A. 1971 Supp. 74-2004; effective Jan.

1, 1966; amended, E-71-9, Jan. 1, 1971; amended Jan. 1, 1972; revoked, E-82-26, Dec. 16, 1981.)

92-51-17. (Authorized by K.S.A. 8-191; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-51-18. (Authorized by K.S.A. 8-191, K.S.A. 1965 Supp. 8-143, 8-143a; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-51-19. (Authorized by K.S.A. 8-129, 8-191, 74-2011, K.S.A. 1970 Supp. 8-143i; effective, E-70-14, Jan. 19, 1970; effective Jan. 1, 1971; revoked, E-82-26, Dec. 16, 1981.)

92-51-20. (Authorized by K.S.A. 1978 Supp. 8-143; effective Jan. 1, 1971; amended May 1, 1979; revoked, E-82-26, Dec. 16, 1981.)

92-51-21. Staggered registration system. (a) All motorized bicycles and motor vehicles, other than proportionally registered vehicles, mobile homes, trailers, antique vehicles, and trucks or truck tractors registered for a gross weight of greater than twelve thousand (12,000) pounds, shall be registered annually under a staggered registration system during one (1) of eleven (11) registration periods. The month of expiration of the registration shall be embossed upon the number plate issued at the time of registration or represented by a decal attached to the number plate in a location designated by the director.

(b) Before January 1, 1982, application for registration renewal shall be made by the owners of a vehicle to be registered as:

- (1) A motorcycle;
- (2) A motorized bicycle;
- (3) A truck or truck tractor for a gross weight of twelve thousand (12,000) pounds or less;
- (4) A personalized motorcycle or truck for a gross weight of twelve thousand (12,000) pounds or less;
- (5) A national guard truck for a gross weight of twelve thousand (12,000) pounds or less;
- (6) A wheelchair truck for a gross weight of twelve thousand (12,000) pounds or less;
- (7) An amateur radio operator automobile or truck for a gross weight of twelve thousand (12,000) pounds or less;
- (8) A disabled American veteran's automobile or truck for a gross weight of twelve thousand (12,000) pounds or less; or
- (9) A special interest motor vehicle or street rod.

At the time of registration, the owner shall pay a prorated registration fee equal to one-twelfth (1/12) of the annual registration fee multiplied by the number of months beginning with January, 1982, and ending with, but including, the month of expiration. As a condition precedent to registration, the owner also shall pay a prorated motor vehicle tax as assessed and levied under article 51 of chapter 79 of the Kansas Statutes Annotated. Each registration period shall expire on the last day of the month as prescribed for the alpha letter designation on the plate or decal affixed to the plate as determined by the first letter of the owner's surname in accordance with the following table:

(continued)

ALPHABETICAL DESIGNATION FOR MONTHLY
STAGGERED REGISTRATION

Alpha Letter Designation	Month	First Letter of Surname
A	February	A
B	March	B
C	April	C, D
E	May	E, F, G
H	June	H, I
J	July	J, K, L
M	August	M, N, O
R	September	P, Q, R
S	October	S
V	November	T, V, W
X	December	U, X, Y, Z

(Authorized by K.S.A. 1980 Supp. 8-134a, K.S.A. 1980 Supp. 8-134, as amended by L. 1981, Ch. 36, Sec. 2; implementing K.S.A. 1980 Supp. 8-134a, K.S.A. 1980 Supp. 8-134, as amended by L. 1981, Ch. 36, Sec. 2; effective E-82-26, Dec. 16, 1981.)

92-51-22. Registration period beginning date; fee due. The date of the assignment or reassignment of a manufacturer's certificate of origin or certificate of title shall be the beginning date of a registration period. The registration fee shall be due as of the date, but may be paid at any time during a period of not to exceed fifteen (15) days after the assignment or reassignment. If the registration fee is not paid within the period of time prescribed by this regulation, the penalty for the late payment of the fee shall be computed from the date of the assignment or reassignment. (Authorized by K.S.A. 74-2011, K.S.A. 1980 Supp. 8-134, as amended by L. 1981, Ch. 36, Sec. 2; implementing K.S.A. 1980 Supp. 8-127, K.S.A. 1980 Supp. 8-143, as amended by L. 1981, Ch. 36, Sec. 3; effective E-82-26, Dec. 16, 1981.)

92-51-23. Transfer of number plates. Number plates may be transferred only to a vehicle of the same type as the vehicle for which the plate was originally issued. Rebates or refunds shall not be made when number plates are transferred to a vehicle of a lesser weight or a lesser carrying capacity. (Authorized by K.S.A. 74-2011, K.S.A. 1980 Supp. 8-134, as amended by L. 1981, Ch. 36, Sec. 2; implementing K.S.A. 1980 Supp. 8-135; effective E-82-26, Dec. 16, 1981.)

92-51-24. Mailing of titles. All titles processed by the division of vehicles shall be mailed directly to the new owner unless the division is instructed otherwise by a signed statement from the owner. (Authorized by K.S.A. 74-2011, K.S.A. 1980 Supp. 8-134, as amended by L. 1981, Ch. 36, Sec. 2; implementing K.S.A. 1980 Supp. 8-135; effective E-82-26, Dec. 16, 1981.)

92-51-25. Prerequisites to applications for title on used foreign vehicles. (a) In securing a certificate of title on a used foreign vehicle, the applicant shall surrender to the county treasurer:

- (1) The foreign title in the applicant's name and an affidavit of date of entry;
- (2) A foreign title which has been properly assigned to the applicant; or
- (3) A foreign title which has been properly assigned to a registered dealer of the state in which the title was

issued and which has been properly reassigned by the dealer of that state to the Kansas resident.

(b) If the foreign state does not have a title law, the applicant shall present a notarized bill of sale from the person from whom the vehicle was purchased and a foreign registration receipt:

- (1) In the applicant's name;
- (2) Properly assigned to the applicant; or
- (3) Reassigned by a registered dealer of the issuing state. The foreign registration receipt and the notarized bill of sale shall be surrendered to the county treasurer. (Authorized by K.S.A. 74-2011, K.S.A. 1980 Supp. 8-134, as amended by L. 1981, Ch. 36, § 2; implementing K.S.A. 1980 Supp. 8-135; effective E-82-26, Dec. 16, 1981.)

92-51-26. Corrections of titles and registration receipts. In the case of a clerical error on the title or registration receipt, including the transposition of engine or serial numbers, misspelling of the name of owner, or a mistake in the year, model, or make of car, or the omission of some necessary information on the application, correction of the error or submission of the omitted information shall be made through direct communication with the Kansas department of revenue, division of vehicles, state office building, Topeka, Kansas 66626. (Authorized by K.S.A. 74-2011, K.S.A. 1980 Supp. 8-134, as amended by L. 1981, Ch. 36, § 2; implementing K.S.A. 1980 Supp. 8-135; effective E-82-26, Dec. 16, 1981.)

92-51-27. Nonnegotiable titles. A nonnegotiable title may be issued where one is engaged in operation in more than one (1) state and it is necessary to secure Kansas registration. This provision is only applicable in the case of trucks and trailers. This title cannot be used in the transfer of title to the vehicle. (Authorized by K.S.A. 74-2011, K.S.A. 1980 Supp. 8-134, as amended by L. 1981, Ch. 36, § 2; implementing K.S.A. 1980 Supp. 8-127, 8-135; effective E-82-26, Dec. 16, 1981.)

92-51-30. Application for refund of registration fee. Any owner of a truck or truck tractor eligible for a refund of the registration fee shall file an application for the refund with the Kansas department of revenue, division of vehicles, state office building, Topeka, Kansas 66626. At the same time, the applicant shall relinquish to the division of vehicles the registration plate and any attachment issued in connection with the registration, unless this plate has been relinquished to the county treasurer pursuant to K.A.R. 92-55-3. Application for refund shall be in the form prescribed by the division. (Authorized by K.S.A. 74-2011, K.S.A. 1980 Supp. 8-134, as amended by L. 1981, Ch. 36, § 2; implementing K.S.A. 1980 Supp. 8-143, as amended by L. 1981, Ch. 36, § 3; effective E-82-26, Dec. 16, 1981.)

92-51-31. Sale of 30-day license and certain 72-hour temporary registrations. (a) The motor carrier inspection bureau is hereby designated agent for the secretary of revenue to issue the 30-day licenses authorized by K.S.A. 1980 Supp. 8-143b and the 72-hour temporary registrations authorized by K.S.A. 1980 Supp. 8-143c.

(continued)

(b) The motor carrier inspection bureau shall keep an accounting of all 30-day licenses and 72-hour temporary registrations issued and shall remit daily to the division of vehicles the amount collected in connection with the issuance of those licenses and registrations. (Authorized by K.S.A. 74-2011, K.S.A. 1980 Supp. 8-143c, K.S.A. 1980 Supp. 8-134, as amended by L. 1981, Ch. 36, § 2; implementing K.S.A. 1980 Supp. 8-143b, 8-143c, 8-143d; effective E-82-26; Dec. 16, 1981.)

92-51-32. Six thousand (6,000) mile registration requirements. The speedometer or odometer which records the number of miles traveled by a vehicle having a 6,000-mile registration shall be kept in working condition at all times during the registration period. The highway patrol, motor carrier inspection bureau, or any law enforcement officer shall have authority to inspect the readings of the speedometer or odometer and to inspect the vehicle to ensure that the speedometer or odometer is properly connected and in good working condition. The operator of this vehicle shall keep at all times in the vehicle a log reciting the date, the towns traveled in, and the distance operated on each trip. Anyone securing a 6,000-mile registration and not having the speedometer or odometer connected and in good working condition or not having the log in the vehicle shall have the vehicle registration suspended and the registration shall not be reinstated until the difference between the 6,000-mile and the regular registration fee on the vehicle is paid. (Authorized by K.S.A. 74-2011; K.S.A. 1980 Supp. 8-134, as amended by L. 1981, Ch. 36, § 2; implementing K.S.A. 1980 Supp. 8-143, as amended by L. 1981, Ch. 36, § 3; effective E-82-26, Dec. 16, 1981.)

92-51-33. Display of mobile home registration plates. (a) The owner of any mobile home or travel trailer registered for nonhighway purposes shall cause the number plate to be displayed in a conspicuous manner on that portion of the mobile home or travel trailer that faces the public road or street, right of center, on or near the bottom edge of the siding or upper edge of the frame.

(b) The owner or occupant of the mobile home or travel trailer shall keep the number plate conspicuously displayed, upon the mobile home or travel trailer, free and clear of paint, dirt, and other foreign substances. (Authorized by K.S.A. 74-2011, K.S.A. 1980 Supp. 8-143, as amended by L. 1981, Ch. 36, § 3; implementing K.S.A. 1980 Supp. 8-143, as amended by L. 1981, Ch. 36, § 3; effective E-82-26, Dec. 16, 1981.)

92-52-1. Vision standards for drivers. The division of vehicles will use the following vision standards for driver's license applicants: (a) Any applicant testing 20/40 or better in each eye separately at the examination station shall meet the vision requirements. Any applicant failing to meet this requirement shall be given a vision form and referred to a vision specialist of their choice.

(b) Any applicant who has received a vision report from a vision specialist shall have 20/60 or better vision with or without corrective lens in at least one

eye in order to be eligible to be issued a driver's license.

Applicants failing to meet any of the above standards may request an administrative review by the director of vehicles. (Authorized by K.S.A. 1980 Supp. 8-234b; implementing K.S.A. 1980 Supp. 8-234b; effective Jan. 1, 1966; amended, E-71-9, Jan. 1, 1971; amended Jan. 1, 1972; amended by May 1, 1979; amended E-82-26, Dec. 16, 1981.)

92-52-4. (Authorized by K.S.A. 74-2011; effective Jan. 1, 1966; revoked, E-82-26, Dec. 16, 1981.)

92-52-5. (Authorized by K.S.A. 8-191, 8-245c, K.S.A. 1971 Supp. 8-255, 74-2004; effective, E-71-9, Jan. 1, 1971; effective Jan. 1, 1972; revoked, E-82-26, Dec. 16, 1981.)

92-52-6. (Authorized by K.S.A. 8-191, K.S.A. 1971 Supp. 8-255a, 74-2004; effective, E-71-9, Jan. 1, 1971; effective Jan. 1, 1972; revoked, E-82-26, Dec. 16, 1981.)

92-52-7. (Authorized by K.S.A. 8-191, K.S.A. 1971 Supp. 8-255(a), 74-2004; effective, E-71-9, Jan. 1, 1971; effective Jan. 1, 1972; revoked, E-82-26, Dec. 16, 1981.)

92-52-9. Definition of moving violation. (a) Pursuant to K.S.A. 1980 Supp. 8-249, as amended by L. 1981, Ch. 41, § 1, "moving violation" means the commission or omission of an act by a person operating a motor vehicle that could directly result in injury or property damage and is also a violation of a statute, ordinance, or regulation of this or any other state.

(b) "Operating a motor vehicle" means the process of moving a motor vehicle from one location to another or starting the engine or manipulating the mechanical or electrical equipment of a motor vehicle whether or not the vehicle is in motion.

(c) A conviction for violating any of the following Kansas statutes or any similar statute, ordinance or regulation of a municipality or another state shall constitute a moving violation and be recorded on individual driving records: K.S.A. 8-245; 8-1335; 8-1337; 8-1503; 8-1507; 8-1508; 8-1510; 8-1511; 8-1514; 8-1515; 8-1516; 8-1517; 8-1518; 8-1519; 8-1520; 8-1521; 8-1522; 8-1523; 8-1526; 8-1527; 8-1528; 8-1529; 8-1530; 8-1533; 8-1545; 8-1546; 8-1548; 8-1549; 8-1551; 8-1552; 8-1555; 8-1557; 8-1561; 8-1562; 8-1565; 8-1566; 8-1574; 8-1581; 8-1595; 8-1597; 8-1602; 8-1603; 8-1605; 8-1701; 8-1703; 8-1705; 8-1706; 8-1707; 8-1708; 8-1715; 8-1721; 8-1724; 8-1725; 8-1740; 8-1741; 8-1742; 8-1801; 8-1802; 8-1803; 8-1804; 8-1805; and 40-3104; and K.S.A. 1980 Supp. 8-237; 8-262; 8-1336; 8-1338; 8-1524; 8-1556; 8-1556a; 8-1567; 8-1568; 8-1604; 8-1902 and 8-1904; and any amendments thereto.

(d) Nothing in this provision shall be construed to prevent the division of vehicles from recording on individual driving records other administrative actions or convictions relating to motor vehicles. (Authorized by K.S.A. 1980 Supp. 8-249, as amended by L. 1981, Ch. 41, § 1; implementing K.S.A. 8-255, K.S.A. 1980 Supp. 8-249, as amended by L. 1981, Ch. 41, § 1; effective E-82-26, Dec. 16, 1981.)

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