

# KANSAS REGISTER



State of Kansas

**JACK H. BRIER**  
Secretary of State

Vol. 1, No. 41

October 14, 1982

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<i>IN THIS ISSUE . . . .</i>	<i>Page</i>
<i>Legislative Interim Committee Schedule</i> . . . . .	1076
<i>Kansas Water Authority</i>	
✓ Notice of Meeting . . . . .	1077
<i>State Conservation Commission</i>	
✓ Notice of Hearing on Proposed Administrative Regulations . . . . .	1077
<i>Department of Health and Environment</i>	
✓ Public Notice . . . . .	1077
✓ Docket of Administrative Hearings . . . . .	1077
✓ Notice of Hearing on Proposed Administrative Regulations . . . . .	1078
<i>Board of Barber Examiners</i>	
✓ Notice of Hearing on Proposed Administrative Regulations . . . . .	1078
<i>Kansas Veterans' Commission</i>	
✓ Public Notice . . . . .	1079
<i>State Corporation Commission</i>	
✓ Notice of Hearing on Proposed Administrative Regulations . . . . .	1079
<i>Secretary of State</i>	
✓ Notice of Forfeiture . . . . .	1079
<i>Attorney General's Opinions</i>	
Opinions No. 82-217 through 82-219 . . . . .	1080
<i>Notice to Bidders for State Purchases</i> . . . . .	1080
<i>Temporary Administrative Regulations</i>	
✓ Department of Health and Environment . . . . .	1082
✓ Consumer Credit Commissioner, State Department of Credit Unions, Savings and Loan Department and State Bank Commissioner (Joint) . . . . .	1088
✓ Social and Rehabilitation Services . . . . .	1090
<i>Notices of Bond Sales</i>	
County of Thomas . . . . .	1090
City of Merriam . . . . .	1091
City of Jamestown . . . . .	1092
City of Olathe . . . . .	1093
City of Great Bend . . . . .	1094
City of Glasco . . . . .	1096

State of Kansas

**LEGISLATURE**  
**INTERIM AGENDA**

Following is a listing of meetings which are scheduled for the period of October 18 through October 29, 1982. All meetings are to be held in the Statehouse in Topeka unless otherwise indicated.

DATE	ROOM	TIME	COMMITTEE	AGENDA
Oct. 18	Wichita		Social and Rehabilitation Services Review Commission	Lake Afton Juvenile Program, Adult Programs and Commission discussion.
Oct. 19	Wichita			
Oct. 19	514-S	10:00 A.M.	Special Committee on Ways and Means	Conferees on Proposal 33. Committee discussion on all proposals.
Oct. 20	514-S	9:00 A.M.		
Oct. 20	123-S	10:00 A.M.	Special Committee on Data Processing	Review draft of committee report on Proposal 8.
Oct. 21	21st:	10:00 A.M., Academic Lecture Hall, Garden City Community College, Garden City, Kansas	Special Committee on Local Government	Hearings on Proposal 26—Coordination of State Water Programs.
Oct. 22	22nd:	9:00 A.M.—Wheat Lands Convention Center, Garden City, Kansas		
Oct. 25	519-S	10:00 A.M.	Special Committee on Agriculture and Livestock	Continued testimony on Grain Warehousing and review of bill drafts.
Oct. 26	519-S	9:00 A.M.		
Oct. 26	531-N	8:30 A.M.	Task Force on Applied Remote Sensing	Agenda unavailable.
Oct. 26	123-S	10:00 A.M.	Special Committee on the University of Kansas Medical Center	Conferees and committee discussion.
Oct. 27	123-S	9:00 A.M.		

**WILLIAM R. BACHMAN**  
Director of Legislative Administrative Services

Doc. No. 000665

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



PHONE: 913/296-2236

Carol A. Bell  
Publications Director

State of Kansas

**KANSAS WATER AUTHORITY****OPEN MEETING NOTICE**

The October meeting of the Kansas Water Authority is scheduled at 9:30 a.m., October 22, 1982, at the Wheatlands Motor Inn, Wheatlands Convention Center, located at 1311 E. Fulton or Highway 50 East side City Route, Garden City, Kansas. General business matters will be discussed. Committee meetings may be convened the afternoon of October 21st at the Wheatlands.

PATRICK J. REGAN  
Chairman

Doc. No. 000663

State of Kansas

**STATE CONSERVATION COMMISSION****NOTICE OF HEARING ON PROPOSED  
ADMINISTRATIVE REGULATIONS**

A public hearing will be held on Monday, November 1, 1982 at 1:00 p.m. in the State Conservation Commission office, Room 1014, 535 Kansas Avenue, Topeka, Kansas, for the purpose of receiving public comments on proposed changes to K.A.R. 11-1-1 through 11-1-5 of the Water Resources Cost-Share Program administered by the State Conservation Commission.

All interested persons may attend the hearing and those attending will be given an opportunity to express comments orally, in writing, or both. If it is not possible for any person to be present, he or she may submit comments in writing to be received in the office of the Executive Director, State Conservation Commission, 535 Kansas Avenue, Room 1014, Topeka, Kansas, 66603, on or before the time of the hearing.

The proposed rules and regulations changes establishes the initial allocation of state funds to conservation districts based upon the number of non-federal rural acres within the district, water quality needs, and water quantity needs, and the use of the USDA Soil Conservation Service Technical Guide indexed by TG Notice KS-87 dated January 11, 1982 to prescribe conservation standards.

Copies of the proposed changes and the fiscal impact statement may be obtained by writing to Kenneth F. Kern, Executive Director, State Conservation Commission, 535 Kansas Avenue, Room 1014, Topeka, Kansas, 66603.

KENNETH F. KERN  
Executive Director

Doc. No. 000658

State of Kansas

**DEPARTMENT OF  
HEALTH AND ENVIRONMENT****PUBLIC NOTICE**

The hearing to reconsider the Certificate of Need Denial for the Tierra Imaging Service, Inc., has been continued from October 18, 1982, to October 21, 1982, at 10:00 a.m. at the Department's Hearing Room, Building 740, Forbes Field, Topeka, Kansas.

The Kansas Department of Health and Environment will reconsider its decision to deny the Certificate of Need application by the Pease and Smith Associates for an ambulatory surgical center on October 28, 1982, at 10:00 a.m. at the Department's Hearing Room, Building 740, Forbes Field, Topeka, Kansas.

JOSEPH F. HARKINS  
Secretary

Doc. No. 000671

State of Kansas

**DEPARTMENT OF  
HEALTH AND ENVIRONMENT****DOCKET OF  
ADMINISTRATIVE HEARINGS**

**OCTOBER 15, 1982**—In the Matter of the License and Certification of Hollydale Care Home, 3501 Seward, Topeka, Kansas 66616. Case No. 82-H-70. Bldg. 740, Forbes Field, Topeka, Kansas, Hearing Room 1-C-1, 8:30 a.m.

**OCTOBER 18, 1982**—In the Matter of an Unpermitted Solid Waste Disposal Site Operated by Coolidge Weaver, Kansas City, Kansas. Case Nos. 82E-38 and 82E-39. Bldg. 740, Forbes Field, Topeka, Kansas, Conference Room 1-C-8, 9:00 a.m.

This docket is issued on September 13, 1982 and the administrative hearings are those scheduled as of this date. Other administrative hearings may be scheduled in this same time period and the above hearings may be rescheduled without further notification. Interested persons may call the Department at (913) 862-9360 ext. 585 to confirm the scheduling of a particular hearing.

JOSEPH F. HARKINS  
Secretary

Doc. No. 000670

**State of Kansas****DEPARTMENT OF  
HEALTH AND ENVIRONMENT****NOTICE OF HEARING ON PROPOSED  
ADMINISTRATIVE REGULATIONS**

A public hearing will be held on November 3, 1982 commencing at 9:00 a.m. in the Hearing Room of the Department of Health and Environment, Building #740, Forbes Field, Topeka, Kansas to consider the adoption of proposed rules and regulations of the Department of Health and Environment.

All interested parties may submit written comments at any time prior to the hearing by addressing them to the Secretary of Health and Environment, Forbes Field, Topeka, Kansas 66620. All interested parties will be given a reasonable opportunity at the hearing to present their views orally in regard to the proposed regulations.

Following the hearing on November 3, 1982 all written and oral comments submitted by interested parties will be considered by the Secretary of Health and Environment as the basis for making changes to these proposed regulations.

Summaries of the regulations follow. Copies of the regulations and the fiscal impact statement may be obtained by writing the Department of Health and Environment, Forbes Field, Topeka, Kansas 66620.

**Crippled Children's Program**

K.A.R. 28-4-400 was amended to clarify several of the definitions in this section.

K.A.R. 28-4-401 was amended to require the reporting of changes in family income or cash assets for individuals accepted on the program.

K.A.R. 28-4-402 was amended to clarify the responsibility of the Secretary to applicants and recipients.

K.A.R. 28-4-405 was amended to allow the Secretary to pay claims submitted by certain individuals or hospitals that provide emergency medical treatment for crippled children.

**Bureau of Epidemiology**

K.A.R. 28-1-14 prohibits the sale of animals which represent a high risk of rabies infection (skunks, civit cats, raccoons, foxes and coyotes). This regulation also prohibits removal of musk glands of skunks and civit cats, and attempts to immunize these high-risk animals against rabies. Both of these measures are designed to discourage keeping of these animals as pets; in addition, there are no rabies vaccines specifically licensed for these animals. The regulation currently prohibits the sale of these high risk animals; the proposed revision will, in addition, prohibit the possession of these animals. The proposed revision will allow bonafide zoological parks or research institutions to possess these animals. Licensed game breeders will be able to possess these animals, provided they are not sold or possessed as pets.

K.A.R. 28-1-21 is a proposed new regulation designed to facilitate the implementation by the Secretary of Health and Environment of Ch. 256, Sec. 2, of the Laws of 1982, which requires the Secretary to maintain a registry of veterans who require medical or

other assistance subsequent to exposure to chemical defoliants, herbicides, or other causative agents, including agent orange. The regulation would require reporting to the Secretary, by the veteran, of the disposition of claims made to other agencies, such disposition being integral to the registry required by the statute.

JOSEPH F. HARKINS  
Secretary

Doc. No. 000669

**State of Kansas****BOARD OF BARBER EXAMINERS****NOTICE OF HEARING ON  
PROPOSED PERMANENT  
ADMINISTRATIVE REGULATIONS**

A public hearing will be held on Monday, November 1, 1982, at 1:30 p.m. in the Kansas Board of Barber Examiners Office, 630 Kansas Avenue, Topeka, Kansas, to consider the adoption of proposed permanent regulations.

All interested parties may submit written comments any time prior to the hearing by addressing them to the Board of Barber Examiners, 630 Kansas Avenue, Topeka, Kansas 66603. All interested parties will be given a reasonable opportunity to present their views on the adoption of the proposed regulations during the hearing.

Copies of the full text of the regulations and the fiscal impact statement may be obtained by writing to the Board of Barber Examiners, 630 Kansas Avenue, Topeka, Kansas 66603. The following is a summary of the regulations:

**K.A.R. 61-1-18.** Revocation of regulation.

**K.A.R. 61-1-25.** Revocation of regulation.

**K.A.R. 61-1-31.** Amendment of regulation to add neck duster as being prohibited.

**K.A.R. 61-3-3.** Amendment of regulation to delete the reference to the required minimum hours of demonstration and lecture and supervised practice in barber schools. Also addition of permanent waving to curriculum.

**K.A.R. 61-3-24.** Amendment of regulation to cleanup language.

**K.A.R. 61-4-2.** Amendment of regulation to delete reference to number of barber schools and to cleanup language which is repetition of statute.

**K.A.R. 61-5-1.** Amendment of regulation to cleanup language.

**K.A.R. 61-7-1.** New regulation to put fees in regulation.

CHARLES L. LUTZ  
Administrative Officer

Doc. No. 000653

State of Kansas

**DEPARTMENT OF  
HUMAN RESOURCES  
KANSAS VETERANS' COMMISSION**

**PUBLIC NOTICE**

Notice is hereby given that the following deceased member of the Kansas Soldiers' Home died intestate without known heirs or designated beneficiaries for funds on deposit with the Members & Patients Fund at the Kansas Soldiers' Home:

McENULTY, Peter Jon,  
Expired July 3, 1982 . . . . . \$15,860.31

Unless interested persons appear and file a legitimate claim therefore, within one (1) year after date of the last publication of this notice, said amount or amounts will be transferred to the General Fees Fund of the Kansas Soldiers' Home to help defray the unrecovered cost connected with the maintenance and operation of said Home.

RADEL D. SCOTT  
Acting Executive Director

Doc. No. 000672

State of Kansas

**STATE CORPORATION COMMISSION**

**NOTICE OF HEARING ON  
PROPOSED TEMPORARY  
AND PERMANENT  
ADMINISTRATIVE REGULATIONS**

The State Corporation Commission will hold a public hearing October 29, 1982, at 9:00 a.m., at the Wichita Royale, 125 N. Market, Wichita, Kansas, for the purpose of receiving public comments on proposed temporary and permanent regulations K.A.R. 82-3-100 through 82-3-504. Any person wishing to make comments may do so orally or submit written comments at the time of hearing.

These regulations are a renumbering and updating of the existing rules and regulations of the Conservation Division of the Commission as currently found in K.A.R. 82-2-100 through 804. Additionally, there are five new regulations that are not found in the existing regulations. (82-3-111, 121, 128, 208 and 305)

Those regulations concerning drilling, plugging, injection and disposal have been changed to implement the requirements of Sub SB 498 as found in the 1982 Session Laws Chapter 228.

Copies of the proposed regulations and the fiscal impact statement may be obtained from the State Corporation Commission, Legal Department, 4th Floor, State Office Building, Topeka, Kansas 66612.

CAROL J. LARSON  
Executive Secretary

Doc. No. 000666

State of Kansas

**SECRETARY OF STATE**

**NOTICE OF FORFEITURE**

In accordance with K.S.A. 17-7510, the authority of the following foreign corporations to do business in the State of Kansas was forfeited on September 15, 1982 for failure to file an annual report and pay the annual franchise tax, as required by the Kansas General Corporation Code.

**Cancelled 9/15/82 for failure to file the 2/28/82 annual report:**

**Foreign for Profit**

Anconco Equipment Co., 2221 Campbell, Kansas City, MO.

Cake Box Bakers, Inc., 4545 Van Brunt Extension, Kansas City, MO.

Champion Home Builders Co., 5573 East North Street, Dryden, MI.

Eldridge & Son Construction Co., Inc., 13716 Oak, Kansas City, MO.

Harland Bartholomew & Associates, Inc., 7745 Carondelet, St. Louis, MO.

Hudson-Priest Inc., 5840 S. Memorial Drive, Suite 216, Tulsa, OK.

Ideker, Inc, 1201 N. 59 Highway, Mound City, MO.

Imperial Paper Company, 23645 Mercantile Road, Cleveland, OH.

Jerome and Associates, Inc., 1231 Woodssether Road, Kansas City, MO.

Jewelry Group, Inc., 11235 A, Grissom Lane, Dallas, TX.

Jojon Petroleum Co., 5646 Milton, Suite 294, Dallas, TX.

KLI Petroleum Corporation, 808 S.E. 6th Street, Evansville, IN.

Knogo Corporation, 100 Tec Street, Hicksville, NY.

Marvel Brute Steel Buildings, Inc., 1720 Carey Avenue, Cheyenne, WY.

Minuteman Press International, Inc., 1640 New Highway, Farmingdale, NY.

Mitel, Inc., 5400 Broken Sound Blvd. NW, Boca Raton, FL.

Pampa Concrete Co., Inc., Box 1700, Pampa, TX.

Payne and Keller, Inc., 8121 Broadway, Houston, TX.

T & K Distributing Company, Inc., 301 South Market, Springfield, MO.

Western Exploration, Inc., 1844 West Wayzata Blvd., Long Lake, MN.

**Cancelled 9/15/82 for failure to file the annual report due after 6/15/82 extension:**

**Business Trust**

Terrydale Realty Trust, 1125 Grand Avenue, Suite 1101, Kansas City, MO.

**Foreign for Profit**

Al Welding Products, Inc., 100 West Tenth St., Wilmington, DE.

The American Olean Tile Company, Inc., 1000 Cannon Avenue, Lansdale, PA.

Asarco Incorporated, 120 Broadway, New York, NY.

(continued)

Citicorp, Person-to-Person Financial Center, Inc.,  
11475 Olde Cabin Road, St. Louis, MO.

Inter-Continental Computing, Inc., c/o Corporate  
Tax Dept., P.O. Box 662, New York, NY.

ITT Continental Baking Company, P.O. Box 731,  
Rye, NY.

Transcription Data Service, Inc., 8080 Ward Park-  
way, Kansas City, MO.

**Cancelled 9/15/82 for failure to submit a certificate of  
good standing with the annual report:**

**Foreign for Profit**

Cold Control Company, 28 N. 10th St., Kansas City,  
KS.

Oklahoma Telephone Directories, Inc., 5555 East  
Skelly Drive, Tulsa, OK.

Rincon Supply, Inc., 515 East Main Street, Chanute,  
KS.

Simmons Drilling, Inc., c/o Corporation Company,  
1700 Broadway, Denver, CO.

Technical Aid Corporation, 100 Wells Ave., Newton,  
MA.

**JACK H. BRIER**  
Secretary of State

**BY: JOHN R. WINE, JR.**  
Chief Counsel

Deputy Assistant Secretary of State

Doc. No. 000657

**State of Kansas**

**ATTORNEY GENERAL**

**OPINION NO. 82-217**

**Cities and Municipalities—City Manager Plan—Gov-  
erning Board Under Commission-Manager Plan. F. L.  
"Mac" McGinley, Sherman County Attorney, Good-  
land, September 30, 1982.**

The provisions of K.S.A. 12-1005h, which provide  
for an election on the question of increasing the  
number of city commissioners from three to five, apply  
only to cities operating under the commission-manager  
form of government and having a population of 8,000  
or more.

Pursuant to the provisions of K.S.A. 12-1006, the  
governing body of a city of the second class operating  
under the commission-manager form of government  
consists of three city commissioners. However, at any  
time subsequent to adoption of the commission-man-  
ager plan, a city may, pursuant to home rule powers  
granted by Article 12, Section 5 of the Kansas Consti-  
tution, vary the size of the governing body through the  
adoption of a valid charter ordinance. The adoption of  
such a charter ordinance would be subject to the pro-  
visions of the Home Rule Amendment relating to pro-  
test and referendum. Cited herein: K.S.A. 1981 Supp.  
12-184, 12-1003, K.S.A. 12-1005g, 12-1005h, 12-1006,  
12-1008, K.S.A. 1981 Supp. 12-1018, K.S.A. 14-1101,  
14-1204, Kan. Const., Art. 12, § 5. TRH

**OPINION NO. 82-218**

**Counties and County Officers—Public Improve-**

**ments—Improvement District Elections. John K.  
Bork, Jefferson County Attorney, Oskaloosa, Sep-  
tember 30, 1982.**

Where an improvement district has been formed by  
petition of nonresident owners of property in the dis-  
trict, then K.S.A. 19-2757 requires as a condition pre-  
cedent to an election of directors of an improvement  
district that the county election officer certify that one  
hundred (100) or more qualified electors reside in said  
improvement district. If the county election officer  
cannot make such certification then the interim direc-  
tors appointed by the board of county commissioners  
shall continue in such capacity. Cited herein: K.S.A.  
19-2757, 19-2760. RVE

**OPINION NO. 82-219**

**Counties and County Officers—Road and Bridge  
Fund—Maintenance of County-Owned Park Roads.  
Michael E. Cleary, Assistant Harvey County Attorney,  
Newton, September 30, 1982.**

County road and bridge fund moneys may be ex-  
pended to maintain roads only if such roads have been  
designated "county roads" and satisfy applicable stat-  
utory and regulatory requirements and specifications.  
If a road within a county park does not qualify as a  
"county road," the expense of maintaining the road  
should be paid from the county park fund. Cited  
herein: K.S.A. 68-101, 68-5,101, 79-1947, 79-2934, Kan.  
Const., Art. 11, § 5. RVE

**ROBERT T. STEPHAN**  
Attorney General

Doc. No. 000668

**State of Kansas**

**DEPARTMENT OF ADMINISTRATION  
DIVISION OF PURCHASES**

**NOTICE TO BIDDERS**

Sealed bids for items hereinafter listed will be re-  
ceived by the Director of Purchases, State Office  
Building, Topeka, Kansas, until 2:00 p.m., CST or  
DST, whichever is in effect on the date indicated, and  
then will be publicly opened:

**MONDAY, OCTOBER 25, 1982**

#25346

University of Kansas Medical Center, Kansas City—  
READY MIX CONCRETE

#25347

Kansas State University, Manhattan—AIR TAXI  
SERVICE

#25350

Department of Social & Rehabilitation Services,  
Topeka—INFLUENZA VACCINE

#25351

Statewide—ELECTRIC BUBBLER WATER  
COOLERS

#25352

Statewide—DOMESTIC GAS FIRED WATER  
HEATERS AND BOOSTER HEATERS

(continued)

#25353

Statewide—MOTION PICTURE FILM PROCESSING

#25355

Department of Administration (Building & Grounds Services), Topeka—REFUSE COLLECTION AND REMOVAL SERVICE

#25356

Wichita State University, Wichita—ELEVATOR MAINTENANCE

#51566

University of Kansas Medical Center, Kansas City—ELECTROSURGICAL GENERATOR SYSTEM

#51789

University of Kansas, Lawrence—STORAGE OSCILLOSCOPE

#51791

Wichita State University, Wichita—MATERIALS, LABOR TO CONSTRUCT REDWOOD AND BRICK FENCE

#51792

Department of Transportation, Hutchinson—GRIZLY AGGREGATE/CS-1 SPECIAL AGGREGATE FOR SHOULDER REPAIRS, for Great Bend

#51793

Emporia State University, Emporia—PHOTOGRAPHIC SUPPLIES

#51803

Department of Social & Rehabilitation Services, Topeka—PUSH BROOM HANDLES

#51804

Kansas Fish & Game Commission, Pratt—NEW AND USED AIRCRAFT

#51831

University of Kansas, Lawrence—MICROCOMPUTER SYSTEM

### TUESDAY, OCTOBER 26, 1982

#25336

University of Kansas Medical Center, Kansas City and Statewide—MISCELLANEOUS HOSPITAL SUPPLIES (CLASS 09)

#25345

University of Kansas Medical Center, Kansas City—ANTIBIOTIC ANALYZER SUPPLES

#25348

University of Kansas, Lawrence—DEIONIZED WATER SYSTEM LEASE

#51799

Winfield State Hospital & Training Center, Winfield—KITCHEN SUPPLIES

#51800

University of Kansas, Lawrence—TRACTOR

#51801

Kansas State University, Manhattan—PICKUP

#51802

Department of Human Resources, Topeka—VAN

#51831

Department of Human Resources, Topeka—SOFTWARE

#A-3535(a)

Larned State Hospital, Larned—STEAM PIPING REVISIONS FOR THE LAUNDRY BUILDING

### WEDNESDAY, OCTOBER 27, 1982

#51807

University of Kansas, Lawrence—LOGGING TAPE RECORDER

#51808

University of Kansas, Lawrence—LIQUID SCINTILLATION COUNTING SYSTEM

#51809

Kansas State University, Manhattan—CHEMICALS

#51811

University of Kansas, Lawrence—RELOAD AMMO, for Hutchinson

#51812

University of Kansas, Lawrence—GEOLOGY SPECIMEN CABINETS

#51813

Kansas State Historical Society, Topeka—UTILITY TRACTOR (DIESEL), for Hays

#51814

Kansas State University, Manhattan—SUBURBAN

#51815

Kansas Correctional Industries, Lansing—STOCK TRAILER

#A-4605

Department of Administration, Topeka—REPAIR ROOF FLASHINGS FOR NORTH AND SOUTH WINGS OF STATEHOUSE

### THURSDAY, OCTOBER 28, 1982

#51819

Kansas State University, Manhattan—PLAIN PAPER COPIER

#51820

Department of Transportation—AGGREGATE FOR MAINTENANCE BITUMINOUS REPAIR, for Udall, Cambridge, Wellington, Dexter, and Arkansas City

#51823

Department of Transportation—ASPHALT RUBBER SEALING COMPOUND, Salina

#51824

Winfield State Hospital & Training Center, Winfield—HOSPITAL BEDS

#51825

Kansas State Historical Society, Topeka—FORK LIFT

#51836

University of Kansas Medical Center, Kansas City—MEAT PRODUCTS

#51843

University of Kansas, Lawrence—ARGON ION LASER

#A-4450

Kansas State School for the Deaf, Olathe—CONSTRUCTION OF VOCATIONAL-PHYSICAL EDUCATION FACILITY

### FRIDAY, OCTOBER 29, 1982

#51837

Kansas State University, Manhattan—JANITORIAL SUPPLIES

#51838

Kansas State Industrial Reformatory, Hutchinson—MEAT PRODUCTS

(continued)



#51839

Kansas State Industrial Reformatory, Hutchinson—  
MEAT PRODUCTS

#51840

University of Kansas Medical Center, Kansas City—  
BLOOD GAS APPARATUS

MONDAY, NOVEMBER 1, 1982

#51842

University of Kansas, Lawrence—RECORDING  
CONSOLE

WEDNESDAY, NOVEMBER 3, 1982

#A-3674(a)

University of Kansas Medical Center, Kansas City—  
EQUIPMENT AND FURNISHING FOR LIBRARY  
OF HEALTH SCIENCES FACILITY

THURSDAY, NOVEMBER 4, 1982

#25349

University of Kansas, Lawrence—AIRCRAFT IN-  
SURANCE

#51841

University of Kansas Medical Center, Kansas City—  
DRAPERIES, HARDWARE AND INSTALLATION

WEDNESDAY, NOVEMBER 10, 1982

#25276

Kansas State University, Manhattan & Statewide—  
LABORATORY GLASSWARE AND SUPPLIES

THURSDAY, NOVEMBER 18, 1982

#51830

Department of Social and Rehabilitation Services—  
OIL AND GAS LEASE, in Ellsworth County

WEDNESDAY, NOVEMBER 24, 1982

#25354

Kansas Fish & Game Commission, Pratt—NON-  
GAME FISH REMOVAL

RICHARD H. HART  
Acting Director of Purchases

Doc. No. 000667

### State of Kansas

## DEPARTMENT OF HEALTH AND ENVIRONMENT

### TEMPORARY ADMINISTRATIVE REGULATIONS

(Approved by the State Rules and Regulations Board  
September 22, 1982. Will expire May 1, 1983.)

**28-4-117. Health care policies.** (a) Physical health  
of children in day care.

(1) A health assessment conducted by a nurse ap-  
proved to perform health assessments or by a licensed  
physician shall be on file for each child under school  
age.

(2) School age children shall have health assess-  
ments as required by the school districts in which they  
are enrolled.

(3) Children under 16 years of age shall not be  
required to have routine tuberculin tests.

(b) (1) Immunizations shall be current or in process  
for all children to age 16 at the time the license is  
issued.

(2) Exemptions to health assessments and immuni-  
zations shall be permitted if one of the following is  
obtained:

(A) Certification from a licensed physician stating  
the physical condition of the child is such that the test  
and immunization would seriously endanger the  
child's life or health; or

(B) A written statement signed by one parent or  
guardian that he or she is an adherent of a religious  
denomination whose religious teachings are opposed  
to health assessments or such tests and immunizations.

(c) Physical health of applicant or licensee and other  
household members.

(1) All persons living or working in the day care  
home shall have a health assessment conducted by a  
licensed physician or by a nurse approved to perform  
health assessments obtained within two years prior to  
application. Children under 16 living in the home shall  
have current immunizations.

(2) All persons over 16 years of age living in the  
home shall have a record of a tuberculin test or x-ray  
obtained within two years prior to application. Further  
tuberculin testing shall not be routinely required.  
(Authorized by K.S.A. 65-508; implementing K.S.A.  
65-507, 65-508, 65-510; effective E-80-18, Oct. 17,  
1979; effective May 1, 1980; amended May 1, 1981;  
amended T-83-27, Sept. 22, 1982.)

**28-4-213. Health care policies.** (a) Physical and  
dental health of children.

(1) A pre-entrance health assessment conducted by a  
nurse practitioner or by a licensed physician shall be  
required for each day care child and kept on file at the  
center.

(A) Tuberculin testing shall be required only if the  
child becomes a contact of a new active or reactivated  
case of tuberculosis. The results of these examinations  
shall become a part of the child's health record.

(B) Results of the health assessment shall be re-  
corded on forms supplied by the Kansas department of  
health and environment.

(C) Immunizations shall be current or in process at  
time of licensing for all children to age 16.

(D) If a safe level of immunization has not been  
attained, the staff of the center shall refer the parent to  
a resource for obtaining the necessary immunizations.

(E) Exemptions to health assessments and immuni-  
zations shall be permitted if one of the following is  
obtained:

(i) Certification from a licensed physician stating  
the physical condition of the child to be such the  
immunizations would seriously endanger the child's  
life or health; or

(ii) A written statement signed by a parent or guard-  
ian that he or she is an adherent of a religious denomi-  
nation whose religious teachings are opposed to such  
assessment and immunization.

(2) A record shall be kept on each child which in-  
cludes pertinent information about the child's health  
status, the child's developmental progress and any  
special needs, with appropriate plans to meet these  
needs.

The staff shall update the health information as

(continued)



determined by the program's specific health policies and shall use that information as a basis for review and evaluation of the child's health status.

(3) When a child is absent, the child care staff shall be informed of the reasons and that information shall be provided to other parents when appropriate.

(4) All staff members shall be trained in observation of symptoms of illness and shall observe each child's health status daily.

(5) All staff members shall be trained in elementary principles of first aid by a registered nurse, red cross staff or a center staff member who has completed the red cross course.

(6) The child care center staff shall develop dental health policies including plans for dental health consultation and education for parents and children in the practice of good oral hygiene.

(7) Each center serving children with developmental disabilities shall have on file a written plan from the child's physician listing recommendations to cover special needs and to define participation in the program.

(b) Personal health of staff and volunteers.

(1) All staff must be free of communicable diseases and of such a state of health and freedom from physical handicaps as is necessary for them to adequately and successfully care for children in a child care center.

(2) All staff who will have contact with the children shall have a health assessment conducted by a licensed physician or by a nurse practitioner, prior to employment.

(3) Results of the assessment shall be recorded on forms supplied by the Kansas department of health and environment and kept on file at the center or the local health department.

(4) The initial health assessment for persons over 16 shall include a record of tuberculin test or x-ray within the past two years. All reactors and those with history of previous reaction shall have a chest x-ray. Test or x-ray results shall be recorded on the person's health record. The Kansas department of health and environment shall be notified when tests are positive.

(5) Should significant exposure to an open case of tuberculosis occur or should symptoms compatible with tuberculosis develop between health assessments, the person shall be retested with tuberculin or x-rayed as appropriate and the proper treatment or prophylaxis instituted. Results of that follow-up shall be recorded in the person's health record and the health department shall be kept informed.

(6) All family members residing in the same location as the child care center shall obtain health assessments as described above.

(7) Volunteers shall present written proof of freedom from active tuberculosis before serving in a child care center. (Authorized by K.S.A. 65-508; implementing K.S.A. 65-507, 65-508, 65-510; effective Jan. 1, 1973; amended May 1, 1975; amended Feb. 15, 1977; amended May 1, 1979; amended T-83-27, Sept. 22, 1982.)

**28-39-132. One- and two-bed adult care home; licensure procedure.** (a) A completed application form

as prescribed by the licensing agency shall be submitted to the licensing agency.

(b) The capabilities of the facility and the ability of the applicant to provide a class of care shall be based on information in the application and an evaluation.

(c) The applicant and all employees shall have a physical examination which shall consist of appropriate examinations, including a chest x-ray or tuberculosis skin test. Documentation of the examination, signed by a physician, shall be on file in the facility. Subsequent physical examinations or health assessments shall be given at least every three years.

(d) The licensee shall apply for renewal of an existing license on forms prescribed by the licensing agency not less than 120 days before the existing license expires.

(e) The renewal of a license shall be contingent upon evidence of substantial compliance with all applicable statutes, rules, and regulations.

(f) Initial application for license and renewal applications shall be accompanied by a license fee as required by K.S.A. 1980 Supp. 39-930, or amendments of this statute. (Authorized by and implementing K.S.A. 39-932; implementing K.S.A. 39-927 and K.S.A. 1980 Supp. 39-930; effective May 1, 1982; amended T-83-28, Sept. 22, 1982.)

**28-39-134. Administration; management.** (a) The licensee shall have full authority and responsibility for the operation of the one-bed and two-bed adult care home and for compliance with licensing requirements.

(b) The licensee shall admit and retain only those persons whose health needs can be met.

(c) The facility shall provide services in compliance with the requirements of K.S.A. 39-923 for the class of care prescribed by the attending physician.

(d) Each resident shall have a physical examination report and diagnosis available and on file in the home prior to admission.

(e) The facility shall not admit persons with an infection or disease in a communicable stage.

(f) Before admission, the prospective resident or the legal guardian of the resident shall be informed in writing of the rates and charges and the resident's obligations regarding payment, including the refund policy of the facility.

(g) At the time of admission, the facility shall ensure that each resident becomes familiar with the disaster plan.

(h) At the time of admission, the licensee shall execute a written agreement with the resident or the legal guardian of the resident which describes in detail the goods and services which the resident shall receive and which sets forth the obligations which the resident has toward the facility.

(f) (i) When a resident develops a communicable disease or infection that cannot be managed in the facility, immediate arrangements shall be made for the transfer of the resident to an appropriate hospital or other facility. The development of a communicable disease or infection after admission shall be reported to the local health department.

(j) A written inventory of each resident's personal

(continued)

possessions, signed by the resident, or by the resident's legal guardian, shall be completed at the time of admission and shall be updated annually.

(k) If the resident deposits personal possessions with the facility for safekeeping, a written record shall be maintained and a receipt given to the resident.

(l) If the facility accepts a resident's funds for safekeeping or assumes responsibility for a resident's financial affairs, the resident shall agree in writing to transfer the responsibility to the facility, and the facility shall provide the resident with a written quarterly accounting of transactions and shall advise the resident of the current balance of the resident's funds. (Authorized by and implementing K.S.A. 39-932; effective May 1, 1982; amended T-83-28, Sept. 22, 1982.)

**28-39-135. Resident care.** (a) Residents admitted shall be under the care of a physician licensed to practice in Kansas.

(b) Resident records shall be maintained with pertinent information regarding care of the resident. The record shall include as a minimum: name, date of admission, birthdate, nearest relative, attending physician, whom to notify in case of illness or accident, and physical examination report.

(c) Personnel shall be available to residents to assure prompt, necessary action in case of injury, illness, fire, or other emergency.

(d) Medication.

(1) Residents shall self-administer medications unless otherwise indicated in writing by the attending physician.

(2) The licensee shall ensure that all medications are administered to residents in a safe and accurate manner.

(3) All medications shall be obtained pursuant to a written order issued by the resident's attending physician.

(4) Prescription medications shall be obtained from a licensed pharmacist and shall be labeled in compliance with K.A.R. 68-7-14.

(5) When medication is administered to a resident, an individual medication record shall be maintained. The record shall include date and time of administration, the name and dose of the medication, and the name of the person who gave the medication.

(6) The facility shall provide locked storage area for medications administered by the facility and for medications of residents who self-administer and who choose to keep their medication in the locked area.

(7) Medications shall be disposed of or destroyed when: the label is mutilated or indistinct; it has exceeded the expiration date; or unused portions remain due to death, discharge, or discontinuance.

(e) Residents shall be assisted with baths, oral hygiene, hair care, manicure, pedicure, and shaving to maintain comfort and personal hygiene.

(f) Restraints.

(1) There shall be a signed physician's order for any restraint including justification, type of restraint, and duration of application. A resident shall not be restrained unless in the written opinion of the attending physician it is required to prevent injury to resident or to others, and alternative measures have failed.

(2) Restraints shall not be used or applied in such a manner as to cause injury to the resident.

(g) The resident's physician, family, or legal guardian shall be immediately notified of any change in the resident's condition or in the event of an accident. If the resident cannot be managed, immediate arrangements shall be made by the physician for the transfer of the resident to an appropriate facility.

(h) The facility shall make arrangement with the local health department to provide professional consultations on matters of personal and environmental health.

(i) The facility shall arrange home health care service or services of a licensed nurse for residents when available and when requested by the resident's physician.

(j) Residents shall be encouraged to participate in community activities and personal relationships of their choice. (Authorized by and implementing K.S.A. 39-932; effective May 1, 1982; amended T-83-28, Sept. 22, 1982.)

**28-39-136. Dietary.** (a) Nutrition and menu planning.

(1) Menus shall be planned and followed to meet the nutritional needs of residents in accordance with physician's orders, and to the extent medically possible, to provide a nutritionally balanced diet as set forth below:

(A) VEGETABLES AND FRUITS—Good sources of Vitamin A—Dark green or deep yellow vegetable or fruit—4 or more servings per week; 1 serving is equivalent to ½ cup broccoli, collards, kale, spinach, turnip greens, or other dark leafy greens, carrots, pumpkin, sweet potato, winter squash, five apricot halves or ¼ medium cantaloupe.

Citrus fruit or equivalent sources of Vitamin C—1 serving per day. 1 serving is equivalent to ½ grapefruit, 1 medium orange, ½ cup orange or grapefruit juice, ½ cantaloupe, ½ cup strawberries, ½ cup broccoli, brussels sprouts, mustard greens, or ½ cup Vitamin C fortified single strength juice.

½ serving is equivalent to 1 wedge honeydew, 1 tangerine or ½ cup tangerine juice, ½ cup tomato juice or cooked tomato, 1 medium raw tomato, 1 medium baked potato, ½ green pepper, ½ cup cauliflower, rutabaga, raw cabbage, collards, kale, or turnip greens.

Other vegetables and fruits—4 servings daily (include Vitamin A and C sources in total).

1 serving is equivalent to ½ cup of fruit or vegetables (including potatoes), ½ cup of juice, medium apple, banana, or peach. (Beverage base may not be included in the fruit/vegetable/juice total.)

(B) MILK—Milk, fluid whole, 2%, skim, buttermilk or equivalent—2 cups daily for adults. (Used as a beverage or in cooking.) 1 cup milk is equivalent to 1½ ounces American or Cheddar cheese, 1 ounce Swiss cheese, 1½ cups cottage cheese, or 1½ cups ice cream. The cheese may not be counted as both a milk and meat substitute.

Dry milk and milk products may be used for cooking purposes only.

(C) MEAT AND OTHER PROTEIN FOODS—

(continued)

Meat, poultry, fish, or protein equivalent—5 ounces per day.

1 ounce is equivalent to 1 ounce of cooked, edible lean beef, veal, lamb, pork, poultry, fish, sea food or variety meats such as 1 frankfurter, 1 ounce slice luncheon meat, \*1 ounce processed cheese, \*¼ cup cottage cheese, 1 egg, ½ cup cooked dried beans or peas, 2 tablespoons peanut butter, 4 strips lean bacon, 3 links pork sausage.

\* If serving of cheddar, swiss or cottage cheese is being counted as milk equivalent, it should not also be counted as a meat equivalent.

(D) BREAD AND CEREALS—Bread and cereals, whole grain or enriched—4 or more servings per day

1 serving is equivalent to 1 slice of bread, 1 roll, muffin or biscuit, 2 square graham crackers, 5 square saltines, 1 ounce ready to eat cereal, ½ to ¾ cup cooked cereal, cornmeal, grits, rice, macaroni, noodles or spaghetti.

(E) OTHER FOODS—Butter or fortified margarine—3 or more teaspoons per day used as a spread or in cooking.

(2) Menus for therapeutic diets shall be planned by a dietitian.

(3) Menus shall be written at least one week in advance.

(b) Storage.

(1) Food shall be stored, prepared, transported, and served under safe and sanitary conditions.

(2) A three-day supply of food shall be available to meet the requirements of the planned menus.

(3) Containers of poisonous compounds or cleaning supplies shall be kept in areas separate from those used for food storage, preparation, or serving.

(c) All tableware, kitchenware, and equipment shall be washed in a two-compartment sink, two-compartment container, or by use of a domestic dishwashing machine.

(d) All water for resident consumption shall be from a potable source approved by the Kansas department of health and environment. (Authorized by and implementing K.S.A. 39-932; effective May 1, 1982; amended T-83-28, Sept. 22, 1982.)

**28-39-137. Environmental sanitation and safety.** The facility shall provide a physical environment that promotes the health, safety, and well-being of residents. (a) Housekeeping and maintenance.

(1) The facility shall be kept free from insects, rodents, and vermin.

(2) The grounds shall be free from accumulation of rubbish and other health or safety hazards.

(3) The interior and exterior of the facility shall be maintained in good repair and in a clean, safe, and orderly manner.

(4) Provisions shall be made for the sanitary disposal and storage of waste.

(5) All electrical and mechanical equipment shall be maintained in good repair and safe operating condition.

(b) Laundry services shall be provided for the residents.

(c) Safety.

(1) A smoking policy shall be provided which in-

cludes a provision prohibiting smoking in sleeping areas.

(2) The facility shall have a written disaster plan posted covering evacuation routes and procedures to be followed in emergency situations such as fire, tornado, flood, explosion, or other disaster.

(3) A telephone shall be provided for resident and emergency use.

(4) The telephone numbers of the fire department, ambulance, and police shall be posted in a conspicuous place near the telephone.

(5) A minimum of one tornado or general disaster drill shall be held semi-annually involving residents and staff.

(6) House numbers shall be posted on the exterior of the facility using at least three-inch numbers. Box numbers shall be posted on the mailbox if the home is located in a rural area.

(d) Physical environment.

(1) Each resident's sleeping area shall have a minimum of 80 square feet.

(2) Each resident shall be provided with his or her own bed.

(3) Visual privacy shall be provided for each bed in a multi-bed room.

(4) Space shall be provided for resident personal items.

(5) Each toilet room shall serve no more than four persons.

(6) At least one bathtub or shower shall be provided for every four persons.

(7) The facility shall maintain a year-round indoor temperature that is between 70° F. (21° C.) to 85° F. (29° C.) in resident sleeping areas. (Authorized by and implementing K.S.A. 39-932; effective May 1, 1982; amended T-83-28, Sept. 22, 1982.)

**28-39-138 Licensure procedure.** (a) A completed application form as prescribed by the licensing agency shall be submitted to the licensing agency.

(b) The capability of the facility and the ability of the applicant to provide care and services shall be based on information provided in the application and obtained through an onsite evaluation by the licensing agency.

(c) The applicant and all employees shall have a physical examination which shall consist of appropriate examinations, including a chest x-ray or tuberculosis skin test. Documentation of the examination, signed by a physician, shall be on file in the facility. Subsequent physical examinations or health assessments shall be given at least every three years.

(d) The licensee shall apply for renewal of an existing license on forms prescribed by the licensing agency not less than 120 days before the existing license expires.

(e) The renewal of a license shall be contingent upon evidence of substantial compliance with all applicable statutes, rules, and regulations.

(f) Initial application for license and renewal applications shall be accompanied by a license fee as required by K.S.A. 39-930 or amendments of this statute. (Authorized by K.S.A. 39-932; implementing K.S.A.

(continued)

39-927 and K.S.A. 1980 Supp 39-930; effective T-83-28, Sept. 22, 1982.)

**28-39-139. Administration.** The three- or four-bed boarding care home shall be operated in a manner to ensure the delivery of all services which are necessary to meet the needs of the residents. (Authorized by and implementing K.S.A. 39-932; effective T-83-28, Sept. 22, 1982.)

**28-39-140. Administration; management.** (a) The licensee shall have full authority and responsibility for the operation of the three- or four-bed boarding care home and for compliance with licensing requirements.

(b) The facility shall accommodate a maximum of four residents.

(c) The licensee shall admit and retain only those persons whose needs can be met.

(d) The licensee shall admit no persons with an infection or disease in a communicable stage.

(e) Each resident shall have a physical examination report and diagnosis available and on file in the home prior to admission.

(f) Before admission, the prospective resident or the legal guardian of the resident shall be informed in writing of the rates and charges, and the resident's obligations regarding payment, including the refund policy of the facility.

(g) At the time of admission, the facility shall ensure that each resident becomes familiar with the disaster plan.

(h) At the time of admission, the licensee shall execute a written agreement with the resident or the legal guardian of the resident which describes in detail the goods and services which the resident shall receive and which sets forth the obligations which the resident has toward the facility.

(i) When a resident develops a communicable disease or infection that cannot be managed in the facility, immediate arrangements shall be made for the transfer of the resident to an appropriate hospital or other facility. The development of a communicable disease or infection after admission shall be reported to the local health department.

(j) A written inventory of each resident's personal possessions, signed by the resident or by the resident's legal guardian, shall be completed at the time of admission and shall be updated annually.

(k) If the resident deposits personal possessions with the facility for safekeeping, a written record shall be maintained and a receipt given to the resident.

(l) If the facility accepts a resident's funds for safekeeping or assumes responsibility for a resident's financial affairs, the resident shall agree in writing to transfer the responsibility to the facility, and the facility shall provide the resident a written quarterly accounting of transactions and shall advise the resident of the current balance of the resident's funds. (Authorized by and implementing K.S.A. 39-932; effective T-83-28, Sept. 22, 1982.)

**28-39-141. Resident care.** (a) Residents admitted shall be under the care of a physician licensed to practice in Kansas.

(b) Resident records shall be maintained with perti-

nent information regarding care of the resident. The record shall include as a minimum: name, date of admission, birthdate, nearest relative or legal guardian, attending physician, whom to notify in case of illness or accident, and physical examination report.

(c) Personnel at all times shall be available and on the premises to assure prompt, necessary action in case of injury, illness, fire, or other emergency.

(d) Residents shall self-administer medications.

(e) The facility shall provide locked storage area for medications for residents who choose to keep their medications in the locked area.

(f) Residents shall be assisted as needed with baths, oral hygiene, hair care, manicure, pedicure, and shaving to maintain comfort and personal hygiene.

(g) Restraints shall not be used.

(h) The resident's physician, family, or legal guardian shall be immediately notified of any change in the resident's condition or in the event of an accident. If the resident cannot be managed, immediate arrangements shall be made for the transfer of the resident to an appropriate facility.

(i) The facility shall make arrangements with the local health department or other appropriate agency to provide professional consultations as needed on matters of personal and environmental health.

(j) Residents shall be allowed to participate in activities of their choice. (Authorized by and implementing K.S.A. 39-932; effective T-83-28, Sept. 22, 1982.)

**28-39-142. Dietary.** (a) Nutrition and menu planning.

(1) Menus shall be planned and followed to meet the nutritional needs of residents in accordance with physician orders and, to the extent medically possible, to provide nutritionally balanced diet as set forth below:

(A) **VEGETABLES AND FRUITS**—Good sources of Vitamin A—Dark green or deep yellow vegetable or fruit—4 or more servings per week. 1 serving is equivalent to ½ cup broccoli, collards, kale, spinach, turnip greens, or other dark leafy greens, carrots, pumpkin, sweet potato, winter squash, five apricot halves or ¼ medium cantaloupe.

Citrus fruit or equivalent sources of Vitamin C—1 serving per day. 1 serving is equivalent to ½ grapefruit, 1 medium orange, ½ cup orange or grapefruit juice, ½ cantaloupe, ½ cup strawberries, ½ cup broccoli, brussels sprouts, mustard greens, or ½ cup Vitamin C fortified single strength juice.

½ serving is equivalent to 1 wedge honeydew, 1 tangerine or ½ cup tangerine juice, ½ cup tomato juice or cooked tomato, 1 medium raw tomato, 1 medium baked potato, ½ green pepper, ½ cup cauliflower, rutabaga, raw cabbage, collards, kale, or turnip greens.

Other vegetables and fruits—4 servings daily (include Vitamin A and C sources in total).

1 serving is equivalent to ½ cup of fruit or vegetables (including potatoes), ½ cup of juice, medium apple, banana, or peach. (Beverage base may not be included in the fruit/vegetable/juice total.)

(B) **MILK**—Milk, fluid whole, 2%, skim, buttermilk or equivalent—2 cups daily for adults. (Used as a beverage or in cooking.)

(continued)

1 cup milk is equivalent to 1½ ounces American or cheddar cheese, 1 ounce Swiss cheese, 1⅓ cups cottage cheese, or 1½ cups ice cream. The cheese may not be counted as both a milk and meat substitute.

Dry milk and milk products may be used for cooking purposes only.

(C) MEAT AND OTHER PROTEIN FOODS—Meat, poultry, fish, or protein equivalent—5 ounces per day.

1 ounce is equivalent to 1 ounce of cooked, edible lean beef, veal, lamb, pork, poultry, fish, sea food or variety meats such as 1 frankfurter, 1 ounce slice luncheon meat, \*1 ounce processed cheese, \*¼ cup cottage cheese, 1 egg, ½ cup cooked dried beans or peas, 2 tablespoons peanut butter, 4 strips lean bacon, 3 links pork sausage.

\* If serving of cheddar, swiss or cottage cheese is being counted as milk equivalent, it should not also be counted as a meat equivalent.

(D) BREAD AND CEREALS—Bread and cereals, whole grain or enriched—4 or more servings per day.

1 serving is equivalent to 1 slice of bread, 1 roll, muffin or biscuit, 2 square graham crackers, 5 square saltines, 1 ounce ready to eat cereal, ½ to ¾ cup cooked cereal, cornmeal, grits, rice, macaroni, noodles or spaghetti.

(E) OTHER FOODS—Butter or fortified margarine—3 or more teaspoons per day used as a spread or in cooking.

(2) Menus for therapeutic diets shall be planned by a dietitian.

(3) Menus shall be written at least one week in advance.

(b) Storage.

(1) Food shall be stored, prepared, transported, and served under safe and sanitary conditions.

(2) A three-day supply of food shall be available to meet the requirements of the planned menus.

(3) Containers of poisonous compounds or cleaning supplies shall be kept in areas separate from those used for food storage, preparation, or serving.

(c) All tableware, kitchenware, and equipment shall be washed in a two-compartment sink, two-compartment container, or by use of a domestic dishwashing machine.

(d) All water for resident consumption shall be from a potable source approved by the Kansas department of health and environment. (Authorized by and implementing K.S.A. 39-932; effective T-83-28, Sept. 22, 1982.)

**28-39-143. Environmental sanitation and safety.** The facility shall provide a physical environment that promotes the health, safety, and comfort of the residents. (a) Housekeeping and maintenance.

(1) The facility shall be kept free from insects, rodents, and vermin.

(2) The grounds shall be free from accumulation of rubbish and other health or safety hazards.

(3) The interior and exterior of the facility shall be maintained in good repair and in a clean, safe, and orderly manner.

(4) Provisions shall be made for the sanitary disposal and storage of waste.

(5) All electrical and mechanical equipment shall be maintained in good repair and safe operating condition.

(b) Laundry services shall be provided for the residents.

(c) Safety.

(1) A smoking policy shall be provided which includes a provision prohibiting smoking in sleeping areas.

(2) The facility shall have a written disaster plan posted covering evacuation routes and procedures to be followed in emergency situations such as fire, tornado, flood, explosion, or other disaster.

(3) A telephone shall be provided for resident and emergency use.

(4) The telephone numbers of the fire department, ambulance, and police shall be posted in a conspicuous place near the telephone.

(5) A minimum of one tornado or general disaster drill shall be held semi-annually involving residents and staff.

(6) House numbers shall be posted on the exterior of the facility using at least three-inch numbers. Box numbers shall be posted on the mailbox if the home is located in a rural area.

(d) Physical environment.

(1) Each resident's sleeping area shall have a minimum of 80 square feet.

(2) Each resident shall be provided with his or her own bed.

(3) Visual privacy shall be provided for each bed in a multi-bed room.

(4) Space shall be provided for resident personal items.

(5) Each toilet room shall serve no more than four persons.

(6) At least one bathtub or shower shall be provided for every four persons.

(7) The facility shall maintain a year-round indoor temperature that is between 70° F. (21° C.) to 85° F. (29° C.) in resident sleeping areas. (Authorized by and implementing K.S.A. 39-932; effective T-83-28, Sept. 22, 1982.)

JOSEPH F. HARKINS  
Secretary

Doc. No. 000655



**State of Kansas**  
**CONSUMER CREDIT COMMISSIONER**  
**STATE DEPARTMENT OF CREDIT UNIONS**  
**SAVINGS AND LOAN DEPARTMENT**  
**STATE BANK COMMISSIONER**

**JOINT TEMPORARY**  
**ADMINISTRATIVE REGULATIONS**

(Approved by the State Rules and Regulations Board September 22, 1982. Will expire May 1, 1983.)

**104-1-1. Adjustable rate notes secured by a real estate mortgage or a contract for deed to real estate.** For the purpose of adjusting the interest rate, the lender may use any interest-rate index that is readily verifiable by the borrower and is beyond the control of the lender. Adjustments to the interest rate of an adjustable mortgage loan shall correspond directly to the movement of the index, subject to any rate-adjustment limitations that a lender may provide. The initial index value shall be the most recently available value of the index at, or within six months prior to, the closing date of the loan. The amount of a rate adjustment shall reflect the difference between the initial index value and either: (a) the index value most recently available as of the date of rate adjustment, if the payment is not simultaneously adjusted, or (b) the index value most recently available as of the date of notification of a payment adjustment. When the movement of the index permits an interest-rate increase, the lender may decline to increase the interest rate by the indicated amount. The lender may decrease the interest rate at any time.

Adjustments to the interest rate may be implemented through adjustments to the outstanding principal loan balance or the loan term, through changes in the payment amount, or both. Adjustments shall be subject to the following conditions: (a) the total loan term shall not exceed 40 years; (b) the adjustments shall reflect the movement of the index; (c) the initial payment amount shall be sufficient to fully amortize the loan at the beginning of the loan term; and (d) the payment amount shall be adjusted at least every five years to a level sufficient to amortize the loan at the then-existing interest rate and principal loan balance over the remaining term of the loan.

The borrower shall not be charged any costs or fees in connection with regularly-scheduled adjustments to the interest rate, the payment, the outstanding principal loan balance, or the loan term.

At least 30, but not more than 45 days, before adjustment of the payment, a lender shall send written notification to the borrower containing the following information:

(a) a statement that the payment on the loan with the lender, secured by a mortgage or deed of trust on property located at the named address, is scheduled to be adjusted on a particular date;

(b) the outstanding balance of the loan on the adjustment date, assuming timely payment of the remaining payments due by that date;

(c) the interest rate on the loan as of the adjustment date, the index value on which that rate is based, the

period of time for which that interest rate will be in effect, the next payment adjustment date, and the rate adjustment dates, if any, between the upcoming payment adjustment date and the next payment adjustment date;

(d) the payment amount as of the payment adjustment date;

(e) the dates, if any, on which the rate was adjusted since the last payment adjustment, the rates on each such rate adjustment date, and the index values corresponding to each such date;

(f) the dates, if any, on which the outstanding principal loan balance was adjusted since the last payment adjustment, and the net change in the outstanding principal loan balance since the last payment adjustment;

(g) the fact that the borrower may pay off the entire loan or a part of it without penalty when the prepayment is made more than six months after execution of the note; and

(h) the title and telephone number of a lender employee who can answer questions about the notice.

An applicant shall be given, at the time of receipt of an application, or upon request, a disclosure notice in substantially the following form:

**IMPORTANT INFORMATION ABOUT THE**  
**ADJUSTABLE MORTGAGE LOAN**  
**PLEASE READ CAREFULLY**

*You have received an application form for an adjustable mortgage loan ("AML"). The AML may differ from other mortgages with which you are familiar.*

**GENERAL DESCRIPTION OF ADJUSTABLE MORTGAGE LOAN**

*The adjustable mortgage loan is a flexible loan instrument. Its interest rate may be adjusted by the lender from time to time. Such adjustments will result in increases or decreases in your payment amount, in the outstanding principal loan balance, in the loan term, or in all three (see discussion below relating to these types of adjustments). Regulations place no limit on the amount by which the interest rate may be adjusted at any one time or over the life of the loan, or on the frequency with which it may be adjusted. Adjustments to the interest rate must reflect the movement of a single, specified index (see discussion below). For this reason, if you desire to have certain rate-adjustment limitations placed in your loan agreement, you should negotiate that matter with the lender. You may also want to make inquiries concerning the loan terms offered by other lenders on AMLs to compare the terms and conditions.*

*Another flexible feature of the AML is that the regular payment amount may be increased or decreased by the lender from time to time to reflect changes in the interest rate. Again, regulations place no limitations on the amount by which the lender may adjust payments at any one time, or on the frequency of payment adjustments. If you wish to have particular provisions in your loan agreement regarding adjustments to the payment amount, you should negotiate those terms with the lender.*

(continued)

A third flexible feature of the AML is that the outstanding principal loan balance (the total amount you owe) may be increased or decreased from time to time when adjustments to the interest rate result in a payment amount that is too small to cover interest due on the loan, or a payment amount that is larger than necessary to pay off the loan over the remaining term of the loan.

The final flexible feature of the AML is that the loan term may be lengthened or shortened from time to time, corresponding to an increase or decrease in the interest rate. When the term is extended in connection with a rate increase, the payment amount does not have to be increased to the same extent as if the term had not been lengthened. In no case may the total term of the loan exceed 40 years.

The combination of these four basic features allows a lender to offer a variety of mortgage loans. For example, one type of loan could permit rate adjustments with corresponding changes in the payment amount. Alternatively, a loan could permit rate adjustments to occur more frequently than payment adjustments, limit the amount by which the payment could be adjusted, and/or provide for corresponding adjustments to the principal loan balance.

**INDEX**

Adjustments to the interest rate of an AML must correspond directly to the movement of an index, subject to any rate-adjustment limitations that may be contained in the loan contract. If the index has moved down, the lender must reduce the interest rate by at least the decrease in the index. If the index has moved up, the lender has the right to increase the interest rate by that amount. Although increasing the interest rate is optional for the lender, you should be aware that the lender has this right and that the lender may become contractually obligated to exercise it.

The following is important information about the index to be applied to your AML.

1. Name and description of index to be used for applicant's loan:  
(provide relevant information here)
2. The initial index value (if known) or date of initial index value:  
(provide relevant information here)
3. A source or sources where the index may be readily obtained by the borrower:  
(provide relevant information here)
4. The high and low index rates during the previous calendar year:  
(provide relevant information here)

**KEY TERMS OF ADJUSTABLE MORTGAGE LOAN**

Following is a summary of the basic terms on the type of AML to be offered to you. This summary is intended for reference purposes only. The following important information relating specifically to your loan will be contained in the loan agreement.

1. The loan term:  
(provide relevant information here)
2. The frequency of rate changes:  
(provide relevant information here)

3. The frequency of payment changes:  
(provide relevant information here)
4. The maximum rate change, if any, at one time:  
(provide relevant information here)
5. The maximum rate change, if any, over the life of the loan:  
(provide relevant information here)
6. The maximum payment change, if any, at one time:  
(provide relevant information here)
7. The minimum increments, if any, of rate changes:  
(provide relevant information here)
8. The adjustments to the principal loan balance:  
(provide relevant information here)

**HOW YOUR ADJUSTABLE MORTGAGE LOAN WOULD WORK**

**INITIAL INTEREST RATE**

The initial interest rate offered by (lender's name) on your AML will be established and disclosed to you on (commitment date) based on market conditions at the time.

A short description of each key term of the AML offered to you follows (headings identify the key terms).

(provide relevant information here)

**NOTICE OF PAYMENT ADJUSTMENTS**

(Lender's name) will send you notice of an adjustment to the payment amount at least 30 but not more than 45 days before it becomes effective. The following is a description of information contained in the notice, as required by K.A.R.

(provide relevant information here)

**PREPAYMENT PENALTY**

You may prepay an AML in whole or part without penalty when the prepayment is made more than six months after execution of such note.

**FEES**

You will be charged fees by (lender's name) and by other persons in connection with the origination of your AML. The lender will give you an estimate of these fees after receiving your loan application. However, you will not be charged any costs or fees in connection with any regularly-scheduled adjustment to the interest rate, the payment, the outstanding principal loan balance, or the loan terms initiated by the lender. (Authorized by and implementing 1982 Senate Bill No. 559, effective T-83-29, Sept. 22, 1982.)

- DONALD O. PHELPS  
Consumer Credit Commissioner
- JOHN B. RUCKER, JR.  
Credit Union Administrator
- MARVIN STEINERT  
Savings and Loan Commissioner
- JOHN O'LEARY, JR.  
State Bank Commissioner

Doc. No. 000656



State of Kansas
SOCIAL AND REHABILITATION SERVICES

TEMPORARY ADMINISTRATIVE REGULATIONS

(Approved by the State Rules and Regulations Board September 22, 1982. Will expire May 1, 1983.)

30-2-16. Permanency planning goals for title IV-E of the federal social security act. (a) The agency's permanency planning goal for the federal fiscal year commencing on October 1, 1983 shall be to have no more than 550 children who have been in foster care placements in excess of 24 consecutive months receive federal funding during the course of the year.

(b) The agency shall take the following steps to achieve the above stated goal. The agency shall:

- (1) Make a reasonable effort to make available adoption assistance on behalf of eligible children;
(2) Initiate a case review and develop a plan for each child in the custody of the agency; and
(3) Implement case plan monitoring for each child who has been in the custody of the agency in excess of 17 months.

(c) The effective date of this regulation shall be October 1, 1982. (Authorized by and implementing K.S.A. 39-708c; effective, T-83-26, Sept. 22, 1982.)

DR. ROBERT C. HARDER
Secretary

Doc. No. 000654

(Published in the KANSAS REGISTER, October 14, 1982.)

NOTICE OF BOND SALE
THOMAS COUNTY, KANSAS
GENERAL OBLIGATION BONDS
\$164,994.48

Thomas County, Kansas (the "County") will receive bids for the sale of \$164,994.48 General Obligation Bonds, Series 1982-A (Streets) dated October 1, 1982. Bids will be received at the office of the County Clerk, Thomas County Courthouse, Colby, Kansas, until 10:00 A.M., C.D.T., October 18, 1982.

Bonds will be in the denomination of \$5,000.00 excepting Bond No. 1 which shall be in the denomination of \$4,994.48 and will mature as follows:

Table with 3 columns: NUMBER, MATURITY, AMOUNT. Lists bond numbers 1-30 and their respective maturity dates and amounts.

Bonds will bear interest at the rates to be determined when said Bonds are sold as hereinafter provided and said interest will be payable on April 1, 1983 and semiannually thereafter on the first days of October and April of each year until said principal sum shall have been paid. Both principal of and interest on said

Bonds will be payable in lawful money of the United States of America at the office of the State Treasurer in Topeka, Kansas.

Bids will be received on Bonds bearing such rates of interest as may be specified by the bidders subject to the following conditions: Not more than five different interest rates shall be specified. Interest rates shall be in a multiple of one-eighth or one-twentieth of one percent and shall not exceed Kansas legal rate. No bid less than par and accrued interest will be considered.

Bids shall be sealed and accompanied by a cashier's or certified check on a bank located in the United States of America in the amount of two percent of the total par value of the Bonds being sold, payable to the order of Thomas County, Kansas. Each bidder must certify to the correctness of the computations. The award will be made on the basis of the lowest net interest cost to the County. The County reserves the right to reject any and all bids.

The purchase price, together with any premium and accrued interest from date of Bonds to date of delivery, must be paid at delivery or bidding check will be forfeited.

All of said Bonds will constitute general obligations of the County payable both as to principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable, tangible property within the County.

Thomas County, Kansas, will furnish the Bonds, properly printed, without cost to the successful bidder, and said Bonds will be subject to the approving opinion of NICHOLS AND WOLFE CHARTERED, Topeka, Kansas, whose final approving opinion will be furnished and paid for by the County and delivered with the Bonds together with a certified copy of the transcript of proceedings authorizing said Bonds.

Bonds will be delivered no later than sixty (60) days from the date of sale at any bank in Topeka, Wichita or Kansas City, Missouri, at the expense of the County, or the successful purchaser may designate another place for delivery, the expense of which will be paid by the purchaser.

Assessed valuation figures of Thomas County, Kansas, for the year 1982, are as follows:

Table with 2 columns: Description of valuation, Amount. Includes assessed valuation of taxable tangible property, assessed tangible valuation of motor vehicles, and tangible valuation for computation of bonded indebtedness limitations.

The total general obligation bonded indebtedness of Thomas County, Kansas, as of the date of the Bonds being sold, including the Bonds being sold, is \$321,661.98. The County also has outstanding \$159,090.83 of Temporary Notes, which Temporary Notes will be retired out of the proceeds of the Bonds herein offered for sale.

ROSALIE SEEMANN
County Clerk

Doc. No. 000662

(Published in the KANSAS REGISTER, October 14, 1982.)

**NOTICE OF BOND SALE**  
**\$1,065,239.00**  
**INTERNAL IMPROVEMENT BONDS**  
**SERIES 1-1982**  
**OF THE CITY OF**  
**MERRIAM, KANSAS**  
**(General Obligations, Payable from**  
**Unlimited Ad Valorem Taxes)**

Sealed bids will be received by the Governing Body of the City of Merriam, Kansas, in the Council Chambers of City Hall, 9000 West 62nd Terrace, Merriam, Kansas 66202, at 7:30 P.M., C.D.T. on

**WEDNESDAY, OCTOBER 27, 1982**

at which time said bids will be publicly opened for the purchase of an issue of negotiable coupon bonds of the City of Merriam, in the principal amount of \$1,065,239.00. All of said bonds will be dated November 1, 1982, and will be in the denomination of \$5,000 each except Bond No. 1 which will be in the amount of \$5,239.00.

Said bonds will be issued and will mature on December 1 annually as follows:

Bonds Numbered	Maturity December 1	Total Amount
1- 11	1983	\$ 55,239
12- 22	1984	55,000
23- 33	1985	55,000
34- 46	1986	65,000
47- 59	1987	65,000
60- 73	1988	70,000
74- 87	1989	70,000
88-102	1990	75,000
103-117	1991	75,000
118-132	1992	75,000
133-147	1993	75,000
148-163	1994	80,000
164-179	1995	80,000
180-196	1996	85,000
197-213	1997	85,000
		\$1,065,239

Proposals will be received on bonds bearing such rate or rates of interest as may be specified by the bidders subject to the following conditions: Not more than five different rates shall be specified, provided, however, the same rate will apply to all bonds of the same maturity of each of said series, and the difference between the highest coupon specified and the lowest coupon specified shall not exceed 2%. Interest rates shall be specified in multiples of 1/8 of 1% or 1/20 of 1% and no supplemental coupons will be permitted.

No bid of less than par and accrued interest will be considered. Each bid shall specify the total interest cost to the City during the life of the bond issue at the rate specified, the premium, if any, offered by the bidder, the net interest cost to the City, on the basis of such bid, and the average annual net interest rate to the City, on the basis of such bid. The net interest cost to the City shall be determined by subtracting the amount of the premium, if any, from the total interest cost to the City and shall be stated as a dollar amount in the bid. The City shall be entitled to rely on such dollar

amount, as stated in the bid, as the basis of determining the lowest net interest cost bid. If there is any discrepancy between said net interest cost and the average annual net interest rate specified, the specified net interest cost shall govern and the coupon rates specified in the bid shall be adjusted accordingly.

Interest on all of said bonds will be payable beginning on June 1, 1983, and semi-annually thereafter on June 1 and December 1 in each year. The first principal payment on the Bonds will be due on December 1, 1983 and annually thereafter on said date. Both principal and interest on said bonds will be payable in lawful money of the United States of America at the office of the State Treasurer in the City of Topeka, Kansas.

Said bonds will constitute general obligations of the City, payable both as to principal and interest from ad valorem taxes which may be levied without limit as to rate or amount upon all tangible property within the territorial limits of said City.

The Internal Improvement Bonds, Series 1-1982, consist of two special assessment projects undertaken by the City; \$200,139 for the improvement of Knox Avenue and \$385,000 for the improvement of Eby Street as well as a City-at-large improvement of Johnson Drive from approximately Interstate I-35 to Switzer in the amount of \$480,100, all of which have been combined by Ordinance No. 925 for the purpose of issuing the City's Internal Improvement Bonds, Series 1-1982.

It is anticipated CUSIP identification numbers will be printed on said bonds but neither the failure to print such number on any bond or any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery thereof and payment for said bonds in accordance with the terms of the purchase contract. All expense in relation to the printing of CUSIP numbers on said bonds will be paid for by the City. The CUSIP Service Bureau Charge for the assignment of said numbers will be the responsibility of, and must be paid for, by the purchaser.

Said bonds will be printed at the expense of the City of Merriam, Kansas, and will be sold subject to the legal opinion of Gaar and Bell, Bond Counselors, Overland Park, Kansas, whose unqualified approving opinion will be furnished to the successful bidder and will be printed on the bonds, all at the expense of the City of Merriam, Kansas. The successful bidder will be furnished with said opinion together with a certified transcript of proceedings evidencing the authorization and issuance of said bonds and the usual closing proofs which will include a certificate that there is no litigation pending or to the knowledge of the signers thereof, threatened at the time of delivery of the issue affecting the validity of the bonds. Said bonds duly printed, executed, and registered will be delivered on or before December 10, 1982 to such bank located within Kansas City, Missouri, Topeka, Kansas or Wichita, Kansas, as the purchaser may specify at the expense of the City. The purchaser will not be required to pay the expense of any legal services rendered to the City of said bonds.

(continued)

Each bid shall be accompanied by a certified or cashier's check of \$21,305. In case purchaser whose bid is accepted shall fail to carry out his contract, said deposit shall be paid to the municipality as liquidated damages. The checks of the unsuccessful bidders will be returned promptly.

Such sealed bids shall be opened publicly and only at the time and place specified in this notice and will be sold to the best bidder; however, the municipality reserves the right to waive errors in the bid and any or all bids may be rejected. The assessed valuation of the City of Merriam, Kansas not including motor vehicle, for Budget Year 1982 is \$38,886,113. Such valuation is used in determining debt limitation. The total outstanding bonded indebtedness of the municipality in bonds and notes as of the date on which the bonds being sold are dated, including the bonds submitted for bid, is \$4,920,762. \*

All bids must be made on forms which may be procured from the undersigned and no additions or deletions in said form shall be made. Proposals should be addressed to Josephine M. McCauley, City Clerk of the City of Merriam, Kansas, City Hall, 9000 West 62nd Terrace, Merriam, Kansas 66202, and marked "Proposal for Purchase of Bonds, Series 1-1982." Bids may also be delivered to said officer at said address at or immediately prior to 7:30 P.M., C.D.T. on the 27th day of October, 1982.

DATED this 4th day of October 1982.

\* Includes temporary notes totaling \$1,221,282 which will be retired using proceeds of this bond issue. This also reflects bond payments made through September 1, 1982.

The City has applied to Moody's Service, Inc. for a rating on the bonds herein offered for sale.

JOSEPHINE M. McCAULEY  
City Clerk  
Merriam, Kansas

Doc. No. 000664

(Published in the KANSAS REGISTER, October 14, 1982.)

**NOTICE OF BOND SALE**  
**\$152,000.00**  
**GENERAL OBLIGATION**  
**SEWAGE TREATMENT**  
**PLANT BONDS**  
**SERIES A, 1982**  
**OF THE**  
**CITY OF JAMESTOWN,**  
**CLOUD COUNTY, KANSAS**

The CITY OF JAMESTOWN, KANSAS, will receive sealed bids at the OFFICE OF THE CITY CLERK, JAMESTOWN, KANSAS, until 7:00 o'clock P.M., C.D.S.T., on

MONDAY, OCTOBER 25, 1982

for \$152,000.00 par value GENERAL OBLIGATION SEWAGE TREATMENT PLANT BONDS of the City, 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 for \$2,000.00, and the Bonds will be dated

NOVEMBER 1, 1982. The Bonds will mature serially in accordance with the following schedule:

Principal Amount	Maturity Date
\$ 7,000.00	September 1, 1984
10,000.00	September 1, 1985
10,000.00	September 1, 1986
10,000.00	September 1, 1987
10,000.00	September 1, 1988
10,000.00	September 1, 1989
10,000.00	September 1, 1990
10,000.00	September 1, 1991
10,000.00	September 1, 1992
10,000.00	September 1, 1993
10,000.00	September 1, 1994
10,000.00	September 1, 1995
10,000.00	September 1, 1996
10,000.00	September 1, 1997
15,000.00	September 1, 1998

Interest on the Bonds will first be payable on MARCH 1, 1984, and thereafter semiannually on the first days of SEPTEMBER AND MARCH 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 FIVE (5) 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 two percent (2%). No interest rate shall exceed the maximum interest rate allowed by Kansas Law; said rate being two percent (2%) above the Bond Buyer's 20 Bond Index, published in the Weekly Bond Buyer on Monday, October 18, 1982, 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 City, and shall be addressed to the CITY HALL, JAMESTOWN, KANSAS 66748, ATTENTION: NOVELLA TRUDE, CITY 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 City 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 THE CITY OF JAMESTOWN, 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 City as liquidated damages. The checks of unsuccessful bidders will be returned promptly.

(continued)

The Bonds, duly printed, executed and registered, will be furnished and paid for by the City; and the Bonds will be sold subject to the unqualified approving opinion of WILLIAM P. TIMMERMAN, Bond Counsel, Wichita, Kansas, whose opinion will be paid for by the City. 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 NOVEMBER 30, 1982, at any bank in the State of Kansas or Kansas City, Missouri, at the expense of the City. Delivery elsewhere will be made at the expense of the purchaser.

The Bonds will constitute general obligations of the City, 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 City. The Bonds are being issued for the purpose of paying the City's portion of enlarging and improving the City's waste water treatment system.

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 best bidder. The City 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 City; and the net interest cost will be determined by deducting the amount of any premium paid from the aggregate amount of interest upon all of the Bonds from their date until their respective maturities.

Assessed valuation for the City of Jamestown, Kansas, for the year of 1981 is \$787,780.00.

The total bonded indebtedness of the City of Jamestown, Kansas, at the date hereof, including this \$152,000.00 proposed issue of Bonds, is in the amount of \$207,000.00, which also includes \$55,000.00 of self-supporting revenue bonds.

DATED September 27, 1982.

NOVELLA TRUDE, City Clerk  
City of Jamestown  
Cloud County, Kansas

Doc. No. 000661

(Published in the KANSAS REGISTER, October 14, 1982.)

**NOTICE OF BOND SALE  
CITY OF OLATHE, KANSAS  
\$5,870,000  
GENERAL OBLIGATION BONDS  
SERIES 170, 171 and 172  
(INTERNAL IMPROVEMENTS)**

The City of Olathe, Kansas will receive sealed bids at the OFFICE OF THE CITY CLERK, CITY HALL, 100 WEST SANTA FE, OLATHE, KANSAS, until 11 o'clock A.M., C.D.T., on

TUESDAY, OCTOBER 19, 1982

for the purchase of all, and not less than all, of a total amount of five million eight hundred seventy thousand dollars (\$5,870,000.00) principal amount of General Obligation Bonds of the City, 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, dated October 1, 1982 and mature serially on October 1, in the years as follows:

<b>SERIES 170</b>		
<b>\$3,560,000</b>		
<b>Number</b>	<b>Principal Amount</b>	<b>Maturity (October 1)</b>
1-71	\$355,000	1983
72-142	\$355,000	1984
143-213	\$355,000	1985
214-284	\$355,000	1986
285-355	\$355,000	1987
356-426	\$355,000	1988
427-497	\$355,000	1989
498-568	\$355,000	1990
569-640	\$360,000	1991
641-712	\$360,000	1992
<b>SERIES 171</b>		
<b>\$2,010,000</b>		
<b>Number</b>	<b>Principal Amount</b>	<b>Maturity (October 1)</b>
1-25	\$125,000	1983
26-53	\$140,000	1984
54-83	\$150,000	1985
84-118	\$175,000	1986
119-155	\$185,000	1987
156-195	\$200,000	1988
196-240	\$225,000	1989
241-288	\$240,000	1990
289-342	\$270,000	1991
343-402	\$300,000	1992
<b>SERIES 172</b>		
<b>\$300,000</b>		
<b>Number</b>	<b>Principal Amount</b>	<b>Maturity (October 1)</b>
1-10	\$50,000	1983
11-21	\$55,000	1984
22-33	\$60,000	1985
34-46	\$65,000	1986
47-60	\$70,000	1987

Interest on the Bonds will be payable on April 1, 1983 and semiannually thereafter on the first days of

(continued)

October and April 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 five (5) different interest rates, as shall be specified by the bidder. The repetition of an interest rate shall 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 a multiple of one-eighth (1/8th) or one-twentieth (1/20th) of one percent (1%). No interest rate shall exceed the maximum permitted by law, and the difference between the highest rate specified and the lowest rate specified shall not exceed two percent (2%). No bid of less than par and accrued interest, and no bid of less than all the Bonds, will be considered.

Copies of the Notice of Bond Sale and Official Statement may be obtained from the Clerk of the City and from Zahner and Company, Kansas City, Missouri, the City's Financial Advisor. Bids shall be submitted on the OFFICIAL BID FORM furnished by the City, and shall be addressed to the City at CITY OF OLATHE, KANSAS, CITY HALL, P. O. BOX 768, OLATHE, KANSAS 66061 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 City 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 City Clerk, City of Olathe, 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 City as liquidated damages. The checks of unsuccessful bidders will be returned promptly.

The Bonds, duly printed, executed and registered, will be furnished and paid for by the City; and the Bonds will be sold subject to the unqualified approving opinion of NICHOLS AND WOLFE CHARACTERED, Bond Counsel, of Topeka, Kansas, whose opinion will be paid for by the City. 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 December 3, 1982, at any bank in the STATE OF KANSAS or KANSAS CITY, MISSOURI, at the expense of the City. Delivery elsewhere will be made at the expense of the purchaser.

The Bonds will constitute General Obligations of the City, 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 City. The Bonds are being issued in the principal

amount of \$5,870,000 for the purpose of financing the cost of various internal improvements in the City.

The sealed bids for the Bonds shall be opened publicly and only at the time and place specified in this Notice. The City 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 City; and the net interest cost will be determined by deducting any amount of any premium paid from the aggregate amount of interest upon all of the Bonds from their date until their respective maturities.

Assessed valuation figures of the City of Olathe, Kansas, for the year 1982, are as follows:

Equalized assessed valuation of taxable, tangible property . . . . .	\$109,652,032
Assessed tangible valuation of motor vehicles . . . . .	\$ 19,592,922
Equalized tangible valuation for computation of bonded indebtedness limitations . . . . .	\$129,244,954

The total bonded indebtedness of the City of Olathe, Kansas, at the date hereof, including this proposed issue of Bonds in the amount of \$5,870,000, is in the amount of \$31,230,500. The City of Olathe, Kansas has Temporary Notes outstanding in the total amount of \$5,896,500 which will be redeemed and cancelled from the proceeds of this proposed issue of Bonds and from other funds available to the City.

HOWARD W. PEVEHOUSE  
City Clerk  
City of Olathe, Kansas

Doc. No. 000660

(Published in the KANSAS REGISTER, October 14, 1982.)

**NOTICE OF BOND SALE  
CITY OF GREAT BEND, KANSAS  
\$839,503.68 GENERAL  
OBLIGATION BONDS  
SERIES 1982-B**

The City of Great Bend, Kansas will receive sealed bids at the OFFICE OF THE CITY CLERK, CITY HALL, 1209 WILLIAMS, P.O. BOX 1168, GREAT BEND, KANSAS, until 7:30 o'clock P.M., C.D.T., on MONDAY, OCTOBER 18, 1982

for the purchase of all, and not less than all, of a total amount of eight hundred thirty-nine thousand five hundred three dollars and sixty-eight cents (\$839,503.68) principal amount of General Obligation Bonds of the City, 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 for Bond No. 1 which will be in the denomination of \$4,503.68, dated November 1, 1982 and mature serially on November 1, in the years as follows:

(continued)

Number	Series 1982-B	
	Principal Amount	Maturity (November 1)
	\$839,503.68	
1-14	\$69,503.68	1983
15-27	\$65,000.00	1984
28-40	\$65,000.00	1985
41-53	\$65,000.00	1986
54-66	\$65,000.00	1987
67-79	\$65,000.00	1988
80-92	\$65,000.00	1989
93-105	\$65,000.00	1990
106-118	\$65,000.00	1991
119-131	\$65,000.00	1992
132-140	\$45,000.00	1993
141-147	\$35,000.00	1994
148-154	\$35,000.00	1995
155-161	\$35,000.00	1996
162-168	\$35,000.00	1997

Interest on the Bonds will be payable on May 1, 1983, and semiannually thereafter 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.

The Bonds maturing in the years 1993 to 1997, inclusive, may, at the option of the City, be called for redemption and payment prior to maturity as a whole or in part in inverse numerical order on November 1, 1992, or on any interest payment date thereafter at par and accrued interest, plus a premium of two percent (2%).

Proposals will be received on the Bonds bearing such rate or rates of interest, not exceeding five (5) different interest rates, as shall be specified by the bidder. The repetition of an interest rate shall 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 a multiple of one-eighth (1/8th) or one-twentieth (1/20th) of one percent (1%). No interest rate shall exceed the maximum permitted by law, and the difference between the highest rate specified and the lowest rate specified shall not exceed two percent (2%). No bid of less than par and accrued interest, and no bid of less than all the Bonds, will be considered.

Copies of the Notice of Bond Sale and Official Statement may be obtained from the Clerk of the City and from George K. Baum & Company, 1004 Baltimore Avenue, Kansas City, Missouri, the City's Financial Advisor. Bids shall be submitted on the OFFICIAL BID FORM furnished by the City, and shall be addressed to the City at CITY OF GREAT BEND, KANSAS, 1209 WILLIAMS, P.O. BOX 1168, GREAT BEND, KANSAS 67530 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 City 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 City Clerk, City of Great Bend, 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 City as liquidated damages. The checks of unsuccessful bidders will be returned promptly.

The Bonds, duly printed, executed and registered, will be furnished and paid for by the City; and the Bonds will be sold subject to the unqualified approving opinion of NICHOLS AND WOLFE CHARTERED, Bond Counsel, of Topeka, Kansas, whose opinion will be paid for by the City. 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 December 13, 1982, at any bank in the STATE OF KANSAS or KANSAS CITY, MISSOURI, at the expense of the City. Delivery elsewhere will be made at the expense of the purchaser.

The Bonds will constitute General Obligations of the City, 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 City. The Series 1982-B Bonds are being issued in the principal amount of \$839,503.68 for the purpose of financing the cost of constructing certain streets, storm and sanitary sewers and public works improvements in the City.

The sealed bids for the Bonds shall be opened publicly and only at the time and place specified in this Notice. The City 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 City; and the net interest cost will be determined by deducting any amount of any premium paid from the aggregate amount of interest upon all of the Bonds from their date until their respective maturities.

Assessed valuation figures of the City of Great Bend, Kansas for the year 1982, are as follows:

Equalized assessed valuation of taxable, tangible property	\$54,277,362.00
Assessed tangible valuation of motor vehicles	\$10,691,059.50
Equalized tangible valuation for computation of bonded indebtedness limitations	\$64,968,421.50

The total bonded indebtedness of the City of Great Bend, Kansas, at the date hereof, including this proposed issue of Bonds in the amount of \$839,503.68, is in the amount of \$5,323,503.68. The City of Great Bend, Kansas has Temporary Notes outstanding in the total amount of \$1,023,490.00 which will be redeemed and cancelled from the proceeds of this proposed issue of Bonds and from other funds available to the City.

HOWARD W. LINDBERG  
City Clerk  
City of Great Bend, Kansas



(Published in the KANSAS REGISTER, October 14, 1982.)

**NOTICE OF BOND SALE**  
**\$110,000.00**  
**GENERAL OBLIGATION SEWAGE**  
**TREATMENT PLANT BONDS**  
**SERIES A, 1982**  
**OF THE**  
**CITY OF GLASCO,**  
**CLOUD COUNTY, KANSAS**

The CITY OF GLASCO, KANSAS, will receive sealed bids at the OFFICE OF THE CITY CLERK, GLASCO, KANSAS, until 2:00 o'clock P.M., C.D.S.T., on

WEDNESDAY, OCTOBER 27, 1982 for \$110,000.00 par value GENERAL OBLIGATION SEWAGE TREATMENT PLANT BONDS of the City, 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, and the Bonds will be dated NOVEMBER 1, 1982. The bonds will mature serially in accordance with the following schedule:

<i>Principal Amount</i>	<i>Maturity Date</i>
\$10,000	September 1, 1984
10,000	September 1, 1985
10,000	September 1, 1986
10,000	September 1, 1987
10,000	September 1, 1988
10,000	September 1, 1989
10,000	September 1, 1990
10,000	September 1, 1991
15,000	September 1, 1992
15,000	September 1, 1993

Interest on the Bonds will first be payable on MARCH 1, 1984, and thereafter semiannually on the first days of SEPTEMBER AND MARCH 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 FIVE (5) 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 (1/8) or one-twentieth (1/20) of one percent (1%). The difference between the highest and lowest coupon rates specified in any bid shall not exceed two percent (2%). No interest rate shall exceed the maximum interest rate allowed by Kansas Law; said rate being two percent (2%) above the Bond Buyer's 20 Bond Index, published in the Weekly Bond Buyer on Monday, October 25, 1982, 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 City, and shall be addressed to the CITY HALL, GLASCO, KANSAS, 67445, ATTENTION JEAN DARNALL, CITY 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 City 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 THE CITY OF GLASCO, 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 City as liquidated damages. The checks of unsuccessful bidders will be returned promptly.

The Bonds, duly printed, executed and registered, will be furnished and paid for by the City; and the Bonds will be sold subject to the unqualified approving opinion of WILLIAM P. TIMMERMAN, Bond Counsel, Wichita, Kansas, whose opinion will be paid for by the City. 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 December 15, 1982, at any bank in the State of Kansas or Kansas City, Missouri, at the expense of the City. Delivery elsewhere will be made at the expense of the purchaser.

The Bonds will constitute general obligations of the City, 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 City. The Bonds are being issued for the purpose of paying the City's portion of enlarging and improving the City's waste water treatment system.

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 best bidder. The City 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 City; and the net interest cost will be determined by deducting the amount of any premium paid from the aggregate amount of interest upon all of the Bonds from their date until their respective maturities.

Assessed Valuation for the City of Glasco, Kansas, for the year of 1981 is \$1,360,889.00.

The total bonded indebtedness of the City of Glasco, Kansas, at the date of hereof, including this \$110,000.00 proposed issue of Bonds, is in the amount of \$305,000.00.

DATED October 5, 1982.

JEAN DARNALL, City Clerk  
City of Glasco  
Cloud County, Kansas

Doc. No. 000674



**KANSAS REGISTER**  
**Secretary of State**  
**State Capitol**  
**Topeka, Kansas 66612**

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