

KANSAS REGISTER

State of Kansas

JACK H. BRIER
Secretary of State

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March 1, 1984

Pages 297-320

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State of Kansas

**OFFICE OF JUDICIAL ADMINISTRATION
SUPREME COURT DOCKET**

(NOTE: Dates and times of arguments are subject to change.)

Monday, March 19, 1984

Case Caption	Attorneys	Originating County
	9:30 a.m.	
56,361 State of Kansas, appellant,	Robert T. Stephan, Atty. Gen.;	Sedgwick
v.	Geary N. Gorup, Asst. Dist. Atty.	
James W. Sterling, appellee.	James W. Sterling, Pro Se.	Sedgwick
55,920 In the Interest of CHARITY SEELKE, CHAD H. SEELKE, Minor Children Under 18 Years of Age.	Robert R. Hiller, Jr.	
	Daniel Garrity; Steve Mosley.	
55,271 Jodie E. Johnston, appellee,	Richard H. Rumsey.	Sedgwick
v.	ON PETITION FOR REVIEW	
Billie Wayne Johnston, appellant.	Lester A. Holloway.	Sedgwick
56,043 State of Kansas, appellee,	Robert T. Stephan, Atty. Gen.;	
v.	Geary N. Gorup, Asst. Dist. Atty.	
Jerry L. Murdock, a/k/a John L. Patrick, Jr., appellant.	David Michael Rapp.	
	1:30 p.m.	
56,080 State of Kansas, appellee,	Robert T. Stephan, Atty. Gen.;	Sedgwick
v.	Geary N. Gorup, Asst. Dist. Atty.	
David L. Williams, appellant.	Jon D. Graves.	Sedgwick
55,487 Rickey D. Fogle, appellant,	Artie E. Vaughn.	
v.	ON PETITION FOR REVIEW	
Sedgwick County, Kansas, appellee.	E. L. Kinch.	

(continued)

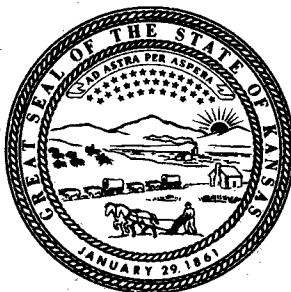
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PUBLISHED BY
JACK H. BRIER
Secretary of State
State Capitol
Topeka, Kansas 66612



PHONE: 913/296-2236

Tuesday, March 20, 1984

9:30 a.m.

- 55,970 State of Kansas, appellee, Robert T. Stephan, Atty. Gen.;
Wes Griffin, Asst. Dist. Atty. Wyandotte
- v.
Steven Cummings, a/k/a Steven Kennedy, Thomas L. Boeding.
appellant.
- 55,982 State of Kansas, appellee, Robert T. Stephan, Atty. Gen.;
Michael Grosko, Asst. Dist. Atty. Wyandotte
- v.
Randall Allen Murray, appellant. Carl E. Cornwell.
56,026 State of Kansas, appellant, Robert T. Stephan, Atty. Gen.;
Jerome A. Gorman, Asst. Dist. Atty. Wyandotte
- v.
Gregory Meier and Kevin Patrzykont, Joseph R. Russell;
appellees. Jay Vader.
- 56,237 Pioneer Container Corporation, appellant, Charles F. Speer;
Conrad Miller, Jr. Wyandotte
- v.
Mark Beshears, Director of Taxation of David Prager.
the State of Kansas, appellee.

1:30 p.m.

- 55,290 Central Security Mutual Insurance H. E. Jones; Harvey
Company, appellant. Steven J. Roth.
- v. ON PETITION FOR REVIEW
Victoria DePinto and Cindy Dirksen and Harker E. Russell;
Hesston College, appellees. Thomas E. Hammond;
David C. Burns;
Robert Myers.
- 56,096 In the Matter of the Appeal of J. G. David R. Frensley; Wyandotte
MASONRY, INC., from an Order of the Craig Towerman;
Board of Tax Appeals, State of Kansas. Scott E. Giffen.
- Cleo G. Murphy;
Nancy E. Freund.

Wednesday, March 21, 1984

9:30 a.m.

- 55,879 In the Matter of JEFFREY L. FINDLAY Fred J. Logan, Jr. Johnson
- 55,647 State of Kansas, appellee, Bruce Beye, Asst. Dist. Atty.
Robert T. Stephan, Atty. Gen.; Leavenworth
Robert E. Davis, Co. Atty.
- v. George T. Dooner.
55,952 State of Kansas, appellee, Robert T. Stephan, Atty. Gen.; Riley
Colt Knutson, Co. Atty.
- v.
Michael E. Long, appellant. Gary Ellis.
55,469 Carol M. McGuire, appellee, James M. Barnett; Johnson
Michael J. Dutton.
- v.
Earl C. Sifers, M.D., et al., appellants. John L. Peterson.

(continued)

1:30 p.m.

- | | | | |
|--------|----------------------------------|--------------------------------|-----------|
| 55,869 | State of Kansas, appellee, | Robert T. Stephan, Atty. Gen.; | McPherson |
| | v. | John B. Klenda, Co. Atty. | |
| | Brian Helgeson, appellant. | Jack O. Bowker. | |
| 55,764 | Melvin A. Oller, appellant, | T. J. Carney. | Pratt |
| | v. | | |
| | Kincheloe's Inc., | Patricia A. Reeder; | |
| | v. | Anne L. Baker; | |
| | Allis Chalmers, Inc., appellees. | Robert Eisenhauer. | |

Thursday, March 22, 1984

9:30 a.m.

- | | | | |
|--------|---------------------------------------|------------------------------------|----------|
| 55,960 | State of Kansas, appellee, | Robert T. Stephan, Atty. Gen.; | Douglas |
| | v. | Harry E. Warren, Asst. Dist. Atty. | |
| | Larry Burton, appellant. | John C. Chappell. | |
| 55,797 | State of Kansas, appellant, | Robert T. Stephan, Atty. Gen.; | Douglas |
| | v. | Jerry L. Harper, Dist. Atty. | |
| | Debbie A. Bethard, a/k/a Debbie Witt, | Joseph Cox. | |
| | appellee. | | |
| 56,219 | Lena Barnhart, appellee, | Thomas H. Sachse. | Franklin |
| | v. | | |
| | Henry Lewis McKinney and Lillie Marie | John J. Immel. | |
| | McKinney, appellants. | | |
| 56,091 | State of Kansas, appellee, | Robert T. Stephan, Atty. Gen.; | Marion |
| | v. | Douglas B. Westerhaus, Co. Atty. | |
| | Robert L. Reid, appellant. | J. Robert Brookens. | |

1:30 p.m.

- | | | | |
|--------|---|--------------------------------|------------------------|
| 55,034 | Marvin D. Whitehead, <i>et al.</i> , appellees, | David K. Clark. | Wilson |
| | v. | | ON PETITION FOR REVIEW |
| | The City of Fredonia, a Second Class | Steven W. Rogers. | |
| | City, appellant. | | |
| 55,462 | State of Kansas, appellee, | Robert T. Stephan, Atty. Gen.; | Montgomery |
| | v. | Jeffrey A. Chubb, Co. Atty. | |
| | Clyde Richard, a/k/a Clyde Rhodes, | Bruce E. Borders. | |
| | appellant. | | |

Friday, March 23, 1984

9:30 a.m.

- | | | | |
|--------|--------------------------------|----------------------------|----------|
| 55,914 | State of Kansas, Petitioner, | Arno Windscheffel. | Original |
| | v. | | |
| | Richard J. Rome, Respondent. | Richard J. Rome, Pro Se. | |
| | | Raymond F. Berkley. | |
| 56,100 | State of Kansas, Petitioner, | Arno Windscheffel. | Original |
| | v. | | |
| | Loren Hohman, Jr., Respondent. | Loren Hohman, Jr., Pro Se; | |
| | | John C. Frieden. | |
| 56,373 | State of Kansas, Petitioner, | Arno Windscheffel. | Original |
| | v. | | |
| | Larry Langdale, Respondent. | Larry Langdale, Pro Se. | |

LEWIS C. CARTER
Clerk of the Appellate Courts

State of Kansas

**SOCIAL AND REHABILITATION SERVICES
ADVISORY COMMISSION ON MENTAL
HEALTH AND RETARDATION SERVICES****NOTICE OF MEETING**

Notice is hereby given to all interested parties that the statutorily created Governor's Advisory Commission on Mental Health and Retardation Services will hold its regular meeting on March 9, 1984, at 10:00 a.m., in the Mental Health and Retardation Services Library, 5th Floor North, State Office Building, 915 Harrison Street, Topeka, KS 66612.

JULIETTE SCHWALLER, Chairperson
Advisory Commission on
Mental Health and Retardation Services

Doc. No. 001905

State of Kansas

**DEPARTMENT OF
HEALTH AND ENVIRONMENT
STATEWIDE HEALTH COORDINATING
COUNCIL****NOTICE OF PUBLIC HEARING**

The Statewide Health Coordinating Council has scheduled a public hearing to receive testimony regarding preliminary findings on the application for credentialing of the Kansas Occupational Therapy Association. The public hearing is scheduled for 9:00 a.m., Tuesday, April 3, 1984, in the Conference Room, Building 321, Forbes Field, 6700 South Topeka Boulevard, Topeka, Kansas.

K.S.A. 65-5001 *et seq.* authorizes the Kansas Credentialing Program, in which a health occupational group seeking state licensure or registration is reviewed. A Technical Review Committee appointed by the Council is reviewing the application and will make preliminary findings on whether the applicant group meets the criteria for credentialing. Testimony at the hearing will be considered when the committee submits final recommendations to the Council.

Copies of the committee's report and preliminary findings may be reviewed at the Department of Health and Environment, Office of Health and Environmental Planning, Building 321, Forbes Field, Topeka, Kansas 66620, (913) 862-9360, extension 535. Persons wishing to present testimony at the hearing should contact the Office of Health and Environmental Planning. Written copies of oral testimony should be provided at the hearing. Comments must be received no later than April 3, 1984.

BARBARA J. SABOL
Secretary

Doc. No. 001911

State of Kansas

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

Sealed bids for items hereinafter listed will be received 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, MARCH 12, 1984

#25874 (Supplement)

University of Kansas Medical Center, Kansas City and Statewide—LAB BIOCHEMICAL

#25941

University of Kansas Medical Center, Kansas City—CLINICAL PERFUSION SERVICES

#25942

University of Kansas Medical Center, Kansas City—LABORATORY SERVICES

#56824

Kansas State University, Manhattan—MICROCOMPUTER SYSTEM, Experiment Station, Garden City

#56825

University of Kansas Medical Center, Kansas City—PHOTOCOPY CONTROL SYSTEM

#56826

Department of Transportation, Salina—GOOSENECK TRAILER

#56827

Kansas Technical Institute, Salina—LATHE

#56828

Kansas Fish and Game Commission, Pratt—ROAD ROCK AND RIP RAP, various locations

#56829

Adjutant General's Department, Topeka—CRUSHED ROCK "FOB VENDORS PLANT" "NOT DELIVERED," Fort Riley

#56830

Adjutant General's Department, Topeka—AB-3 AGGREGATE "FOB VENDORS PLANT" "NOT DELIVERED," Salina

#56831

Department of Transportation, Topeka—CEMENT TYPE III

#56832

Department of Transportation, Norton—MRA-A AGGREGATE, Russell Springs

#56833

Kansas State University, Manhattan—THREE WHEEL HAULSTER

#56834

Department of Transportation—HEATED HIGH PRESSURE WASHERS, Chanute, Salina

#56872

Emporia State University, Emporia—E.D.P. EQUIPMENT

TUESDAY, MARCH 13, 1984

#A-4796

Larned State Hospital, Larned—REROOF CAFETERIA BUILDING

#A-4818

Department of Transportation, El Dorado—REROOF AREA SHOP BUILDING

(continued)

- #56839
Department of Transportation, Topeka—CARBIDE BITS
- #56840
Kansas State University, Manhattan—COPIER
- #56841
Department of Transportation, Topeka—CORRUGATE METAL PIPE ARCH AND COUPLING BANDS, Effingham
- #56842
Department of Transportation, Hutchinson—WOOD SIGN POSTS
- #56843
Department of Transportation, Topeka—PLANT MIX, BITUMINOUS MIX, COMMERCIAL GRADE, Kansas City
- #56846
Department of Transportation, Topeka—DELINEATOR MARKERS
- #56850
Kansas Bureau of Investigation, Topeka—TWO-WAY RADIOS
- #56851
Department of Administration, Division of Information Systems and Computing, Topeka—COMMUNICATION CONTROLLER
- #56855
Kansas State University, Manhattan—WHOLE MILO
- #56856
Kansas Soldiers' Home, Fort Dodge—VEHICLES
- #56857
University of Kansas, Lawrence—FURNISH ALL LABOR AND MATERIAL IN CONSTRUCTING CAPACITOR BANK
- #56876
Kansas State University, Manhattan—OFFSET PAPER—60 LB.—No. 1
- #56877
Wichita State University, Wichita—VIDEO DIGITIZING SYSTEM
- WEDNESDAY, MARCH 14, 1984**
- #A-4656(a)
Kansas Neurological Institute, Topeka—PROVIDE FREIGHT LIFT FIRE PROTECTION, Pleasantview Building
- #A-4782
Kansas Neurological Institute, Topeka—ROOF REPLACEMENT ON OFFICE BUILDING, Cottonwood Lodge
- #A-4830(a)
State School for the Visually Handicapped, Kansas City—FURNISH AND INSTALL INSULATING WINDOWS, Hospital Building
- #25943
University of Kansas Medical Center, Kansas City—HOME DIALYSIS KITS
- #56858
University of Kansas, Lawrence—MICROCOMPUTER SYSTEM
- #56863
Kansas State University, Manhattan—PHOTOMICROGRAPHY SYSTEM
- #56864
Department of Social and Rehabilitation Services, Topeka—CORRUGATED CARTONS, Kansas Industries for the Blind, Kansas City
- #56865
Department of Social and Rehabilitation Services, Topeka—STARCHED COTTON DRILL FABRIC, Kansas Industries for the Blind
- #56866
Department of Social and Rehabilitation Services, Topeka—REINFORCED VINYL LAMINATE, Kansas Industries for the Blind, Kansas City
- #56867
Kansas State University, Manhattan—MEAT/SHRIMP
- #56870
Kansas Reception and Diagnostic Center, Topeka and Adjutant General's Department, Topeka—LAWN MOWERS, various locations
- #56871
Department of Transportation, Topeka—KANSAS TRANSPORTATION MAPS
- #56878
Department of Social and Rehabilitation Services, Topeka—PACKING TAPE, Kansas Industries for the Blind, Kansas City
- #56879
Department of Administration, Division of Printing, Topeka—ENVELOPES-24 LB. WHITE WOVE—PRINTED—TR-51
- #56880
Kansas State University, Manhattan—LABORATORY APPARATUS
- #56881
Kansas State University, Manhattan—LAB CENTRIFUGE
- #56882
Kansas State University, Manhattan—SOIL AND ROCK STUDY APPARATUS
- #56883
Wichita State University, Wichita—SWIMMING POOL WATER CHEMISTRY CONTROLLER
- #56884
University of Kansas, Lawrence—DESK LAMPS
- #56885
Fort Hays State University, Hays—GRINDER-MIXER
- #56886
Fort Hays State University, Hays and Kansas State University, Manhattan—FERTILIZER AND SOYBEAN MEAL
- #56887
Emporia State University, Emporia—VIDEO CAMERA
- THURSDAY, MARCH 15, 1984**
- #56852
Kansas Technical Institute, Salina—MINICOMPUTER SYSTEM
- #56888
University of Kansas Medical Center, Kansas City—SOFTWARE
- FRIDAY, MARCH 16, 1984**
- #56853
Kansas State University, Manhattan—MICROCOMPUTER SYSTEM
- WEDNESDAY, MARCH 28, 1984**
- #25937
Statewide—VIDEO TAPE
- FRIDAY, MARCH 30, 1984**
- #25939
Governor's Office, Topeka—AIRCRAFT INSURANCE

State of Kansas

**KANSAS PUBLIC DISCLOSURE
COMMISSION****NOTICE OF COMMISSION MEETING**

The Kansas Public Disclosure Commission will hold its monthly meeting at 10:00 a.m., Wednesday, March 7, 1984, at 109 West 9th, Room 504, Topeka, Kansas. For a copy of the meeting agenda call 913/296-4219

CAROL E. WILLIAMS
Administrative Assistant

Doc. No. 001906

State of Kansas

LEGISLATIVE DIVISION OF POST AUDIT**INVITATION FOR BIDS**

Sealed bid proposals on three Legislative Division of Post Audit Invitations for Bids on financial-compliance audit work will be received until 3:00 p.m., Monday, April 2, 1984. These invitations cover the following audit work:

1. Topeka State Hospital (Fiscal Year 1984)
2. Parsons State Hospital (Fiscal Year 1984)
3. Winfield State Hospital (Fiscal Year 1984)
4. Rainbow Mental Health Facility (Fiscal Year 1984)
5. Kansas Neurological Institute (Fiscal Year 1984)
6. Larned State Hospital (Fiscal Year 1984)
7. Norton State Hospital (Fiscal Year 1984)
8. Osawatomie State Hospital (Fiscal Year 1984)
9. Legislature and Related Agencies (Fiscal Year 1984)
10. Financial Regulatory Agencies (Fiscal Year 1984)

Copies of the Invitations for Bids may be obtained from the Legislative Division of Post Audit, 109 W. 9th Street, Suite 301, Topeka, Kansas 66612, (913) 296-3792.

MEREDITH WILLIAMS
Acting Legislative Post Auditor

Doc. No. 001901

State of Kansas

DEPARTMENT OF TRANSPORTATION**NOTICE OF PUBLIC AUCTION
AT SITE**

APRIL 2, 1984, 1:00 P.M.

The Kansas Department of Transportation will offer for sale at public auction the following tract of land which includes a concrete block building with approximately 2,990 sq. ft. of floor space. The land and the improvement are located just east of LaCygne, Kansas on Highway K-152. The property was used as a K.D.O.T. shop site. K.D.O.T. will sell only the block building and approximately 0.68 acre of land. The land is described as follows:

A tract of land in the Southwest Quarter of the Southeast Quarter of Section 34, Township 19 South, Range 24 East of the 6th P.M., described as follows: BEGINNING at a point 10.0 feet North of the South line and 123.5 feet West of the East line of Said Southwest Quarter of the Southeast Quarter section; thence West, parallel to said South line, 176.5 feet; thence North, parallel to said East line; 169.0 feet; thence East, parallel to said South line, 176.5 feet; thence South, parallel to said East line to the place of beginning. The above contains 0.68 acre, more or less.

TERMS OF THE SALE:

Cash, certified or cashier's check. The buyer will receive a Quitclaim Deed the day of the sale.

Option, cash or a personal check for ten percent of the purchase price the day of the sale. The balance of the purchase price will be paid by cash, certified or cashier's check on or before May 2, 1984. If the balance is paid on or before said date a Quitclaim Deed will be given to the buyer. If the balance of the purchase price is not paid on or before said date, the ten percent down payment will be forfeited to the seller.

Buyer will receive a Quitclaim Deed only.

**SELLER RESERVES THE RIGHT TO REJECT
ANY AND ALL BIDS**

**NOT RESPONSIBLE FOR ACCIDENTS
KANSAS DEPARTMENT OF TRANSPORTATION**

JOSEPH R. MYER
Property Management Officer
Bureau of Right of Way

Doc. No. 001910

State of Kansas

BOARD OF AGRICULTURE**REQUEST FOR COMMENT ON PROPOSED
SPECIAL NEED REGISTRATION**

Notice is hereby given that pursuant to 7 U.S.C. 136v, American Cyanamid Company has filed an application for a special local need registration for the pesticide, Counter 15-G. The purpose of the special local need registration is to allow the use of this pesticide on additional pests not presently shown on the federally registered label. At present, this pesticide is federally registered to be applied on field corn to control corn rootworms, seed corn maggots, seed corn beetles, wireworms, symphylans, nematodes, maize billbugs, Southern corn billbugs, corn flea beetles, white grubs and cutworms. This special local need registration, if granted, will allow the use of this pesticide on the following additional pests: European corn borer and spider mites.

Information submitted by the registrant is on file with the Kansas State Board of Agriculture. Anyone wishing to present written comments, data or other evidence in support of or in opposition to the proposed special local needs registration may do so on or before April 1, 1984. Written comments, data or other evidence should be submitted to Dale Lambley, Pesticide Law Administrator, Entomology Division, Kansas State Board of Agriculture, 109 S.W. 9th Street, Topeka, Kansas 66612.

H. DEAN GARWOOD, Director
Entomology Division

Doc. No. 001908

State of Kansas

ATTORNEY GENERAL**OPINION NO. 84-17**

Criminal Procedure—Code; Release Procedures—Conditional Release; Enforcement of Conditions. Charles E. Simmons, Chief Legal Counsel, Kansas Department of Corrections, Topeka, February 16, 1984.

Release of an inmate upon attaining his or her conditional release date is mandatory.

The Kansas adult authority may impose conditions upon conditional releasees to the same extent as upon parolees.

The Kansas adult authority may revoke a violator of conditional release in the same manner as a parole violator.

Achievement of a conditional release date by a person on parole does not change in any way the obligations imposed as conditions of parole. Cited herein: K.S.A. 22-3718, K.S.A. 1983 Supp. 75-5217, K.A.R. 45-7-1, 45-10-1. KRS

OPINION NO. 84-18

Intoxicating Liquors and Beverages—Cereal Malt Beverages—Retailers' Licenses; Application to City or

County; Fees. Dennis L. Phelps, Rose Hill City Attorney, Wichita, Kansas, February 16, 1984.

A city may, by charter ordinance, exempt itself from the limitations upon cereal malt beverage license fees prescribed by K.S.A. 41-2702. Such a charter ordinance may prescribe the amount of such license fees, or may authorize the governing body to prescribe the amount by ordinary ordinance adopted by the governing body. Cited herein: K.S.A. 41-2702. TRH

OPINION NO. 84-19

Counties and County Officers—Planning and Zoning—Adoption or Amendment of Zoning Regulations; Area Included. Representative Kenneth D. Francisco, Ninetieth District, Topeka, February 17, 1984.

Under K.S.A. 19-2919, the decision to adopt zoning regulations for an entire county or "portions thereof" is within the discretion of the county commissioners. The language of K.S.A. 19-2919 which provides that a resolution adopting zoning regulations "may" include certain areas in the county is permissive and not exclusive. The county may enact zoning regulations which are applicable in any of the specified areas, in other non-specified areas or in any combination thereof. Cited herein: K.S.A. 12-701, 12-715, 12-715b, 12-715d, 19-2901, 19-2913, 19-2914, 19-2919, K.S.A. 1983 Supp. 19-2920, 19-2926, 19-2927, 19-2937. MFC

OPINION NO. 84-20

Roads and Bridges—State Highways—Acquisition of Title or Easement by Secretary of Transportation; Disposition of Property or Interest. Representative Larry E. Erne, Seventh District, Coffeyville, February 22, 1984.

Pursuant to the provisions of K.S.A. 68-423b *et seq.*, the secretary of transportation is authorized to acquire property for use as roadside parks and rest areas, and to establish, construct and maintain such parks and rest areas. The secretary of transportation has general supervision over the maintenance of all roads, and has authority to dispose of any real estate, or interest therein, when the same is no longer needed for state highway purposes. Pursuant to these powers, the secretary may close roadside parks and rest areas, and dispose of real property, or interests therein, used for such purposes. The power to close a roadside park or rest area which was established through cooperation with the federal government, or local units of government, is subject to any contractual conditions governing the closing of such parks or rest areas. Cited herein: K.S.A. 1983 Supp. 68-404, 68-413, K.S.A. 68-423b, 68-423f. TRH

ROBERT T. STEPHAN
Attorney General

Doc. No. 001909

State of Kansas

**SOCIAL AND REHABILITATION SERVICES
ADVISORY COMMISSION ON JUVENILE
OFFENDER PROGRAMS****NOTICE OF MEETING**

The Advisory Commission on Juvenile Offender Programs will meet on Friday, March 9, 1984, in Room 220-South of the State Capitol, Topeka, Kansas, beginning at 10:00 a.m.

ROBERT C. BARNUM
Youth Services

Doc. No. 001904

State of Kansas

DEPARTMENT OF HUMAN RESOURCES**NOTICE OF REVIEW
OF GRANT APPLICATIONS**

The following applications for federal monies are in the process of review. More information can be obtained from the contact person listed. Comments should be sent to the Kansas Single Point of Contact, Judy Krueger, Kansas Department of Human Resources, Office of the Secretary, 401 Topeka Avenue, Topeka, Kansas 66603.

The following applications for federal monies under federal assistance programs have been reviewed and returned to the applicant for submission to the federal agencies involved:

DHR012584-001-15916SC—Lake Dredging of Lake Scott in Scott County; submitted by Kansas Park and Resources Authority; for \$420,000. Contact Mr. Keith A. Springer; 503 Kansas Avenue, P.O. Box 977, Topeka, Kansas 66601; 913/296-2281. Comments due by 2/25/84.

DHR012584-002-15916BU—Construction of a 1500-seat amphitheater at El Dorado State Park in Butler County. Submitted by Kansas Park and Resources Authority; for \$16,800. Contact Mr. Keith A. Springer; 503 Kansas Avenue, P.O. Box 977, Topeka, Kansas 66601; 913/296-2281. Comments due by 2/25/84.

DHR020284-001-14112J0—Environmental Review Clearance for loan guaranty for construction of HUD project, condominiums in Overland Park, Kansas; submitted by Earl G. Cartmill, Loan Guaranty Officer, Veterans Administration. Project consists of 112 units (with second phase of 88) ranging in price from \$39,900 to \$62,500 per unit. Contact Never Fail Jr., Never Fail Builders, Inc.; P.O. Box 700540, Tulsa, Oklahoma 74170; 918/299-8534. Comments due by 2/27/84.

DHR020984-001-10418MG—Project for the expansion of Rural Water District #9, Montgomery County to serve twenty-eight new members; include seventeen miles of new water lines; for \$247,000. Contact Carl Gorton; P.O. Box 186, Elk City, Kansas 67344; 316/633-2476. Comments due by 3/23/84.

DHR021384-001-11302WY—Intent to apply for \$37,200 to provide the City of Kansas City, Kansas

with increased economic development planning capacity. Contact Dean Katerndahl, Director; Dept. of Economic Development; Municipal Office Bldg., One Civic Plaza, Kansas City, Kansas 66101; 913/573-5730. Comments due by 3/23/84.

DHR021584-001-11302NO—Application to continue operation of district planning grant including OEDP revision and technical assistance for \$49,500. Contact Ethan Kaplan, Southeast Kansas Regional Planning Commission; P.O. Box 664, Chanute, Kansas 66720; 316/431-0080. Comments due by 3/16/84.

DHR021584-002-11306NO—Application for continued funding to provide export trade assistance to individual firms to encourage export of local goods with goals of job retention and creation; for \$25,000. Contact Ethan Kaplan, Southeast Kansas Regional Planning Commission; P.O. Box 664, Chanute, Kansas 66720; 316/431-0080. Comments due by 3/16/84.

DHR022184-001-17235KS—Preapplication for funding to provide subsidized, part-time opportunities in community employment for low-income persons aged fifty-five and above. Includes 1571 job slots in ten states; 149 slots in Kansas. (Project Ayuda) Submitted by Asociacion Nacional Pro Personas Mayores for \$7,763,609 from 7/1/84 to 6/30/85. Contact Carmela G. Lacayo; 1730 W. Olympic Blvd., Suite 401, Los Angeles, California 90015; 213/487-1922. Comments due by 4/5/84.

DHR022284-001-14158WY—Comprehensive Improvement Assistance Program by Kansas City, Kansas Housing Authority for \$1,517,590. Contact David Jackson, HUD; Kansas City Regional Office, 1103 Grand Avenue, Kansas City, Missouri 64106; 816/374-6096. Comments due by 4/6/84.

DHR022284-002-14158SA—Comprehensive Improvement Assistance Program by Salina Housing Authority for \$240,930. Contact David Jackson, HUD; Kansas City Regional Office, 1103 Grand Avenue, Kansas City, Missouri 64106; 816/374-6096. Comments due by 4/6/84.

DHR022284-003-14158MI—Comprehensive Improvement Assistance Program by Paola Housing Authority for \$184,600 plus \$167,000 Emergency Funds for roofing. Contact David Jackson, HUD; Kansas City Regional Office, 1103 Grand Avenue, Kansas City, Missouri 64106; 816/374-6096. Comments due by 4/6/84.

DHR022284-004-14158RL—Comprehensive Improvement Assistance Program by Manhattan Housing Authority for \$448,151. Contact David Jackson, HUD; Kansas City Regional Office, 1103 Grand Avenue, Kansas City, Missouri 64106; 816/374-6096. Comments due by 4/6/84.

DHR022284-005-14158SN—Comprehensive Improvement Assistance Program by Topeka Housing Authority for \$600,000 for Phase I (1984). Contact David Jackson, HUD; Kansas City Regional Office, 1103 Grand Avenue, Kansas City, Missouri 64106; 816/374-6069. Comments due by 4/6/84.

JERRY SHELOR
Secretary of Human Resources

Doc. No. 001912

State of Kansas

**WICHITA STATE UNIVERSITY
CAMPUS CREDIT UNION****NOTICE TO BIDDERS**

Sealed bids for the Campus Credit Union Remodeling will be received by the President/General Manager, Campus Credit Union, Wichita State University, Wichita, Kansas 67208, until 2:00 p.m. CST, Thursday, March 22, 1984, then will be publicly opened.

ARMIN L. BRANDHORST
Director, Physical Plant

Doc. No. 001900

State of Kansas

STATE CORPORATION COMMISSION**NOTICE PERTAINING TO
MOTOR CARRIER HEARINGS
BEFORE THE****STATE CORPORATION COMMISSION.**

Applications set for hearing are to be heard before the *State Corporation Commission, State Office Building, 4th Floor, Topeka, Kansas, commencing at 10:00 a.m. unless otherwise noticed.*

This list does not include cases previously assigned hearing dates for which parties of record have received notice.

Questions concerning applications for hearing dates should be addressed to the State Corporation Commission, 4th Floor, State Office Building, Topeka, Kansas 66612, or telephone (913) 296-3808 or 296-2110.

Your attention is invited to Kansas Administrative Regulations (K.A.R.) 82-1-228, "Rules of Practice and Procedure Before the Commission."

**Applications set for March 27, 1984—
TOPEKA, KANSAS****Application for Certificate of Convenience
and Necessity:**

Mid-West Automotive,) Docket No. 140,590 M
Inc.)
1st & Walnut)
Peabody, KS 66866)

Applicant's Attorney: Clyde Christey, 1010 Tyler St., Suite 110-L, Topeka, KS 66612

Wrecked and disabled and replacement vehicles,

Between points & places in Marion & Harvey Counties, KS.

Also,

Between points & places in Marion & Harvey Counties, KS, on the one hand, & points & places in the state of KS, on the other hand.

**Application for Extension of Certificate of
Convenience and Necessity:**

United Parcel) Docket No. 106,068 M
Service, Inc.)
3755 E. Main St.,)
Suite 112)
St. Charles, IL) Route No. 12712

Applicant's Attorney: James Zakoura, Home State Bank Bldg., Minnesota at Fifth, Box 1028, Kansas City, KS 66117-0028

General commodities, except those of unusual value, classes A and B explosives; household goods, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, subject to the following restrictions:

No service shall be rendered in the transportation of any package or article weighing more than 70 pounds or exceeding 108 inches in length & girth combined, & each package or article shall be considered as a separate & distinct shipment.

Between all points in KS.

**Application for Extension of Certificate of
Convenience and Necessity:**

J. O. Talbert, dba) Docket No. 122,561 M
J. O. Talbert Alfalfa)
Service)
405 N. Missouri)
Ulysses, KS 67880) Route No. 16502

Applicant's Attorney: Eugene Hiatt, 627 Topeka Blvd., Topeka, KS 66603

Petroleum and petroleum products in bulk, in tank truck loads, oils and greases in packages, barrels and containers,

Between all KS refineries & pipeline terminals on the one hand, & all points & places in the counties of Grant & Kearney, KS, on the other hand.

Application for Contract Carrier Permit:

Clayton Eugene Hunter,) Docket No. 140,552 M
dba Clayton E. Hunter)
Rt. 1)
Hoyt, KS 66440)

Applicant's Attorney: None

Building material,

To, from & between all points & places in KS, under contract with Sutherland Lumber Co., of Topeka, KS.

**Applications set for March 29, 1984—
TOPEKA, KANSAS****Application for Contract Carrier Permit:**

Better Home Deliveries,) Docket No. 140,602 M
Inc.)
1101 31st St.)
Downers Grove, IL 60515)

(continued)

Applicant's Attorney: Bob Storey, 5863 S.W. 29th, Shadow Wood Office Park, Topeka, KS 66614

Commodities as are dealt in by retail department stores,

From Wichita, KS, to all points & places within an area bounded on the south by the KS-OK border, on the east by US Hwy 59, on the north by US Hwy 24, & on the west by US Hwy 283, under contract with R. H. Macy & Co., Inc., of Kansas City, KS.

Application for Transfer of Certificate of Convenience and Necessity:

Maynard Inderlied & Orval Ward, dba Nard Tank Truck R.R. 1, Box 81 Buffalo, OK 73834) Docket No. 127,207 M)))) Route No. 18263

TO: Nard, Inc. R.R. 1, Box 81 Buffalo, OK 73834

Applicant's Attorney: Larry Gregg, 641 Harrison, P.O. Box 1979, Topeka, KS 66601

Crude oil, used in and for production, processing, treating, salvage, construction and for lease road purposes, in bulk, fresh water for drilling purposes and salt water for disposal purposes,

Between points in Clark County, KS.

Application for Amendment of Contract Carrier Permit:

Midway Transfer Line, Inc. P.O. Box 11074 Kansas City, MO 64119) Docket No. 138,309 M))) Permit No. CF 16969

Applicant's Attorney: Larry Gregg, 641 Harrison, P.O. Box 1979, Topeka, KS 66601

General commodities (except Classes A and B explosives and household goods),

Between points in KS under a continuing contract with ADM Milling Co., under contract with ADM Milling Co., of Decatur, IL.

Application for Extension of Certificate of Convenience and Necessity:

Jerry O. Koci 9120 SW 61st Topeka, KS 66604) Docket No. 139,168 M)) Route No. 22934

Applicant's Attorney: None

General commodities (except those items of unusual value, household goods, explosives, liquid commodities in bulk, cement and fly ash), livestock, grain, processed feed, steel products and hay,

To, from, & between all points & places in Wyan-

otte & Johnson Counties, on the one hand, & all points & places in the state of KS, on the other hand.

Also,

To, from, & between all points & places in Lyon County, on the one hand, & all points & places in the state of KS, on the other hand.

**Applications set for April 3, 1984—
TOPEKA, KANSAS**

Application for Extension of Certificate of Convenience and Necessity:

Jerome R. Caughron, dba Holton Truck Line 205 Summit Dr. Box 431 Holton, KS 66436) Docket No. 7,278 M)))) Route No. 79

Applicant's Attorney: Larry Gregg, 641 Harrison, P.O. Box 1979, Topeka, KS 66601

General commodities, except those of unusual value and except dangerous explosives, household goods as defined in Practices of Motor Common Carriers of Household Goods, 17 M.C.C. 467, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading,

Between points in the following KS counties: Jackson, Shawnee, Jefferson, Wabaunsee, Osage, Franklin, Morris, Lyon & Coffey.

Applicant seeks interstate authority, under the provisions of 49 U.S.C. Section 10931, corresponding to the intrastate authority sought.

Application for Certificate of Convenience and Necessity:

Steven D. Bennett, dba BVF Tank Truck & Oilfield Service P.O. Box 66 106 Arizona Holton, KS 66436) Docket No. 140,589 M))))

Applicant's Attorney: Clyde Christey, 1010 Tyler St., Suite 110-L, Topeka, KS 66612

Crude oil used in and for production, processing, treating, salvage, construction and for lease road purposes, in bulk, fresh water for drilling purposes and salt water for disposal purposes,

Between points & places in Republic, Washington, Marshall, Nemaha, Brown, Doniphan, Atchison, Jackson, Pottawatomie, Riley, Clay, Cloud, Geary, Wabaunsee, Shawnee, Jefferson, Douglas & Leavenworth Counties, KS.

WILLIAM E. GREEN
Administrator
Transportation Division

Doc. No. 001913

(Published in the KANSAS REGISTER, March 1, 1984.)

**NOTICE OF CALL FOR REDEMPTION
TO THE HOLDERS OF
CITY OF DESOTO, KANSAS
WATERWORKS AND ELECTRIC SYSTEM
REVENUE BONDS
SERIES 1981
DATED APRIL 1, 1981**

Notice is hereby given that pursuant to the provisions of SECTION 4 of Ordinance No. 523 of the City of DeSoto, Kansas, that the above-mentioned bonds numbered 33 and 34 maturing in the year 1990, and bonds numbered 35, 36, 37, 38, 39, and 40 maturing in the year 1991, have been called for redemption and payment on April 1, 1984. The bonds shall be surrendered for redemption and cancellation to the Office of the State Treasurer for the State of Kansas, P.O. Box 737, 700 Harrison Street, Security Benefit Life Building, Third Floor, Topeka, Kansas 66603.

On such redemption date and upon the presentation and surrender of each such bond and all appurtenant coupons, there shall become due and payable on each of the above-mentioned bonds the redemption price thereof equal to 100% of the principal amount of each bond together with interest accrued to the redemption date. Interest shall cease to accrue on the bonds from and after April 1, 1984 and the interest coupons maturing after April 1, 1984 shall be void.

CITY OF DESOTO, KANSAS
By: JOANN DINGER
City Clerk

Doc. No. 001902

(Published in the KANSAS REGISTER, March 1, 1984.)

**NOTICE OF BOND SALE
\$1,261,623.00
GENERAL OBLIGATION
IMPROVEMENT BONDS
SERIES A, 1984
OF THE
CRESTVIEW COUNTRY CLUB
IMPROVEMENT DISTRICT OF
SEDGWICK COUNTY, KANSAS**

(NOTE: This is a correction of a notice published by the Crestview Country Club Improvement District on February 23, 1984, which reflects, among other things, changes in the date of maturity of bonds.)

The CRESTVIEW COUNTRY CLUB IMPROVEMENT DISTRICT OF SEDGWICK COUNTY, KANSAS will receive sealed bids at the OFFICE OF THE IMPROVEMENT DISTRICT Attorneys, Dre- sie, Jorgensen and Wood, P.A., 433 North Broadway, P.O. Box 2427, Wichita, Kansas 67201, until 4:00 o'clock P.M., C.S.T., on

March 12, 1984

for \$1,261,623.00 par value GENERAL OBLIGATION IMPROVEMENT BONDS of the District, Series A, 1984, at which time and place such bids will

be publicly opened. No oral or auction bids will be considered.

The Bonds will be dated as of March 1, 1984 and shall mature on August 1 in each of the years in the amounts set forth below. Such Bonds shall consist of fully registered certificated bonds, each in the denomination of \$5,000.00 or integral multiples thereof, except one Bond of Series A, 1984 in the denomination of \$1,623.00. Interest will be payable semiannually, commencing August 1, 1985, and on each FEBRUARY 1 and AUGUST 1 thereafter. The principal of, and premium, if any, on the Bonds shall be payable in lawful money of the United States of America at the principal office of the Treasurer of the State of Kansas, (the Paying Agent and Bond Registrar) to the registered owners thereof, upon presentation of the Bonds for payment and cancellation. Interest on the Bonds shall be payable in lawful money of the United States of America by check or draft of the Paying Agent to the registered owners appearing on the books maintained by the Bond Registrar, as of the 15th day of the month next preceding the Interest Payment Dates (the "Record Dates"). The fees of the Bond Registrar for registration and transfer of the Bonds shall be paid by the District.

The Series A 1984 Bonds, will mature serially in accordance with the following schedule:

Maturity Date	Amount
8/1/85	\$ 1,623.00
8/1/85	30,000.00
8/1/86	85,000.00
8/1/87	85,000.00
8/1/88	85,000.00
8/1/89	85,000.00
8/1/90	85,000.00
8/1/91	85,000.00
8/1/92	90,000.00
8/1/93	90,000.00
8/1/94	90,000.00
8/1/95	90,000.00
8/1/96	90,000.00
8/1/97	90,000.00
8/1/98	90,000.00
8/1/99	90,000.00
	<u>\$1,261,623.00</u>

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 and one-half percent (2½%). No interest rate shall exceed the maximum interest rate allowed by Kansas law; said rate being the "20 Bond Index" of tax exempt municipal bonds published by the *Weekly Bond Buyer*, in New York, New York on the Monday next preceding the day on which the Bonds are sold March 5, 1984, plus 2%, and no bid of less than par and accrued interest will be considered. Bids for less than the entire issue of Bonds will not be considered.

(continued)

Bids shall be submitted on the OFFICIAL BID FORM furnished by the Improvement District, and shall be addressed to the Crestview Country Club Improvement District of Sedgwick County, Kansas, c/o Dresie, Jorgensen and Wood, P.A., 433 North Broadway, P.O. Box 2427, Wichita, Kansas 67201, ATTENTION: GREY DRESIE, 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 Improvement District will be entitled to rely on the certificate of correctness of the bidder. Each bid must be accompanied by a certified or cashier's check equal to two percent (2%) of the total amount of the bid, and shall be payable to TREASURER, CRESTVIEW COUNTRY CLUB IMPROVEMENT DISTRICT OF SEDGWICK COUNTY, 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 Improvement District 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 District; and the Bonds will be sold subject to the unqualified approving opinion of CURFMAN, HARRIS, STALLINGS, GRACE & SNOW, Bond Counsel of Wichita, Kansas, whose opinion will be paid for by the Improvement District. THE NUMBER, DENOMINATION OF BONDS, AND THE NAMES AND THE TAX I.D. OR SOCIAL SECURITY NUMBER OF EACH OF THE INITIAL REGISTERED OWNERS TO BE INITIALLY PRINTED ON THE BONDS SHALL BE SUBMITTED IN WRITING BY THE SUCCESSFUL BIDDER TO THE BOND REGISTRAR NOT LATER THAN March 22, 1984. In the absence of such information, the District will deliver the Bonds in the denomination of each maturity registered in the name of the successful bidder. 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 the delivery of the Bonds affecting their validity. Payment for the Bonds shall be made in immediately available funds. Delivery of the Bonds will be made to the successful bidder on or before April 16, 1984 at any bank in the STATE OF KANSAS or KANSAS CITY, MISSOURI, at the expense of the District. Delivery elsewhere will be made at the expense of the purchaser.

Bids shall be conditioned upon the unqualified approving opinion of CURFMAN, HARRIS, STALLINGS, GRACE & SNOW, Bond Counsel, of Wichita, Kansas, a copy of which opinion will be printed on the reverse side of each Bond and a manually signed original will be furnished without expense to the purchaser of the Bonds at the delivery thereof. The cost of this legal opinion and the expense of printing the Bonds and legal opinion will be paid for by the District. Said legal opinion will state in part substan-

tially that the Bonds will constitute a general obligation of the District, payable as to both principal and interest in part from the collection of special assessments which have been levied against benefitted property; but any portion of said specially assessed part not so paid, and the remainder of said principal and interest will be payable 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 District; and that under existing law the interest on said Bonds is exempt from present Federal income taxation and the Bonds are exempt from intangible personal property taxes levied by Kansas cities, counties or townships.

It is anticipated that CUSIP identification numbers will be printed on the Bonds. All expenses in connection with the printing of CUSIP numbers on the Bonds shall be paid for by the Improvement District.

The Bonds will constitute general obligations of the Improvement District, payable as to both principal and interest from special assessments which will be levied against real property in the district benefitted by the improvements. The Bonds are being issued for the purpose of making improvements to the CRESTVIEW COUNTRY CLUB IMPROVEMENT DISTRICT OF SEDGWICK COUNTY, KANSAS. The purpose of the Series A, 1984 Bond Issue is to pay for the cost of the construction of sewer, water, street and drainage improvements within the said Improvement District.

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 Improvement District 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 Improvement District; 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.

The assessed valuation for the Crestview Country Club Improvement District of Sedgwick County, Kansas for the year 1983 is \$6,002,209.00, and the outstanding bonded indebtedness, including this issue, is \$3,818,623.00. There are also outstanding Temporary Notes of the District in the amount of \$1,735,035.00, which will be retired at the time of the delivery of these Bonds from the proceeds of these Bonds and other funds now in possession of the District.

DATED February 13, 1984.

WARREN TOMLINSON, President
Crestview Country Club Improvement
District of Sedgwick County, Kansas

Doc. No. 001914

State of Kansas

LEGISLATURE

The following list gives the numbers and titles of bills and resolutions recently introduced in the Legislature.

Copies of bills and resolutions are available free of charge. (Limit: 5 copies of any one item.) Write: Legislative Document Room; State Capitol; Topeka, KS 66612. Or call: (913) 296-7394.

Bills Introduced February 16-22:

- SB 737**, by Committee on Transportation and Utilities: An act concerning license plates issued for antique vehicles; amending K.S.A. 1983 Supp. 8-172 and repealing the existing section.
- SB 738**, by Committee on Transportation and Utilities: An act relating to motor vehicles; refunds of registration fees; amending K.S.A. 1983 Supp. 8-143 and repealing the existing section.
- SB 739**, by Committee on Transportation and Utilities: An act concerning motor vehicles; personalized license plates; amending K.S.A. 1983 Supp. 8-132 and repealing the existing section.
- SB 740**, by Committee on Education: An act concerning school districts; relating to supplemental contracts authorized to be entered into by boards of education and employees thereof; amending K.S.A. 72-5412a and repealing the existing sections.
- SB 741**, by Committee on Judiciary: An act concerning civil procedure; relating to subpoena of certain records; amending K.S.A. 60-245, 60-460 and 60-467 and repealing the existing sections.
- SB 742**, by Committee on Judiciary: An act concerning civil procedure; relating to the physician-patient privilege; amending K.S.A. 60-247 and repealing the existing section.
- SB 743**, by Committee on Commercial and Financial Institutions: An act relating to savings and loan associations; concerning impairment of capital; amending K.S.A. 17-5101 and repealing the existing section.
- SB 744**, by Committee on Federal and State Affairs: An act relating to cemetery corporations; concerning the undedication and disposition of cemetery property.
- SB 745**, by Committee on Federal and State Affairs: An act concerning the Kansas highway patrol; qualifications for appointment as a trooper; amending K.S.A. 1983 Supp. 74-2113 and repealing the existing section.
- SB 746**, by Committee on Federal and State Affairs: An act concerning alcoholic liquors; relating to private clubs; amending K.S.A. 41-2601 and repealing the existing section.
- SB 747**, by Committee on Federal and State Affairs: An act concerning alcoholic liquors; private clubs private parties; temporary membership; amending K.S.A. 41-2601 and repealing the existing section.
- SB 748**, by Committee on Federal and State Affairs: An act concerning certain physically disabled persons; public accommodations; amending K.S.A. 39-1101 and repealing the existing section.
- SB 749**, by Committee on Assessment and Taxation: An act concerning taxation of finance companies; amending K.S.A. 1983 Supp. 79-1103, 79-1107, 79-1110 and 79-32,113 and repealing the existing sections; also repealing K.S.A. 79-1105 and 79-1105b and K.S.A. 1983 Supp. 79-1105a.
- SB 750**, by Committee on Federal and State Affairs: An act concerning alcoholic liquors; private clubs on trains; amending K.S.A. 41-2601, 41-2606, 41-2608 and 41-2627 and repealing the existing sections.
- SB 751**, by Committee on Federal and State Affairs: An act concerning alcoholic liquors; private clubs; annual license fees; amending K.S.A. 41-2622 and repealing the existing section.
- SB 752**, by Committee on Ways and Means: An act concerning emergency medical services; changing function of council to advisory; amending K.S.A. 1983 Supp. 65-4314, 65-4316, 65-4320 and 65-4325 and repealing the existing sections.
- SB 753**, by Committee on Ways and Means: An act concerning imprest funds; creating an imprest fund for Winfield pre-release center and Topeka pre-release center under the department of corrections; amending K.S.A. 1983 Supp. 75-3058 and repealing the existing section.
- SB 754**, by Committee on Public Health and Welfare: An act concerning operation of vending facilities by blind persons; arbitration procedures; meetings of vending facilities committee; amending K.S.A. 75-3341 and 75-3343 and repealing the existing sections.
- SB 755**, by Committee on Public Health and Welfare: An act concerning food service establishments; licensing of individuals by division of services for the blind; amending K.S.A. 36-504 and 36-505 and K.S.A. 1983 Supp. 36-503 and repealing the existing sections.
- SB 756**, by Committee on Commercial and Financial Institutions: An act relating to banks and banking; concerning the removal of officers or directors; amending K.S.A. 9-1805 and repealing the existing section.
- SB 757**, by Committee on Judiciary: An act concerning civil procedure; relating to admission of evidence relating to nonuse of seat belts in certain actions.
- SB 758**, by Committee on Judiciary: An act concerning civil procedure; relating to admissibility of evidence of reimbursement or indemnification of party seeking damages; repealing K.S.A. 60-471.
- SB 759**, by Committee on Judiciary: An act concerning civil procedure; relating to the definition of "restricted mail"; amending K.S.A. 60-103 and repealing the existing section.
- SB 760**, by Committee on Judiciary: An act concerning civil procedure; relating to admissibility of certain evidence; amending K.S.A. 60-452 and repealing the existing section.
- SB 761**, by Committee on Judiciary: An act concerning juveniles; amending the Kansas code for care of children and the Kansas juvenile offenders code; amending K.S.A. 1983 Supp. 38-1525, 38-1584, 38-1591 and 38-1683 and repealing the existing sections.
- SB 762**, by Committee on Judiciary: An act concerning the board of tax appeals; relating to appeals from orders thereof; amending K.S.A. 1983 Supp. 74-2426 and repealing the existing section.
- SB 763**, by Committee on Judiciary: An act amending the Kansas protection credit act; making certain solicitations by certain organizations subject to the act; amending K.S.A. 50-624 and repealing the existing section.
- SB 764**, by Committee on Judiciary: An act concerning wrongful death actions; providing for admissibility of certain evidence to prove mitigation of damages; amending K.S.A. 60-1904 and repealing the existing section.
- SB 765**, by Committee on Judiciary: An act concerning liability insurance; providing for a direct cause of action against an insurer under certain circumstances.
- SB 766**, by Committee on Education: An act concerning contracts of teachers employed by school districts, area vocational-technical schools and community colleges; procedure upon nonrenewal or termination thereof due to alleged abridgment of constitutional rights; amending K.S.A. 72-5446 and repealing the existing section.
- SB 767**, by Committee on Education: An act concerning professional negotiation between boards of education and professional employees thereof; relating to certain rights of boards of education; amending K.S.A. 72-5423 and repealing the existing section.
- SB 768**, by Committee on Agriculture and Small Business: An act concerning dairy products; relating to the components of milk; amending K.S.A. 65-707 and repealing the existing section.
- SB 769**, by Committee on Public Health and Welfare: An act concerning abuse and neglect; directing the investigation by the department of social and rehabilitation services of reports of abuse and neglect of aged adults and disabled persons; providing for protective services.
- SB 770**, by Committee on Federal and State Affairs: An act concerning bingo; amending K.S.A. 1983 Supp. 79-4706, as amended by section 3 of 1984 Senate Bill No. 401, and repealing the existing section.
- SB 771**, by Committee on Federal and State Affairs: An act concerning the Kansas public employees retirement system; relating to death and disability benefits for officers and employees of the state board of regents and educational institutions under its management.
- SB 772**, by Committee on Transportation and Utilities: An act concerning taxation of motor-fuels; procedures; refunds in certain cases; amending K.S.A. 79-3417 and 79-3453 and K.S.A. 1983 Supp. 79-3456 and repealing the existing sections.
- SB 773**, by Committee on Transportation and Utilities: An act concerning natural gas; suppliers; certified territory; state corporation commission functions; amending K.S.A. 66-104, 66-131 and 66-131a and repealing the existing sections.
- SB 774**, by Committee on Transportation and Utilities: An act concerning motorcycles and motor-driven cycles; equipment; amending K.S.A. 8-1810 and repealing the existing section.
- SB 775**, by Committee on Transportation and Utilities: An act concerning motor vehicles; equipment requirements and prohibitions; amending K.S.A. 8-1734, 8-1738, 8-1739, 8-1741 and 8-1742 and repealing the existing sections.
- SB 776**, by Committee on Education: An act concerning contracts of teachers employed by school districts, area vocational-technical schools and community colleges; applicability of due process rights upon termination or nonrenewal; amending K.S.A. 72-5445 and 72-5446, and repealing the existing sections.
- SB 777**, by Committee on Education: An act concerning professional negotiation between certain employees' organizations and boards of school districts, community colleges and area vocational-technical schools; relating to the definition of terms and conditions of professional service; amending K.S.A. 72-5413 and repealing the existing sections.
- SB 778**, by Committee on Assessment and Taxation: An act concerning motor vehicles; personalized license plates; prohibited meanings or connotations; amending K.S.A. 1983 Supp. 8-132 and repealing the existing section.
- SB 779**, by Committee on Public Health and Welfare: An act concerning waste; prohibition of burning of certain oils; amending K.S.A. 1983 Supp. 65-3430 and 65-3441 and repealing the existing sections.
- SB 780**, by Committee on Public Health and Welfare: An act concerning community mental health centers; definition; licensing requirements; amending K.S.A. 1983 Supp. 75-3307b and repealing the existing section.
- SB 781**, by Committee on Public Health and Welfare: An act concerning insurance; relating to reimbursement or indemnity for treatment of alcoholism, drug abuse or nervous or mental conditions; amending K.S.A. 40-2,105 and repealing the existing section.
- SB 782**, by Committee on Judiciary: An act concerning crimes and punishments; defining the crime of desecrating a cemetery and providing penalties therefor; amending K.S.A. 21-4115 and repealing the existing section.
- SB 783**, by Committee on Judiciary: An act concerning certain judges of the district court; amending K.S.A. 20-340 and K.S.A. 1983 Supp. 75-3120g and repealing the existing sections; also repealing K.S.A. 20-339.
- SB 784**, by Committee on Judiciary: An act concerning deposit of certain wills with the district court; amending K.S.A. 59-620 and repealing the existing section.
- SB 785**, by Committee on Judiciary: An act concerning expungement of convictions; relating to limits thereon; amending K.S.A. 12-4516 and K.S.A. 1983 Supp. 21-4619 and repealing the existing sections.
- SB 786**, by Committee on Judiciary: An act concerning district courts; eliminating judgment dockets and providing for a general index; amending K.S.A. 19-1306a, 19-1306c, 60-2202, 60-2403, 60-2418, 60-2601, 79-6a16, 79-3235 and 79-3617 and K.S.A. 1983 Supp. 44-717, 79-6a11, 79-1569, 79-2017 and 79-2101 and repealing the existing sections.
- SB 787**, by Committee on Elections: An act relating to state governmental ethics; concerning the registration of and the filing of certain reports and statements by certain persons; concerning penalties prescribed for failure to register or file such reports or statements; amending K.S.A. 46-280 and repealing the existing section.
- SB 788**, by Committee on Elections: An act relating to conflict of interests of state officers and employees; concerning the employment of spouses, children and parents; amending K.S.A. 1983 Supp. 46-233 and 46-276 and repealing the existing sections.
- SB 789**, by Committee on Elections: An act relating to elections; concerning applications for absentee ballots; amending K.S.A. 25-1122d and repealing the existing section.
- SB 790**, by Committee on Elections: An act relating to elections; concerning absentee ballots for partisan primary elections; amending K.S.A. 25-1123 and repealing the existing section.
- SB 791**, by Committee on Elections: An act relating to elections; concerning the residence of certain governmental officers and employees for the purpose of voting; amending K.S.A. 25-108 and repealing the existing section.
- SB 792**, by Committee on Elections: An act amending the campaign finance act; concerning the filing of certain reports, the making of certain investigations and the prescribing of penalties for the violation of certain provisions of the act; amending K.S.A. 25-4152, 25-4161 and 25-4171 and repealing the existing sections.
- SB 793**, by Committee on Education: An act concerning certain publicly funded institutions of postsecondary education; relating to entitlements of community colleges and municipal universities to out-district tuition and state aid and credit hour state aid; amending K.S.A. 13-13a29, 13-13a30, 71-601, 71-603, 71-605, 72-6501, 72-6504 and 72-6506 and K.S.A. 1983 Supp. 13-13a26, 71-301, 71-602 and 72-6503, and repealing the existing sections.
- SB 794**, by Committee on Judiciary: An act concerning district courts; relating to certain fees in certain actions; amending K.S.A. 19-1309c, 19-1322, 23-108 and 59-618a and K.S.A. 1983 Supp. 19-1309, 19-1309a, 23-110, 28-170 and 28-170a and repealing the existing sections; also repealing K.S.A. 1983 Supp. 28-171.

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SB 795, by Committee on Judiciary: An act concerning the court of appeals; relating to the number of judges, their compensation and the court's jurisdiction; amending K.S.A. 20-3002, 20-3005, 20-3006 and 22-3601 and K.S.A. 1983 Supp. 75-3120h and repealing the existing sections; also repealing K.S.A. 20-3003.

SB 796, by Committee on Transportation and Utilities: An act concerning vehicles; maximum weight limits; amending K.S.A. 1983 Supp. 8-1909 and repealing the existing section.

SB 797, by Committee on Assessment and Taxation: An act concerning county sales taxes; apportionment of revenue from county sales tax; amending K.S.A. 1983 Supp. 12-192 and repealing the existing section.

SB 798, by Committee on Assessment and Taxation: An act amending the Kansas income tax act; amending K.S.A. 79-3274 and K.S.A. 1983 Supp. 79-3221d, 79-3226, 79-3228, 79-3230, 79-32,107, 79-32,109 and 79-32,139 and repealing the existing sections.

SB 799, by Committee on Assessment and Taxation: An act amending the Kansas income tax act; concerning rates imposed thereunder; indexing individual rate brackets; amending K.S.A. 1983 Supp. 79-32,110 and repealing the existing section.

SB 800, by Committee on Judiciary: An act concerning interest on judgments; providing for prejudgment interest in certain cases.

SB 801, by Committee on Judiciary: An act concerning certain procedures for preventing breaches of the peace; providing for certain persons to enter recognizance and for discharge or forfeiture thereof.

SB 802, by Committee on Judiciary: An act amending the code for care of children; relating to taking children into custody; amending K.S.A. 1983 Supp. 38-1527 and 38-1528 and repealing the existing sections.

SB 803, by Committee on Judiciary: An act concerning missing or unidentified deceased persons; providing for a repository for information relating thereto.

SB 804, by Committee on Elections: An act relating to petitions; concerning the form and the recitals required thereon; concerning the withdrawal of names therefrom; amending K.S.A. 1983 Supp. 25-3602 and repealing the existing section.

SB 805, by Committee on Elections: An act relating to state governmental ethics; concerning investigations of complaints by the Kansas public disclosure commission; amending K.S.A. 46-256 and repealing the existing section.

SB 806, by Committee on Public Health and Welfare: An act relating to dental hygienists; authorizing dental hygienists approved by the Kansas dental board to administer local anesthesia or nitrous oxide analgesia to patients; granting to the Kansas dental board authority to establish standards and requirements for such approval; requiring dental hygienists to complete a course of instruction in cardiopulmonary resuscitation; amending K.S.A. 65-1455, 65-1456 and 65-1457 and repealing the existing sections.

SB 807, by Committee on Public Health and Welfare: An act concerning the board of nursing; relating to grounds for denial, revocation or suspension of licenses or certificates; concerning fees for examinations; amending K.S.A. 65-1118 and K.S.A. 1983 Supp. 65-1120 and repealing the existing sections.

SB 808, by Committee on Agriculture and Small Business: An act concerning the Kansas state grain inspection department; relating to certain fees; references to the director thereof; amending K.S.A. 34-107, 34-112a, 34-113, 34-123, 34-124, 34-223, 34-233, 34-242, 34-246, 34-251, 34-273, 34-2,100, 75-1702 and 75-1704 and K.S.A. 1983 Supp. 34-228, as amended by section 1 of 1984 Senate Bill No. 518, and K.S.A. 1983 Supp. 34-103a, 34-2,108 and 75-1701 and repealing the existing sections.

SB 809, by Committee on Transportation and Utilities: An act relating to vehicle violation; records thereof; reports to division of vehicles; amending K.S.A. 8-2115 and repealing the existing section.

SB 810, by Committee on Ways and Means: An act relating to corrections; concerning institutions and facilities under the supervision of the secretary of corrections; concerning powers and duties of the secretary of corrections; relating to inmate employment, training and release; amending K.S.A. 20-208 and K.S.A. 1983 Supp. 75-5205, 75-5211 and 75-5268 and repealing the existing sections.

SB 811, by Committee on Elections: An act relating to the recall of elected officials; concerning the recall of local officers; amending K.S.A. 25-4330 and repealing the existing section.

HB 3015, by Committee on Judiciary: An act concerning crimes and punishments; relating to reduction and modification of sentence; amending K.S.A. 21-4603 and repealing the existing section.

HB 3016, by Committee on Judiciary: An act concerning the office of attorney general; relating to duties in certain actions or proceedings; amending K.S.A. 75-702 and repealing the existing section.

HB 3017, by Committee on Judiciary: An act repealing K.S.A. 59-1901, 59-1902 and 59-1903, concerning estates of inmates of state correctional institutions.

HB 3018, by Committee on Education (by request): An act concerning employees of school districts and community colleges; relating to deductions from compensation; providing for increases in amounts thereof for professional association dues; amending K.S.A. 72-8601 and repealing the existing section.

HB 3019, by Committee on Labor and Industry: An act concerning the employment security law; relating to benefit eligibility for employees of certain federal postsecondary educational institutions; amending K.S.A. 1983 Supp. 44-703 and repealing the existing section.

HB 3020, by Committee on Judiciary: An act concerning corrections; relating to administration of oaths for certain investigations and proceedings; amending K.S.A. 1983 Supp. 75-3210 and repealing the existing section.

HB 3021, by Committee on Judiciary: An act concerning mechanics liens; relating to requirements for liens on certain residential property; amending K.S.A. 60-1103 and repealing the existing section.

HB 3022, by Committee on Judiciary: An act concerning crimes and punishments; relating to sentences; amending K.S.A. 1983 Supp. 21-4608 and repealing the existing section.

HB 3023, by Committee on Public Health and Welfare: An act concerning domestic relations procedures; orders relating to support and custody; amending K.S.A. 60-255, 60-1607 and 60-1610 and repealing the existing sections.

HB 3024, by Committee on Public Health and Welfare: An act concerning home health agencies; prohibiting unlicensed persons from prefilling insulin syringes; providing penalties for violations.

HB 3025, by Committee on Public Health and Welfare: An act concerning social welfare; eligibility for aid to families with dependent children; assignment of child support to social and rehabilitation services; amending K.S.A. 39-718a and 39-755 and K.S.A. 1983 Supp. 39-709, 39-754 and 39-758 and repealing the existing sections.

HB 3026, by Committee on Public Health and Welfare: An act concerning alcoholism and intoxication treatment; amending K.S.A. 65-4032, 65-4034 and 65-4053 and K.S.A. 1983 Supp. 65-4003, 65-4025, 65-4027, 65-4028, 65-4031, 65-4033, 65-4035, 65-4036, 65-4037, 65-4041, 65-4042 and 65-4047 and repealing the existing sections; and also repealing K.S.A. 1983 Supp. 65-4029.

HB 3027, by Committee on Judiciary: An act authorizing the attorney general to provide certain legal services for eligible persons engaged in agriculture-related business.

HB 3028, by Committee on Judiciary: An act concerning garnishment; court costs and legal fees in support cases; amending K.S.A. 60-721 and repealing the existing section.

HB 3029, by Committee on Judiciary: An act concerning criminal procedure; relating to fingerprinting of certain persons; amending K.S.A. 21-2501 and repealing the existing section.

HB 3030, by Committee on Judiciary: An act concerning the secretary of corrections; relating to the issuance of subpoenas for certain purposes; amending K.S.A. 75-7251 and repealing the existing section.

HB 3031, by Committee on Assessment and Taxation: An act relating to the taxation of cigarettes; concerning sample packages of cigarettes; amending K.S.A. 79-3302 and 79-3313 and repealing the existing sections.

HB 3032, by Committee on Agriculture and Livestock: An act concerning traffic loads; livestock loads on vehicles; amending K.S.A. 8-1906 and repealing the existing section.

HB 3033, by Committee on Judiciary: An act concerning motor vehicles; relating to mileage and use indicators; providing remedies and penalties for certain acts relating thereto; amending K.S.A. 8-611 and 50-626 and repealing the existing sections.

HB 3034, by Committee on Public Health and Welfare: An act relating to physical therapy; concerning the practice thereof; amending K.S.A. 1983 Supp. 65-2901 and 65-2912 and repealing the existing sections.

HB 3035, by Committee on Education (by request): An act concerning community colleges; relating to petty cash funds authorized to be maintained by boards of trustees; amending K.S.A. 1983 Supp. 71-201 and repealing the existing section.

HB 3036, by Committee on Judiciary: An act concerning hospitals; relating to hospital districts of cities of the third class and townships; amending K.S.A. 80-2113 and repealing the existing section.

HB 3037, by Committee on Judiciary: An act concerning certain controlled substances; placing restrictions on the prescribing thereof; authorizing certain penalties for failure to comply; amending K.S.A. 1983 Supp. 65-2837 and repealing the existing section.

HB 3038, by Committee on Ways and Means: An act concerning the office of the securities commissioner of Kansas; relating to financing such office from the state general fund; abolishing the securities act fee fund and creating the securities commissioner refund fund; amending K.S.A. 17-1280 and K.S.A. 1983 Supp. 17-1270, 17-1271 and 75-3170a and repealing the existing sections.

HB 3039, by Committee on Local Government: An act concerning cities; relating to the appointment and removal of certain officers; amending K.S.A. 15-204 and repealing the existing section.

HB 3040, by Committee on Labor and Industry: An act concerning the employment security law; relating to the compensation of members of the board of review; amending K.S.A. 1983 Supp. 44-709 and repealing the existing section.

HB 3041, by Committee on Labor and Industry: An act concerning workers' compensation; relating to expense allowances for medical examinations; amending K.S.A. 44-515 and repealing the existing section.

HB 3042, by Committee on Elections: An act relating to elective offices of the state and political and taxing subdivisions thereof; prohibiting the holding of more than one elective office; concerning the filing for elective offices by employees in the state classified service; amending K.S.A. 1983 Supp. 75-2953 and repealing the existing section.

HB 3043, by Committee on Elections: An act relating to conflict of interests of state officers and employees; concerning the use of state facilities, property, services and time of state employees in political campaigns; amending K.S.A. 46-235 and K.S.A. 1983 Supp. 46-276 and repealing the existing sections.

HB 3044, by Committee on Elections: An act amending the campaign finance act; requiring the filing and signing of certain reports and statements; amending K.S.A. 25-4148, 25-5150 and 25-4151 and repealing the existing sections.

HB 3045, by Committee on Elections: An act amending the campaign finance act; prohibiting the making of contributions by certain corporations and certain stockholders of such corporations; amending K.S.A. 25-4154 and 25-4171 and repealing the existing sections and also repealing K.S.A. 1983 Supp. 25-1709.

HB 3046, by Committee on Elections: An act repealing K.S.A. 46-277 concerning the basis for determining if certain actions or conduct violate acts relating to ethics in state government.

HB 3047, by Committee on Public Health and Welfare: An act concerning the Kansas code for care of children; establishing an information retrieval system for the Kansas code for care of children; protective custody; amending K.S.A. 1983 Supp. 38-1524, 38-1527 and 38-1528 and repealing the existing sections.

HB 3048, by Committee on Energy and Natural Resources: An act concerning oil and gas; relating to the plugging of abandoned wells; amending K.S.A. 55-151 and repealing the existing section.

HB 3049, by Committee on Judiciary: An act relating to juvenile offenders; concerning certain records relating thereto; amending K.S.A. 1983 Supp. 38-1607 and 38-1608 and repealing the existing sections.

HB 3050, by Joint Committee on State Building Construction: An act relating to locating state governmental operations in local government areas throughout the state; prescribing duties for the secretary of administration and the secretary of economic development.

HB 3051, by Committee on Assessment and Taxation: An act relating to excise taxes; imposing confidentiality requirements regarding information received in the administration of such taxes; providing penalties for violations.

HB 3052, by Committee on Transportation: An act concerning motor-vehicle fuels; content of agricultural ethyl alcohol; amending K.S.A. 1983 Supp. 79-3408 and repealing the existing section.

HB 3053, by Committee on Transportation: An act concerning highways; city connecting links; amending K.S.A. 1983 Supp. 68-406 and repealing the existing section.

HB 3054, by Committee on Transportation: An act concerning state engineering services; amending K.S.A. 1983 Supp. 75-5803 and repealing the existing section.

HB 3055, by Committee on Agriculture and Livestock: An act concerning dairy products; requiring labels on certain artificial dairy products.

HB 3056, by Committee on Agriculture and Livestock: An act concerning livestock; giving branding investigators law enforcement powers; amending K.S.A. 47-416 and repealing the existing section.

HB 3057, by Committee on Agriculture and Livestock: An act relating to farm tenancies; concerning termination thereof; amending K.S.A. 58-2506 and repealing the existing section.

HB 3058, by Committee on Pensions, Investments and Benefits: An act concerning the Kansas public employees retirement system, police and firemen's retirement system and the retirement system for judges; relating to employer pick up of member contributions; amending K.S.A. 12-5005 and K.S.A. 1983 Supp. 20-2603, 74-4919 and 74-4965 and repealing the existing sections.

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HB 3059, by Committee on Ways and Means: An act concerning scholarships available to medical students; relating to selection of service commitment areas; amending K.S.A. 1983 Supp. 76-375 and repealing the existing section.

HB 3060, by Committee on Ways and Means: An act amending the liquefied petroleum motor fuel tax law; advance payment of the tax; amending K.S.A. 1983 Supp. 79-3492b and repealing the existing section.

HB 3061, by Committee on Local Government: An act concerning cities; relating to the incorporation thereof; amending K.S.A. 15-123 and repealing the existing section.

HB 3062, by Committee on Education (by request): An act authorizing boards of education to make payments from the capital outlay fund to sponsoring school districts under cooperative agreements or to boards of directors under interlocal agreements; conditions.

HB 3063, by Committee on Assessment and Taxation: An act relating to certain excise taxes administered by the department of revenue; concerning penalties and interest; amending K.S.A. 12-1694 and 12-1698 and K.S.A. 1983 Supp. 79-3706 and 79-41a03 and repealing the existing sections.

HB 3064, by Committee on Insurance (by request): An act concerning insurance; relating to certificates of insurance issued, renewed or delivered within or outside this state; amending K.S.A. 40-2,103 and repealing the existing section.

HB 3065, by Committee on Insurance (by request): An act relating to insurance; concerning continuance and conversion of group sickness and accident insurance; amending K.S.A. 40-1805, 40-1905, 40-19c06 and 40-2209 and repealing the existing sections.

HB 3066, by Committee on Education: An act concerning vocational education; making and concerning appropriations for the fiscal year ending June 30, 1985; for the state department of education; imposing certain restrictions and limitations, and directing or authorizing certain disbursements and acts incidental to the foregoing; amending K.S.A. 72-4442 and repealing the existing section.

HB 3067, by Committee on Education (by request): An act establishing a teaching and school administration professional standards advisory board and a professional practices commission; abolishing the professional teaching standards advisory board, the school administrator professional standards advisory board and the professional teaching practices commission; amending K.S.A. 72-8502, 72-8503, 72-8504, 72-8505, 72-8506, 72-8507, 72-8508, 72-8509, 72-8510, 72-8511 and 72-8512, and repealing the existing sections; also repealing K.S.A. 72-8502a, 72-8505a and 72-8513.

HB 3068, by Committee on Elections: An act relating to elections; concerning absentee voting; providing for permanent absentee voter status; amending K.S.A. 25-1122d and 25-1123 and K.S.A. 1983 Supp. 25-1122 and repealing the existing sections.

HB 3069, by Committee on Energy and Natural Resources: An act requiring notice prior to commencement of excavation or the use of explosives; providing penalties for failure to give such notice.

HB 3070, by Committee on Energy and Natural Resources: An act concerning motor-vehicle fuels; alcohol additives; tax amounts imposed; amending K.S.A. 1983 Supp. 79-3401 and 79-3408 and repealing the existing sections.

HB 3071, by Committee on Agriculture and Livestock: An act concerning fish and game; issuance of permits to eradicate prairie dogs; amending K.S.A. 32-158 and repealing the existing section.

HB 3072, by Committee on Agriculture and Livestock: An act concerning dairy products; repealing the Kansas filled dairy products act; eliminating prohibitions on sale of milk which contains fat or oil other than milk fat; amending K.S.A. 65-707 and repealing the existing section and also repealing K.S.A. 65-725, 65-726, 65-727, 65-728, 65-729, 65-730, 65-731 and 65-732.

HB 3073, by Committee on Agriculture and Livestock: An act concerning dairy products; concerning licensing and gallonage fees for certain filled ice cream and ice milk products; amending K.S.A. 1983 Supp. 65-708 and 65-719 and repealing the existing sections.

HB 3074, by Committee on Agriculture and Livestock: An act concerning the state board of agriculture; providing for the registration of anhydrous ammonia facilities, large-capacity scales and liquefied petroleum gas meters; establishing registration and inspection fees; amending K.S.A. 2-1212, 2-1217, 2-1218, 2-1219, 83-121, 83-121a and 83-145 and repealing the existing sections.

HB 3075, by Committee on Public Health and Welfare: An act establishing a special school district within the department of social and rehabilitation services.

HB 3076, by Committee on Assessment and Taxation: An act relating to taxation; waiving criminal and civil penalties relating to the nonreporting or understating of excise tax liability.

HB 3077, by Committee on Judiciary: An act concerning duties of certain county officers; amending K.S.A. 19-247 and 19-716 and repealing the existing sections.

HB 3078, by Committee on Judiciary: An act concerning drivers' licenses; relating to restrictions thereon; amending K.S.A. 8-288 and K.S.A. 1983 Supp. 8-254, 8-1567 and 8-2117 and repealing the existing sections.

HB 3079, by Committee on Judiciary: An act concerning courts; providing for education of court personnel and providing funds therefor; establishing the Kansas judicial academy; amending K.S.A. 1983 Supp. 20-362 and repealing the existing section.

HB 3080, by Committee on Communication, Computers and Technology: An act concerning the Kansas public television board; relating to acquisition and broadcast of instructional and educational television courses for use by postsecondary educational institutions; financial assistance to public television stations; amending K.S.A. 1983 Supp. 75-4910 and repealing the existing section.

HB 3081, by Committee on Communication, Computers and Technology: An act relating to centers of excellence at institutions of higher education under the supervision and management of the state board of regents; making and concerning appropriations for the fiscal years ending June 30, 1985, June 30, 1986, June 30, 1987, June 30, 1988, and June 30, 1989, for Kansas state university, university of Kansas, university of Kansas medical center and Wichita state university; providing certain exemptions, authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain receipts and disbursements and acts incidental to the foregoing.

HB 3082, by Committee on Communication, Computers and Technology: An act relating to crimes and punishments; concerning computer crime and computer theft; classifying certain acts as misdemeanors and felonies.

HB 3083, by Committee on Transportation: An act concerning motor vehicles; driving under influence of alcohol or drugs; license restriction, suspension and revocation; penalties; amending K.S.A. 1983 Supp. 8-1567 and repealing the existing section.

HB 3084, by Committee on Transportation: An act concerning traffic; amending the uniform act regulating traffic on highways; definition of interstate system; amending K.S.A. 8-2204 and repealing the existing section.

HB 3085, by Committee on Transportation: An act concerning traffic; amending the uniform act regulating traffic on highways; amending K.S.A. 8-1725 and repealing the existing section.

HB 3086, by Committee on Transportation: An act concerning motor vehicles; temporary registration; laden vehicle, when permitted; amending K.S.A. 1983 Supp. 8-2409 and repealing the existing section.

HB 3087, by Committee on Insurance (by request): An act relating to insurance; concerning continuation of coverage of certain persons in group sickness and accident insurance; amending K.S.A. 40-1805, 40-1905, 40-19c06 and 40-2209 and repealing the existing sections.

HCR 5081, by Committee on Public Health and Welfare: A concurrent resolution directing the secretary of aging, the secretary of health and environment and the secretary of social and rehabilitation services to study the benefits and costs of requiring licensed nursing personnel on all shifts of intermediate care facilities.

HCR 5082, by Peterson, Cloud, Cribbs, Crowell, Dillon, Fox, Green, M. Johnson, Justice, Littlejohn, Love, Rols, Schweiker, Shriver, Spaniol, Sutter and Wisdom: A proposition to amend the constitution of the state of Kansas by adding a new section thereto authorizing the legislature to permit, regulate, license and tax horse racing by bona fide nonprofit organizations and parimutuel wagering thereon and to provide for county option thereon.

HCR 5083, by Representatives Barkis, Adam, Blumentahl, Brady, Branson, Bussman, Cribbs, Dempsey, Dillon, Ediger, Francisco, L. Fry, Green, Grotewiel, Hamm, Harder, Hensley, Jarchow, M. Johnson, Justice, Laird, Leach, Love, Luzzati, Matney, Majlack, V. Miller, Murphy, Niles, Peterson, Reardon, Rogers, Roper, Rosenau, Runnels, Schmidt, Shriver, Solbach, Sutter, Teagarden, Turnquist, Wagnon, Darrel Webb, Whiteman and Wisdom: A proposition to amend section 11 of article 11 of the constitution of the state of Kansas, relating to the taxation of property.

SR 1860, by Senator Karr: A resolution congratulating and commending Ron Wineinger on his recent election as president of the National Farmers of America organization.

HR 6117, by Representative Justice: A resolution commemorating the 109th birthday of Ed Franks.

HR 6118, by Representative Justice: A resolution commemorating the 110th birthday of the Reverend James E. Newman.

HR 6119, by Representative Dempsey and Murphy: A resolution congratulating and commending St. John Hospital in Leavenworth, Kansas, on the celebration of its 120th anniversary.

HR 6120, by Representatives Vancrum, Solbach, Ediger, Foster, Friedeman, Hoagland, Patrick, Roe and Wunsch: A resolution congratulating and commending the University of Kansas School of Law students who won the Philip C. Jessup International Law Moot Court Competition in April, 1983, and the National Moot Court Competition in February, 1984.

State of Kansas

PERMANENT ADMINISTRATIVE REGULATIONS

NOTICE

The following are permanent administrative regulations which were adopted by a state agency pursuant to K.S.A. 1983 Supp. 77-415 *et seq.* *These regulations are scheduled to become effective May 1, 1984, but are subject to legislative review and may be modified or revoked by the Kansas Legislature prior to May 1.* Any such legislative action will be reported in the *Kansas Register*. The May 3, 1984 issue of the *Register* will contain a complete index to regulations effective May 1, and any legislative actions on them.

The full text of the following permanent regulations has not been published because of its length and the expense of publication. Copies of the text of these regulations may be obtained by contacting the Office of the Secretary of Administration, Room 263-East, State Capitol, Topeka, Kansas 66612, phone (913) 296-3011.

DEPARTMENT OF ADMINISTRATION SUMMARY OF ADMINISTRATIVE REGULATIONS

K.A.R. 1-2-46: Amendments to this regulation define length of service to include time school employees do not work while school is not in session and establish the rate at which intermittent positions accrue service credit.

K.A.R. 1-2-48: This new regulation defines "limited term appointment."

K.A.R. 1-2-61: This definition is amended to substitute the term "review" for the existing term "audit."

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K.A.R. 1-2-71: Amendments to this regulation expand reemployment eligibility to include employees who are voluntarily laid off, employees who take transfers or demotions to avoid being laid off and those employees who are considered permanent for layoff purposes.

K.A.R. 1-4-8: Amendments to this regulation state that an incumbent in a reallocated position must have all required licenses or certificates in order to be appointed to the new class.

K.A.R. 1-5-7: Amends this regulation so that errors in salary for individual employees can be corrected.

K.A.R. 1-5-10: Amendments to this regulation set separate guidelines for establishing the salary and pay anniversary dates of an employee who is reinstated and an employee who is reemployed. An individual reemployed to the same class must be paid on the same step of the range provided the agency has sufficient funds. If not, parameters have been established to determine a lower salary. An individual reemployed to a lower salaried class can be placed on any step not lower than the step on which the employee was paid prior to layoff, subject to provisions regarding sufficient funds. A reinstated employee may be paid on the same step or on a lower step.

K.A.R. 1-5-12: This regulation is amended to set guidelines for determining the salary and pay anniversary dates of an employee who takes a voluntary demotion from the unclassified service into a classified position.

K.A.R. 1-6-18: Amends the regulation so that, when filling vacancies in a class for which a statewide reemployment list exists, agencies must first consider individuals on the reemployment list. The time limitation of "within the past year" is deleted.

K.A.R. 1-6-23: The entire regulation is amended to delineate the procedures for establishment of and administration of reemployment lists.

K.A.R. 1-6-24: Amendments to this regulation allow an unclassified employee to transfer into the classified service after six months of continuous service in an unclassified, permanent position.

K.A.R. 1-6-25: Amendments to this regulation are technical in nature; an incorrect reference to K.A.R. 1-9-4(d) is deleted.

K.A.R. 1-6-26: This regulation is amended to conform to 1982 changes in 1-9-4(d). K.A.R. 1-9-4(d) formerly required six months of service before vacation leave was granted.

K.A.R. 1-6-27: Amendments to this regulation allow for the voluntary demotion of unclassified employees into classified positions.

K.A.R. 1-6-29: Amendments to this regulation relate to determination of salary for employees on acting assignment.

K.A.R. 1-7-3: This regulation is amended to conform with the fact that computerization will not generate paper evaluations.

K.A.R. 1-7-10: Amendments to this regulation specify when performance standards must be set. In addition, subsection (f) includes a technical change related to computerization.

K.A.R. 1-7-12: Amendments to this regulation regarding evaluation appeal procedures allow appointing authorities to make changes in an evaluation that is being appealed or to appoint an appeal committee. If an appointing authority modifies an evaluation, the employee may review the modified evaluation and will again have an opportunity to file an appeal.

K.A.R. 1-7-13: Amendments to this regulation expand the use of evaluations for disciplinary action.

K.A.R. 1-9-4: Amendments to this regulation provide flexibility for school employees in taking leave when school is not in session.

K.A.R. 1-9-5: Amendments to this regulation allow for use of sick leave by employees for illness of their family members.

K.A.R. 1-9-8: Amendments to this regulation provide for recoupment by the state of certain payments to employees for required court appearances.

K.A.R. 1-9-13: Amends this regulation to conform to 1982 changes in 1-9-4(d). K.A.R. 1-9-4(d) formerly required six months of service before vacation leave was granted.

K.A.R. 1-10-8: Amendments to this regulation allow for non-paper (computer) notice of dismissal and clarify existing language.

K.A.R. 1-11-2: This regulation is revoked.

K.A.R. 1-14-6: This new regulation delineates requirements for agency layoff informational plans.

K.A.R. 1-14-7: This new regulation explains how the layoff notice is to be submitted to the Division of Personnel Services and the Secretary of Administration and requires in-agency posting of affected positions.

K.A.R. 1-14-8: This new regulation specifies the computation of layoff scores, including tie-breaking criteria.

K.A.R. 1-14-9: This new regulation explains how individual employees are to be notified of a layoff.

K.A.R. 1-14-10: This new regulation specifies the layoff bumping procedures. Bumping rights have been expanded to allow bumping, within the layoff group, to any lower class in a class series. Agencies may allow bumping into any class in which an employee previously held permanent status.

K.A.R. 1-16-15: This regulation is being amended to conform to amended provisions in K.A.R. 1-16-18 regarding subsistence allowances.

K.A.R. 1-16-18: Amendments to this regulation change the basis for paying out-of-state travel subsistence allowances. Meals will be paid at a quarter day rate of \$4.50 (\$5.50 for high cost geographic areas). Lodging expenses will be paid on the basis of actual

(continued)

costs incurred, subject to limitations stated in the regulation. In-state travel expenses will be reimbursed at a \$10.00 per quarter day rate. An additional amendment requires reduction of subsistence allowances when the cost of meals or lodging is included within the cost of registration fees or other fees and charges paid by the state.

K.A.R. 1-17-5: This regulation, regarding permanently assigned vehicles, will be revoked and replaced by 1-17-5a.

K.A.R. 1-17-5a: This new regulation, which replaces K.A.R. 1-17-5, sets the criteria used for assigning state vehicles to agencies and employees on a permanent basis.

K.A.R. 1-18-1a: This regulation is being amended to correct an inaccurate internal reference.

K.A.R. 1-23-3: Amendments to this regulation clarify the schedule for collection of fares from vanpool operations. Such fares will be collected in the month following the month in which costs are incurred.

K.A.R. 1-23-4: Amendments to this regulation clarify the language and do not involve substantive changes.

K.A.R. 1-28-1: Amendments to this regulation define a new remitting schedule for payment of Social Security contributions by political subdivisions.

MARVIN A. HARDER
Secretary of Administration

Doc. No. 001830

State of Kansas

**DEPARTMENT OF
HEALTH AND ENVIRONMENT**

TEMPORARY ADMINISTRATIVE REGULATIONS

(Approved by the State Rules and Regulations Board
January 13, 1984. Will expire May 1, 1985.)

**Article 31.—HAZARDOUS WASTE
MANAGEMENT STANDARDS AND
REGULATIONS**

28-31-10. Hazardous waste monitoring fees. (a) Hazardous waste storage facility. Each hazardous waste storage facility shall pay an annual monitoring fee of \$350. This fee shall be paid at the time the annual permit fee is submitted.

(b) Hazardous waste treatment facility. Each hazardous waste treatment facility shall pay an annual monitoring fee of \$500. This fee shall be paid at the time the annual permit fee is submitted.

(c) Hazardous waste disposal facility. Each hazardous waste disposal facility shall pay an annual monitoring fee of \$1,500. This fee shall be paid at the time the annual permit fee is submitted. In addition, each hazardous waste disposal facility shall pay a monthly monitoring fee based on the cubic feet of hazardous wastes disposed of at the facility. The cubic feet of waste shall be determined before materials are added

at the disposal facility to treat the waste. The fee shall be \$.04 per cubic foot. On or before January 20, 1984 and on or before the 20th day of each month thereafter, the operator of any hazardous waste disposal facility shall pay the fee required by this subsection and shall submit to the department a statement giving the following information:

- (1) The name of the facility;
- (2) The permit number of the facility; and
- (3) The total cubic feet of hazardous waste disposed of at the facility during the preceding calendar month.

(d) Registered hazardous waste transporters. Each transporter that carries hazardous wastes generated in Kansas to hazardous waste storage, treatment, or disposal facilities located in Kansas, in other states or outside the continental United States shall pay an annual monitoring fee of \$250. This fee shall be paid at the time the transporter registers with the department, in accordance with K.A.R. 28-31-6, and prior to January 1 for each year thereafter.

(e) Hazardous waste generators. Each hazardous waste generator shall pay an annual monitoring fee of \$200, plus \$5 per ton, or any portion thereof, for all hazardous waste generated during the previous calendar year. The \$5 per ton fee shall not apply to those hazardous wastes which are processed to recover substantial amounts of either energy or materials and which are exempted from regulation by 40 CFR 261.6(a), as in effect on September 1, 1983. The maximum total fee shall be \$5,000 per generator. This fee shall be paid at the time the annual report is submitted by the generator.

(f) Radioactive hazardous waste storage or disposal facilities. Each licensed radioactive hazardous waste storage or disposal facility shall pay a monitoring fee of \$300,000 within 90 days after the effective date of these rules and regulations. Each radioactive hazardous waste storage or disposal facility shall pay the above fee within 90 days after a license is issued. The annual monitoring fee shall be \$45,000 for each year thereafter. Each licensed radioactive hazardous waste storage or disposal facility which stores or disposes of less than 1,000 cubic feet of radioactive hazardous waste per year shall be exempt from payment of these fees.

(g) This rule and regulation shall have no force and effect after April 30, 1984. (Authorized by and implementing K.S.A. 1983 Supp. 65-3431; effective, E-82-20, Nov. 4, 1981; effective May 1, 1982; amended T-84-5, February 10, 1983; amended T-85-2, Jan. 13, 1984.)

BARBARA J. SABOL
Secretary

Doc. No. 001887

State of Kansas

DEPARTMENT OF TRANSPORTATION**TEMPORARY ADMINISTRATIVE REGULATIONS**

(Approved by the State Rules and Regulations Board
January 13, 1984. Will expire May 1, 1985.)

**Article 30.—CONSTRUCTION
BIDDING PROCEDURES**

36-30-5. Confidentiality of bid proposals. (Authorized by and implementing K.S.A. 68-410, K.S.A. 1983 Supp. 68-404; effective May 1, 1983; revoked T-85-3, Jan. 13, 1984.)

JOHN B. KEMP
Secretary

Doc. No. 001888

State of Kansas

STATE CORPORATION COMMISSION**TEMPORARY ADMINISTRATIVE REGULATIONS**

(Approved by the State Rules and Regulations Board
January 13, 1984. Will expire May 1, 1985.)

**Article 3.—PRODUCTION AND
CONSERVATION OF OIL AND GAS**

82-3-106. Cementing-in surface pipe. (a) Surface pipe or casing. The depth of the required surface pipe or casing shall be determined in the following manner:

(1) The surface pipe or casing shall be set to a depth not less than 20 feet below the bottom of all fresh water strata. In setting cement the surface hole diameter shall be sufficiently larger than the surface casing size to permit circulation of the cement.

(2) At all drill sites where tertiary and younger deposits are present, surface pipe shall be set to a depth of not less than 20 feet below the base of these deposits.

(3) The operator shall set not less than 50 feet of surface pipe in any well unless the operator is otherwise excluded from this requirement or the commission grants an exception after a hearing and after receiving a favorable recommendation from the advisory committee. Drilling shall not commence until the operator has received, from the conservation division, notice of the amount of surface pipe or casing that must be set. Required depths shall be those designated by the commission and the department.

(4) If no additional information including well logs, formation tests, water quality data, or water well data, is made available by the operator, table I, dated March 1, 1967, shall be utilized by the commission and the department in determining the required depths of the surface pipe.

(b) Protection of usable water.

(1) Alternate 1. Surface pipe may be set and cemented according to the requirements of the commission and the department.

(2) Alternate 2. If the depths of usable water, as specified by the commission and the department, are greater than the amount of surface pipe set, alternate 2 shall be used. When a well is drilled which becomes a producer of oil or gas, additional pipe or the production string shall be cemented in from the base of the usable water at a depth specified by the commission and the department to the surface of the ground. The cement shall be maintained at surface level. Cementing shall be completed within 120 days of the spud date of the well. Extensions may be granted with the approval of the commission and the department.

(3) When fresh water and usable water can mix because of an existing artesian head, additional pipe of the production string shall be cemented-in from a point 50 feet below the usable water formation to the surface of the ground.

(4) When a well is drilled which becomes a producer of oil or gas, additional pipe or the production string may be cemented-in with cement to effectively prevent migration of oil, gas, or water from or into strata that would be damaged by this migration. However, compliance with alternate 2 may also be accomplished during the producing life of a well by placing an alternative cementing material that is acceptable to the commission behind that pipe or production string in a manner prescribed by the commission or its authorized representatives.

At the time a producing well is abandoned, it shall be plugged in a manner prescribed by the commission so as to effectively prevent subsequent migration of oil, gas, or water from or into strata that would be damaged by this migration.

(c) Allowing cement to set around surface pipe. Unless otherwise provided by specific order of the commission, the cemented casing string shall stand under pressure until the cement has reached a compressive strength of 300 pounds per square inch. Further operations shall not be commenced until the cement has been in place for at least eight hours.

(d) Affidavit. Operators shall file an affidavit with the conservation division setting out the method of cementing used on a well on the provided form. Depths which have usable and fresh water shall be protected by recommended methods, which are on file with the state corporation commission.

(e) This regulation, adopted as a temporary regulation, will expire on May 1, 1984. (Authorized by K.S.A. 55-152; implementing K.S.A. 55-151, 55-152, 55-156, 55-157, 55-159; effective T-83-44, Dec. 8, 1982; effective May 1, 1983; amended, T-85-1, Jan. 13, 1984.)

82-3-208. Flaring of gas. (a) The commission may permit flaring of natural gas, other than sour gas, produced in connection with the production of oil, without hearing. The operator shall file an affidavit, with the conservation division stating that:

(1) The lease or unit has 25 mcf/d or less of natural gas available for sale as established by a state supervised test; and

(2) The natural gas volume is uneconomic to market because a pipeline connection is not feasible or the

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price received would not allow reasonable recovery of the investment required to market such gas and the direct expense attributable thereto.

The affidavit shall include the following statement: The operator has made a diligent effort to obtain a market for the gas and the volume of natural gas produced from this lease or unit will not economically justify a pipeline connection.

(b) If the total volume produced and available for sale from a lease or unit is in excess of that in subsection (a), the commission may, upon application and after notice and hearing, permit the flaring of a specified amount of natural gas produced in connection with the production of oil. In making such a determination, the commission shall consider:

- (1) the availability of a market or of pipeline facilities;
- (2) probable recoverable gas reserves;
- (3) the necessity for maintenance of gas pressure in the formation to protect the non-wasteful production of oil;
- (4) the feasibility of re-injection of such gas;
- (5) a reasonable testing period;
- (6) any anticipated change in the gas/oil ratio; and
- (7) any other fact or circumstance having bearing on the reasonableness of the request.

(c) All natural gas flared under this rule shall be metered and the charts or records retained for a period of two years. Such information shall be reported to the commission semi-annually or as otherwise designated by the commission. The commission shall have continuing jurisdiction with authority to terminate the flaring of natural gas when deemed necessary.

(d) This regulation, adopted as a temporary regulation, will expire on May 1, 1984. (Authorized by K.S.A. 55-604, 55-704; and implementing K.S.A. 55-102, 55-604, 55-702, 55-704; effective T-85-1, Jan. 13, 1984.)

C. MICHAEL LENNEN
Chairman

Doc. No. 001889

(Published in the KANSAS REGISTER, March 1, 1984.)

HOUSE BILL No. 2678

AN ACT establishing the state health care benefits program; providing for the administration thereof by the Kansas state employees health care commission; prescribing the composition and powers, duties and functions thereof; amending K.S.A. 20-358 and 40-223 and K.S.A. 1983 Supp. 75-4101, 75-4105 and 75-4106 and repealing the existing sections; and also repealing K.S.A. 1983 Supp. 75-4108, 75-4108a, 75-4110, 75-4113 and 75-4113a.

Be it enacted by the Legislature of the State of Kansas:

New Section 1. (a) Within the limits of appropriations made or available therefor and subject to the provisions of appropriation acts relating thereto, the Kansas state employees health care commission shall develop and provide for the implementation and administration of a state health care benefits program.

(b) The state health care benefits program may provide benefits for persons qualified to participate in the program for hospitalization, medical services, surgical services, nonmedical remedial care and treatment rendered in accordance with a religious method of healing and other health services. The program may include such provisions as are established by the Kansas state employees health care commission, including but not limited to qualifications for benefits, services covered, schedules and graduation of benefits, conversion privileges, deductible amounts, limitations on eligibility for benefits by reason of termination of employment or other change of status, leaves of absence, military service or other interruptions in service and other reasonable provisions as may be established by the commission.

(c) The Kansas state employees health care commission shall designate by rules and regulations those persons who are qualified to participate in the state health care benefits program, including active and retired public officers and employees and their dependents as defined by rules and regulations of the commission. In designating persons qualified to participate in the state health care benefits program, the commission may establish such conditions, restrictions, limitations and exclusions as the commission deems reasonable. Each person who was formerly elected or appointed and qualified to an elective state office and who was covered immediately preceding the date such person ceased to hold such office by the provisions of group health insurance or a health maintenance organization plan under the law in effect prior to August 1, 1984, or the state health care benefits program in effect after that date, shall continue to be qualified to participate in the state health care benefits program and shall pay the cost of participation in the program as established and in accordance with the procedures prescribed by the commission if such person chooses to participate therein.

(d) The state health care benefits program established under this act shall be effective on and after August 1, 1984.

New Sec. 2. (a) There is hereby established the Kansas state employees health care commission which is composed of (1) the commissioner of insurance, (2) the secretary of administration, and (3) a representative of the general public appointed by the governor, subject to confirmation by the senate as provided in K.S.A. 1983 Supp. 75-4315b. A state officer or employee may be appointed as the member representative of the general public.

(b) The member appointed under this section by the governor shall serve at the pleasure of the governor. Not more than two members of the commission shall be members of the same political party.

(c) The chairperson of the commission shall be designated by the governor. The commission shall meet at least once each calendar quarter and at such other times as may be required on call of the chairperson or any two members thereof.

(d) A quorum of the Kansas state employees health care commission shall be two. All actions of the commission shall be taken by a majority of all of the members of the commission.

(e) Members of the Kansas state employees health care commission attending meetings of such commission, or attending a subcommittee meeting thereof authorized by such commission, shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223 and amendments thereto.

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New Sec. 3. (a) Except as otherwise provided by this act, all budgeting, purchasing and related management functions of the Kansas state employees health care commission shall be administered by the secretary of administration under the direction and supervision of the chairperson of the commission. All vouchers for expenditures and all payrolls of the Kansas state employees health care commission shall be approved by the chairperson of the commission or by a person or persons designated by the chairperson.

(b) There is hereby created the position of technical administrator for the state health care benefit program. Under the direction and supervision of the Kansas state employees health care commission, the technical administrator shall provide primary staffing assistance to the commission and perform such other functions and duties as may be prescribed by the commission. The technical administrator shall be in the unclassified service under the Kansas civil service act and shall be appointed by the commission. Within the limits of available appropriations, the secretary of administration shall provide such additional assistance as may be requested by the commission.

New Sec. 4. (a) Subject to the provisions of appropriation acts relating thereto, in developing and providing for the implementation of a state health care benefits program the Kansas state employees health care commission may:

(1) Enter into one or more group insurance contracts to provide coverage for all or part of the state health care benefits program;

(2) establish a self-funded program on an actuarially sound basis to provide coverage for all or part of the state health care benefits program and administer the self-funded program or contract for all or part of the administration of the self-funded program;

(3) provide for the self-administration of all or part of the state health care benefits program;

(4) enter into contracts with one or more health care providers for the provision of health care services;

(5) enter into contracts in accordance with the provisions of section 5 with one or more health maintenance organizations for the provision of health care services; or

(6) any combination of the authority granted under this subsection (a).

(b) The Kansas state employees health care commission is hereby authorized to negotiate and enter into contracts with qualified insurers, health maintenance organizations and other contracting parties for the purpose of establishing the state health care benefits program, including the acquisition of consulting and other services necessary therefor. The commission shall advertise for proposals, shall negotiate with not less than three firms or other parties submitting proposals, and shall select from among those submitting proposals the firm or other contracting party to contract with for the purpose of entering into contracts for services related to the state health care benefits program.

(c) Contracts entered into pursuant to this section, section 5 or section 10 shall not be subject to the provisions of K.S.A. 75-3738 to 75-3740, inclusive, and amendments thereto. Such contracts may be for terms of not more than three years and may be renegotiated and renewed. All such contracts shall be subject to the limits of appropriations made or available therefor and subject to the provisions of appropriations acts relating thereto.

New Sec. 5. The Kansas state employees health care commission, in accordance with the provisions of section 4, may contract to provide health care services of a health maintenance organization for persons qualified to participate in the state health care benefits program. The contract shall provide that coverage under the contract is applicable to those persons qualified to participate in the state health care benefits program as the commission determines feasible. This coverage may be available to such qualified persons as an alternative to other benefits under the state health care benefits program or may be part of the benefits provided to such persons under the program. The contract may include services for spouses and dependents of members at rates established in accordance with such contract. A contract to provide health care services of a health maintenance

organization under this section shall be construed to be part of the state health care benefits program.

New Sec. 6. (a) The participation of a person qualified to participate in the state health care benefits program shall be voluntary, and the cost of the state health care benefits program for such person shall be established by the Kansas state employees health care commission.

(b) Periodic deductions from state payrolls may be made in accordance with procedures prescribed by the secretary of administration to cover the costs of the state health care benefits program payable by persons who are on the state payroll when authorized by such persons. Any such periodic payroll deductions in effect on an implementation date for biweekly payroll periods shall be collected in the manner prescribed by the secretary of administration.

(c) In the event that the Kansas state employees health care commission designates by rules and regulations a group of persons on the payroll of a county, township, city, special district or other local governmental entity as qualified to participate in the state health care benefits program, periodic deductions from payrolls of the local governmental entity may be made to cover the costs of the state health care benefits program payable by such persons when authorized by such persons. All such moneys deducted from payrolls shall be remitted to the Kansas state employees health care commission in accordance with the directions of the commission.

New Sec. 7. There is hereby created in the state treasury the health care benefits program fund. The cost of the state health care benefits program, including the costs of administering the program, shall be paid from this fund. The Kansas state employees health care commission shall remit all moneys received by or for the commission pursuant to the state health care benefits program to the state treasurer. Upon receipt of such remittance the state treasurer shall deposit the entire amount thereof in the state treasury to the credit of the health care benefits program fund. All expenditures from the health care benefits program fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the chairperson of the Kansas state employees health care commission or by a person or persons designated by the chairperson. The director of accounts and reports shall issue warrants pursuant to vouchers approved under this section for payments from the health care benefits program fund notwithstanding the fact that claims for such payments were not submitted or processed for payment from money appropriated for the fiscal year in which the fund first became liable to make such payments.

New Sec. 8. (a) (1) Each state agency which has on its payroll persons participating in the state health care benefits program shall pay from any moneys available to the agency for such purpose an amount specified by the Kansas state employees health care commission. The commission may charge each state agency a uniform amount per person as the cost to the agency for the state's contribution for persons participating in the state health care benefits program. Such amounts may include the costs of administering the program.

(2) In the event that the Kansas state employees health care commission designates by rules and regulations a group of persons on the payroll of a county, township, city, special district or other local governmental entity as qualified to participate in the state health care benefits program, each local governmental entity which has on its payroll persons participating in the state health care benefits program shall pay from any moneys available to the local governmental entity for such purpose an amount specified by the commission. The commission may charge each local governmental entity a uniform amount per person as the cost to the local governmental entity for the local governmental entity's contribution for persons participating in the state health care benefits program. Such amounts may include the costs of administering the program.

(b) Payments from public funds for coverage under the state health care benefits program for persons participating in that program shall not be deemed a payment or supplement of wages

(continued)

of such person notwithstanding any other provision of law or rules and regulations relating to wages of any such person.

New Sec. 9. Commencing with the regular session of the legislature in 1985 and with each regular session of the legislature thereafter, the Kansas state employees health care commission shall submit to the president of the senate and to the speaker of the house of representatives, on the day the governor's budget report is submitted to the legislature, recommendations with respect to the state health care benefits program together with estimates of the cost of the program proposed by the commission, including a five-year projection of the cost of the program. Together with the recommendations submitted, the commission shall include alternatives for cost containment and benefit coverage for qualified persons for both the proposed program and the five-year projected program. The commission shall also submit any recommendations for legislation with respect to the state health care benefits program.

New Sec. 10. (a) In exercising and performing the powers, duties and functions prescribed by sections 1 to 11, inclusive, the Kansas state employees health care commission may adopt rules and regulations and enter into such contracts as may be necessary.

(b) The Kansas state employees health care commission may establish an advisory committee to advise the commission on matters relating to health care benefits of state officers and employees and to assist the commission in the development of policy with respect to such benefits.

(c) The Kansas state employees health care commission shall maintain an ongoing study and review of the state health care benefits program in order to make necessary improvements therein and to make recommendations thereon under section 9.

New Sec. 11. (a) Except as provided in subsection (b), the director of accounts and reports shall make periodic deductions from state retirement or other benefit payments to retired state officers and employees and other persons who are qualified to participate in the state health care benefits program for the costs of the state health care benefits program which are payable by such retired state officers and employees and other persons.

(b) No deductions shall be made under this section in cases (1) where the retired state officer or employee or other person submits a written request in accordance with procedures prescribed by the commission that the deductions not be made, or (2) where the commission has directed that the deductions not be made.

(c) No deductions made under this section shall be construed to be an assignment of any annuity, benefits, funds, property or rights of any person under K.S.A. 20-2618, 74-4923 or 74-49,105 and amendments to these sections.

Sec. 12. On August 1, 1984, K.S.A. 20-358 is hereby amended to read as follows: 20-358. With regard to district court officers and employees whose total salary is payable by a county, such county shall either provide for insurance coverage for hospitalization, medical services, surgical services and other health services at least equal to insurance coverage provided to other state officers and employees pursuant to K.S.A. 75-4108, and any amendments thereto, under the state health care benefits program or, if such district court officers and employees are designated by the Kansas state employees health care commission under subsection (c) of section 1 as qualified to participate in the state health care benefits program, shall pay the employer's costs for enrolling such employees under the same insurance coverage plan provided to other state officers and employees state health care benefits program. In the event a county elects the latter type of insurance coverage, counties shall remit the employer and employee premiums to the director of accounts and reports Kansas state employees health care commission in accordance with the directions of said director the commission, and counties may adopt the same type payroll deduction plan for employee premiums as provided in K.S.A. 75-4108a, and any amendments thereto, for other state officers and employees; section 6. The provisions of K.S.A. 75-4110 and 75-4113, and any amendments thereto, sections 1 to 11, inclusive, shall be applicable to such employees in the same manner

as other state officers and employees persons eligible to participate in the state health care benefits program.

Sec. 13. On August 1, 1984, K.S.A. 40-223 is hereby amended to read as follows: 40-223. Any person or persons who shall make who makes any examination under the provisions of this act, except as provided in K.S.A. 40-110 and 40-253 and amendments thereto, may receive, as full compensation for such person's services, on a per diem basis an amount fixed by the commissioner, which shall not exceed the amount recommended by the national association of insurance commissioners, for such time necessarily and actually occupied in going to and returning from the place of such examination and for such time the examiner is necessarily and actually engaged in making such examination including any day within the regular workweek when the examiner would have been so engaged had the company or society been open for business, together with such necessary and actual expenses for traveling and subsistence as the examiner shall incur and on account because of the performance of such services. For the purposes of this act, "necessary and actual expenses" shall be limited, whether for travel within the state or travel outside the state, to those limitations expressed in K.S.A. 1980 Supp. 75-3207 and amendments thereto which pertain to official travel outside the state. The daily charge shall be calculated by dividing the amount the examiner is authorized by the commissioner of insurance to charge per week by the number of days in the regular workweek of the company or society being examined.

All of said such compensation, expenses, the employer's share of the federal insurance contributions act taxes, the employer's contribution to the Kansas public employees retirement system as provided in K.S.A. 74-4920 and amendments thereto, the self-insurance assessment for the workmen's compensation act as provided in K.S.A. 44-576 and amendments thereto, the single member premium under the group health insurance plan as provided in K.S.A. 1980 Supp. 75-4110 and 75-4113 and acts amendatory thereof or supplemental thereto employer's cost of the state health care benefits program under section 7, and a pro rata amount determined by the commissioner to provide annual leave for the examiner not to exceed the number of days allowed state officers and employees in the classified service pursuant to regulations promulgated in accordance with the Kansas civil service act, shall be paid to the commissioner of insurance by the insurance company or society so examined, on demand of the commissioner. Such demand shall be accompanied by the sworn statement of the person making such examination, setting forth in separate items the number of days necessarily and actually occupied in going to and returning from the place of such examination, the number of days the examiners were necessarily and actually engaged in making such examination including those days within the regular workweek while the examination was in progress and the company or society had closed for business, and the necessary and actual expenses for traveling and subsistence, incurred in and on account of such services. A duplicate of every such sworn statement shall be kept on file in the office of the commissioner of insurance. All moneys so paid to the commissioner of insurance shall be remitted to the state treasurer and the state treasurer shall issue duplicate receipts therefor, one to be delivered to the commissioner of insurance and the other to be filed with the director of accounts and reports.

Sec. 14. On August 1, 1984, K.S.A. 1983 Supp. 75-4101 is hereby amended to read as follows: 75-4101. (a) There is hereby created a committee on surety bonds and insurance, which shall consist of the state treasurer, the attorney general, and the commissioner of insurance. The commissioner of insurance shall be the chairperson of the committee and the director of purchases shall be ex officio secretary. The committee shall meet on call of the chairperson and at such other times as the committee shall determine but at least once a month on the second Monday in each month. Meetings shall be held in the office of the commissioner of insurance. The members of the committee shall serve without compensation. The secretary shall be the custodian of all property, records, and proceedings of the committee.

(continued)

Except as provided in subsection (b) and in K.S.A. 74-4925 and 74-4927, and amendments thereto, and in sections 1 to 11, inclusive, no state agency shall purchase any insurance of any kind or nature, any health care services of a health maintenance organization or any surety bonds upon state officers or employees, except as provided in this act. Effective on August 1, 1984, and except as otherwise provided in this section, health care coverage and health care services of a health maintenance organization for state officers and employees designated under subsection (c) of section 1 shall be provided in accordance with the provisions of sections 1 to 11, inclusive.

(b) The Kansas turnpike authority may purchase group life, health and accident insurance or health care services of a health maintenance organization for its employees or members of the highway patrol assigned, by contract or agreement entered pursuant to K.S.A. 68-2025, and amendments thereto, to police toll or turnpike facilities, independent of the committee on surety bonds and insurance and of the provisions of sections 1 to 11, inclusive. Such authority may purchase liability insurance covering all or any part of its operations and may purchase liability and related insurance upon all vehicles owned or operated by the authority, and such insurance may be purchased without complying with K.S.A. 75-3738 to 75-3744, inclusive, and amendments thereto. Any board of county commissioners may purchase such insurance or health care services, independent of such committee, for district court officers and employees any part of whose total salary is payable by the county. Nothing in any other provision of the laws of this state shall be construed as prohibiting members of the highway patrol so assigned to police toll or turnpike facilities from receiving compensation in the form of insurance or health maintenance organization coverage as herein authorized.

Sec. 15. On August 1, 1984, K.S.A. 1983 Supp. 75-4105 is hereby amended to read as follows: 75-4105. All surety bonds, and insurance contracts and contracts for health care services of a health maintenance organization purchased pursuant to this act shall be purchased by the committee in the manner prescribed for the purchase of supplies, materials, equipment or contractual services under K.S.A. 75-3738 to 75-3744, inclusive, and amendments thereto. The director of accounts and reports shall not pay any premium or rate on any surety bond, or insurance contract or contract for health care services of a health maintenance organization until the purchase of such surety bond or contract shall have been approved by the secretary of the committee. Surety bonds, or insurance contracts or contracts for health care services of a health maintenance organization having a premium or rate in excess of fifty dollars (\$50) \$50 purchased hereunder shall be purchased on sealed bids as provided by law for the purchase of other materials, equipment or contractual services. Where more than one (1) state agency is covered by any bond, or insurance contract or contract for health care services of a health maintenance organization, the committee shall prorate the cost of premiums or rates on any and all such bonds or contracts, except as provided in K.S.A. 75-4114 and K.S.A. 1982 Supp. 75-4108, and amendments thereto, purchased as charges upon the funds of the state agency wherein any covered state officers or employees are employed or covered property is located or controlled. Such prorated charges shall constitute a lawful charge by the committee upon the funds available to any such state agency and shall be paid by each such state agency to the committee, or to the surety, or insurance carrier or health maintenance organization if the committee requires it, in the manner provided by law for the payment of other obligations of such state agency. Nothing in this act shall prohibit the committee, in its discretion, from renewing a group insurance or health maintenance organization contract or contracts which provide for hospitalization, medical services, surgical services or other health services or any combination thereof, and all such contracts shall be contracted in accordance with K.S.A. 75-3738 to 75-3744, inclusive, and acts amendatory thereof.

Sec. 16. On August 1, 1984, K.S.A. 1983 Supp. 75-4106 is hereby amended to read as follows: 75-4106. All surety bonds, or insurance contracts and contracts for health care services of a health maintenance organization purchased shall be kept in the

office of the secretary of the committee or in the office of his or her the designated representative of the secretary. No bond or contract purchased hereunder may be canceled by the insurance or surety company, the health maintenance organization or the committee during the term of such contract unless a substitute contract upon the same terms and conditions covering the affected officers, employees or property is in force, or the committee determines that the officers, employees or property or class of officers, employees or property affected no longer requires the coverage provided by the contract.

Sec. 17. On August 1, 1984, K.S.A. 20-358 and 40-223 and K.S.A. 1983 Supp. 75-4101, 75-4105, 75-4106, 75-4108, 75-4108a, 75-4110, 75-4113 and 75-4113a are hereby repealed.

Sec. 18. This act shall take effect and be in force from and after its publication in the Kansas register.

I hereby certify that the above BILL originated in the HOUSE, and passed that body January 16, 1984.

House adopted Conference Committee report February 21, 1984.

MIKE HAYDEN
Speaker of the House.
GENEVA SEWARD
Chief Clerk of the House.

Passed the SENATE as amended January 31, 1984.

Senate adopted Conference Committee report February 16, 1984.

ROSS O. DOYEN
President of the Senate.
LU KENNEY
Secretary of the Senate.

APPROVED February 23, 1984.

JOHN CARLIN
Governor.

STATE OF KANSAS
Office of Secretary of State

I, JACK H. BRIER, Secretary of State of the State of Kansas, do hereby certify that the above and foregoing is a correct copy of the original enrolled bill now on file in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal, this 23rd day of February, 1984.

(SEAL)

JACK H. BRIER
Secretary of State.

KANSAS REGISTER
Secretary of State
State Capitol
Topeka, Kansas 66612

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