

KANSAS REGISTER

State of Kansas

JACK H. BRIER
Secretary of State

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



PHONE: 913/296-2236

State of Kansas

**UNIVERSITY OF KANSAS
MEDICAL CENTER****NOTICE TO BIDDERS**

Sealed bids for the sale of used hospital equipment will be received by Mark Yager, Property Accountant, University of Kansas Medical Center, 39th and Rainbow Blvd., Kansas City, KS 66103, from 9:00 a.m. to 6:00 p.m. on May 3 and 4, 1984, and then will be publicly opened.

HAROLD N. GODWIN
Acting Director of Purchasing

Doc. No. 002091

State of Kansas

FISH AND GAME COMMISSION**NOTICE TO ALL PERSONS INTERESTED THAT
THE KANSAS FISH AND GAME COMMISSION
HAS DETERMINED TO ISSUE REVENUE
BONDS UNDER THE AUTHORITY OF
K.S.A. 1983 SUPP. 32-601 AND 10-116a**

Pursuant to the authority and direction of K.S.A. 1983 Supp. 32-601a (the "Act"), and K.S.A. 1983 Supp. 10-116a, the Kansas Fish and Game Commission (the "Commission") hereby causes this notice to be published in the *Kansas Register* in order to give such notice to all persons interested that it has determined by formal action taken at a meeting of the Commission held March 8, 1984, to issue not more than \$5,000,000 principal amount of the Commission's Fish Hatchery Gross Revenue Refunding Bonds, Series 1984 (the "Bonds"). The Bonds have been authorized to be issued and directed to be sold to underwriters submitting the best proposal to the Commission for refunding the Commission's outstanding Fish Hatchery Gross Revenue Bonds, Series 1982, originally issued in the aggregate amount of \$6,000,000. The Bonds are being issued pursuant to the authority of the Act for the purpose of refunding in advance of their maturity the Commission's Fish Hatchery Gross Revenue Bonds, Series 1982 which were issued for the purpose of preparing a site, constructing, improving and equipping the Milford Fish Hatchery and are payable, both as to the principal of and the interest on from a pledge of the gross revenues derived from the sale of hatchery stamps as defined in the Act and as implemented by regulations adopted by the Commission.

Reference is made to the Preliminary Official Statement prepared by the Commission in connection with the sale of the Bonds and available upon request at the principal office of the Commission, Route 2, Box 54A, Pratt, Kansas 67124.

The special attention of all persons interested in the Bonds being issued is invited to the provisions of this paragraph: Unless an action to contest the legality of the issuance of the Bonds shall be filed in a court of law within 30 days from the date of this publication, the right to contest the legality of the Bonds or any other revenue bonds issued in compliance with the

Act and the proceedings taken by the Commission prior to the date of this publication and the right to contest the validity of the provisions of such proceedings shall cease to exist and no court shall thereafter have authority to inquire into such matters. After the expiration of such 30 days, no one shall have any right to commence an action contesting the validity of the Bonds or the provisions of such proceedings, and all of the Bonds shall be conclusively presumed to be legal, and no court shall thereafter have authority to inquire into such matters.

The preceding description of the limitation of the right to contest the issuance of the Bonds and/or the validity of the proceedings is the substance of the statutory language of the Kansas Legislature as set out and enumerated in the Act which took effect and became in force from and after its publication in the *Kansas Register* on April 29, 1982.

RICHARD B. HANGER, Chairman
Kansas Fish and Game Commission
(for and on behalf of the Commission)
March 8, 1984)

Doc. No. 002102

State of Kansas

FISH AND GAME COMMISSION**NOTICE OF HEARING
ON PROPOSED TEMPORARY
ADMINISTRATIVE REGULATIONS**

A public hearing by telephone conference will be held on Wednesday, May 16, 1984, at 1:00 p.m., at Commission headquarters in Pratt, in the Director's office, to consider the adoption of a proposed temporary rule and regulation of the Fish and Game Commission.

All interested parties may submit written comments at any time prior to the hearing by addressing them to the Director of the Kansas Fish and Game Commission, Rt. 2, Box 54A, Pratt, KS 67124. Following the hearing, all written and oral comments submitted by interested parties will be considered by the Commission as the basis for making any changes to these proposed regulations.

A summary of the regulation follows. Copies of the regulation and the fiscal impact statement may be obtained by writing to the agency in Pratt.

K.A.R. 23-4-1 is a proposed new temporary rule and regulation providing authority for Game Protectors and Deputy Game Protectors to issue warning citations or tickets at their discretion. The decision to warn or arrest will be based on the assessment of circumstances and such relevant factors the officer deems expedient.

RICHARD HANGER
Chairman

Doc. No. 002092

NORTHWEST KANSAS GROUNDWATER MANAGEMENT DISTRICT NO. 4

NOTICE OF MONTHLY BOARD MEETING AND PUBLIC HEARING

The May meeting of the Northwest Kansas Groundwater Management District No. 4 Board of Directors is scheduled for May 3, 1984, at 10:00 a.m. C.S.T., in the district office, 1175 S. Range, Colby, KS. General administrative matters and other business will be discussed.

The Board will also be holding, on this same day, a public hearing to consider the 1985 Proposed Operating Budget. The hearing begins at 1:00 p.m. C.S.T., also in the district office.

WAYNE A. BOSSERT
Manager

Doc. No. 002089

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 Bldg., Topeka, KS, until 2:00 p.m., CST or DST, whichever is in effect on the date indicated, and then will be publicly opened:

MONDAY, MAY 7, 1984

#25874 (Supplement)

University of Kansas Medical Center, Kansas City and
Statewide—LABORATORY CHEMICALS

#26001

University of Kansas, Lawrence—MEAT PRODUCTS
for June, 1984

#26002

Statewide—MEAT PRODUCTS for June, 1984

#26007

Department of Human Resources, Topeka—JANI-
TORIAL SERVICE, Kansas City

#26008

Wichita State University, Wichita—LABORATORY
SERVICES

#57444

Kansas State University, Manhattan—LAB FREEZER
AND ACCESSORIES

#57445

Kansas State University, Manhattan—ANIMAL
CAGES AND FEEDERS

#57446

Department of Transportation, Chanute—SELF PRO-
PELLED ROLLER

#57447

Department of Transportation, Topeka—CORRU-
GATED METAL PIPE ARCH, COUPLING BANDS
AND HARDWARE, Atchison County

#57452

Department of Transportation, Chanute and Hutchin-
son—TRAILERS

#57453

Department of Corrections, Topeka—FAN COIL
UNITS, Kansas State Penitentiary, Lansing

#57454

University of Kansas, Lawrence—DISK SYSTEM UP-
GRADE

#57455

University of Kansas Medical Center, Kansas City—
WASHER, EXHAUST HOOD AND COFFEE
BREWER

#57475

University of Kansas Medical Center, Kansas City—
SURGICAL AND IMPLANT ITEMS

#57477

University of Kansas Medical Center, Kansas City—
FETAL MONITOR

#57501

Kansas State University, Manhattan—COMPUTER
AND ACCESSORIES

#57521

University of Kansas Medical Center, Kansas City—
WORD PROCESSOR UPGRADE

TUESDAY, MAY 8, 1984

#A-4810 through #A-4816

Kansas Department of Transportation, Norton—INSU-
LATE AND WEATHERPROOF—SUB-AREA SHOP
BUILDINGS, various locations

#A-4865

Youth Center at Atchison, Atchison—REPLACE EXIT
DOORS

#26012

Statewide—OFFICE FURNITURE

#57465

Wichita State University, Wichita—TESTING APPA-
RATUS

#57466

University of Kansas Medical Center, Kansas City—
MEAT PRODUCTS for June, 1984

#57467

University of Kansas Medical Center, Kansas City—
RAMDISK BOARD

#57468

University of Kansas Medical Center, Kansas City—
RESPIRATORY THERAPY EQUIPMENT

#57469

University of Kansas Medical Center, Kansas City—
WHEEL CHAIRS

#57473

University of Kansas Medical Center, Kansas City—
DYNAMOMETER

#57474

University of Kansas Medical Center, Kansas City—
LINEN HAMPERS AND PATIENT LIFT

#57478

Department of Transportation, Norton—REROOF,
PATCHING ONLY SUB-AREA SHOP, Stockton

#57513

Kansas State University, Manhattan—MEMORY
BOARD

#57532

Osawatomie State Hospital, Osawatomie—FURNISH
LABOR AND MATERIALS TO REPAIR COPPER HOT
WATER LINE

WEDNESDAY, MAY 9, 1984

#A-4696

Winfield State Hospital and Training Center, Win-
field—REPLACE EXISTING FLOOR AND SINK

#A-4757 (Rebid)

Kansas State Industrial Reformatory, Hutchinson—
ROOF REPAIR AND REPLACEMENT

(continued)

#A-4828

School for the Visually Handicapped, Kansas City—
PROVIDE ¾" TYPE II SLURRY COAT, EXISTING
PARKING AND DRIVE AREAS

#26005

University of Kansas Medical Center, Kansas City—
CARDIAC CATHETER SUPPLIES

#57451

University of Kansas Medical Center, Kansas City—
REFINISH LABORATORY COUNTER TOPS

#57482

Kansas State University, Manhattan—DISK SUB SYS-
TEM

#57483

Department of Transportation, Topeka—BITU-
MINOUS CURB PAVER

#57496

Kansas Fish and Game Commission, Pratt—FISH
NETS

#57498

Kansas State University, Manhattan—REPAIRS TO
GALION GRADERS

#57499

Kansas State Penitentiary, Lansing—STEEL

#57500

University of Kansas Medical Center, Kansas City—
PLATES

#57514

Kansas State University, Manhattan—ELECTRONIC
ORGAN

#57519

Kansas State University, Manhattan—WATER
HEATER AND COMPONENTS

#57520

Kansas State University, Manhattan—LABOR AND
MATERIALS TO INSTALL ALUMINUM ENTRANCE
DOORS

#57530

University of Kansas Medical Center, Kansas City—
FLOWMETER AND TRANSDUCER ASSEMBLY

THURSDAY, MAY 10, 1984

#A-4919

Fort Hays State University, Hays—PROVIDE
ACOUSTICAL TILE CEILING

#A-4928

Fort Hays State University, Hays—PROVIDE
McMINDES ROOFING SYSTEM REPAIR

#26009

Department of Revenue, Topeka—CIGARETTE
STAMPS

#57154-A

Department of Transportation, various locations—
RESIN, EPOXY INJECTION NO. 4 FOR PRES-
SURE GROUTING

#57479

University of Kansas Medical Center, Kansas City—
TAPE DRIVE

#57495

Kansas State Penitentiary, Lansing—DICTATION
AND TRANSCRIBING UNITS

#57505

University of Kansas Medical Center, Kansas City—
HEMODIALYSIS UNITS

#57506

Department of Transportation, Salina—LAY IN
PLACE 200 TONS OF COMMERCIAL GRADE HOT
MIX, Geary County, Kansas

#57507

Department of Social and Rehabilitation Services, To-
peka—ACA STRIPED TICKING, Kansas Industries for
the Blind, Kansas City

#57508

Department of Social and Rehabilitation Services, To-
peka—CARPET AND INSTALLATION

#57515

Kansas State University, Manhattan—COMPUTER
EQUIPMENT

#57522

University of Kansas, Lawrence—LIBRARY BOOK
DETECTION SYSTEM

#57527

University of Kansas Medical Center, Kansas City—
SCANNING ELECTRON MICROSCOPE

#57528

Kansas State University, Manhattan—DISPLAY MO-
DULE

#57529

Department of Revenue, Topeka—CONTINUOUS
FORMS—STD 55

#57533

Department of Revenue, Topeka—DRY WAXED
KRAFT PAPER

FRIDAY, MAY 11, 1984

#A-4746

Youth Center at Atchison, Atchison—REMODEL
OLD POWER PLANT

#26010

Kansas State Penitentiary, Lansing—HIGH CAL-
CIUM QUICKLIME

#26011

Wichita State University, Wichita—SURFACE AND
BASE MIX ASPHALT

#57509

Kansas State University, Manhattan—TERMINALS

#57510

Kansas State University, Manhattan—INFORMA-
TION WORK STATION

#57517

Fort Hays State University, Hays—FLOOR CARE
PRODUCTS

TUESDAY, MAY 15, 1984

#A-4858

University of Kansas Medical Center, Kansas City—
PHASE III OF CONSTRUCTION PROJECT, Wichita

THURSDAY, MAY 17, 1984

#57487

University of Kansas Medical Center, Kansas City—
EXHAUST BLOWER SYSTEM

#57518

Department of Transportation, Hutchinson—LUMI-
NAIRES, Wichita

TUESDAY, MAY 22, 1984

#26003

Pittsburg State University, Pittsburg—FOOD SER-
VICE CONTRACT

NICHOLAS B. ROACH
Director of Purchases

Doc. No. 002094

(Published in the KANSAS REGISTER, April 26, 1984.)

**NOTICE OF BOND SALE
GEARY COUNTY, KANSAS
\$250,000 GENERAL OBLIGATION BONDS
SERIES 1984-A (JAIL)**

Geary County, Kansas will receive sealed bids at the OFFICE OF THE COUNTY CLERK, GEARY COUNTY COURTHOUSE, JUNCTION CITY, KANSAS, until ten o'clock A.M., C.D.S.T., on **MONDAY, MAY 7, 1984**

for the purchase of Two Hundred Fifty Thousand Dollars (\$250,000) par value General Obligation Bonds (the "Bonds") of the County, at which time and place such bids will be publicly opened. No oral or auction bids will be considered.

The Series 1984-A Bonds initially issued will be dated as of May 1, 1984, and shall mature on August 1 in each of the years and 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 not exceeding the principal amount of Bonds maturing in each year. Interest will be payable semiannually, commencing February 1, 1985, and each August 1 and February 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 preceding January 15 and July 15 (the "Record Dates"). The fees of the Bond Registrar for registration and transfer of the Bonds shall be paid by the County.

The Bonds will mature serially in accordance with the following schedule:

<i>Principal Amount</i>	<i>Maturity Date</i>
\$10,000.00	August 1, 1985
20,000.00	August 1, 1986
25,000.00	August 1, 1987
25,000.00	August 1, 1988
25,000.00	August 1, 1989
25,000.00	August 1, 1990
25,000.00	August 1, 1991
30,000.00	August 1, 1992
30,000.00	August 1, 1993
35,000.00	August 1, 1994

Proposals will be received on the Bonds bearing such rate or rates of interest, not exceeding eight (8) 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 rates specified in any bid shall not exceed two percent (2%). No interest rate shall exceed the maximum in-

terest rate allowed by Kansas law, said rate being two percent (2%) above the "Bond Buyer's 20 Bond Index," published in the *Weekly Bond Buyer* on Monday, April 30, 1984, 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.

Bids shall be submitted on the OFFICIAL BID FORM furnished by the County, and shall be addressed to the County at GEARY COUNTY COURTHOUSE, JUNCTION CITY, KANSAS 66441, and shall be plainly marked BOND BID. All bids must state the total interest cost of the bid, the premium, if any, the net interest cost of the bid, and the average annual interest rate, all certified by the bidder to be correct; and the County will be entitled to rely on the certificate of correctness of the bidder. Each bid must be accompanied by a certified or cashier's check equal to two percent (2%) of the total amount of the bid, and shall be payable to GEARY 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 County 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 County; and the Bonds will be sold subject to the unqualified approving opinion of NICHOLS AND WOLFE CHARTERED, Bond Counsel of Topeka, Kansas, whose opinion will be paid for by the County.

The number, denomination of Bonds and names of the initial registered owners shall be submitted in writing by the successful bidder to the Bond Registrar not later than May 24, 1984.

The purchaser will be furnished with a complete Transcript of Proceedings evidencing authorization and issuance of the Bonds; and the usual closing proofs, which will include a Certificate that there is no litigation pending or threatened at the time of delivery of the Bonds affecting their validity. 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 May 31, 1984, at any bank in the STATE OF KANSAS or KANSAS CITY, MISSOURI, at the expense of the County. Delivery elsewhere will be made at the expense of the purchaser.

The Bonds will constitute General Obligations of the County, payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all of the taxable, tangible property within the territorial limits of the County. The Series 1984-A Bonds are being issued for the purpose of completing the improvements to the Geary County Jail.

The sealed bids for the Bonds shall be opened publicly and only at the time and place specified in this Notice. The County reserves the right to reject any and/or all of the bids, and to waive any irregularities. Unless all bids are rejected, the Bonds will be awarded to the bidder whose proposal results in the lowest net interest cost to the County; and the net interest cost will be determined by deducting any

(continued)

amount of any premium paid from the aggregate amount of interest upon all of the Bonds from their date until their respective maturities.

Assessed valuation figures of Geary County, Kansas, for the year 1983, are as follows:

Equalized Assessed Valuation of Taxable, Tangible Property	\$57,304,248
Assessed Tangible Valuation of Motor Vehicles	\$ 9,878,585
Equalized tangible valuation for computation of bonded indebtedness limitations	\$67,182,833

CUSIP identification numbers will be printed on the Bonds. All expenses incurred in connection with the printing of CUSIP numbers on the Bonds and the expenses of the CUSIP Service Bureau for the assignment of said numbers shall be paid for by the County.

The total general obligation bonded indebtedness of Geary County, Kansas, at the date hereof, including this proposed issue of Bonds, in the amount of \$250,000 is in the amount of \$4,572,000 which total includes \$4,130,000 General Obligation Refunding Bonds.

Additional copies of this Notice of Bond Sale or further information may be received from George K. Baum & Company, 1004 Baltimore Avenue, Kansas City, Missouri 64105, the County's financial advisor.
DATED April 26, 1984.

GEARY COUNTY, KANSAS
By: MARJORIE DAVIS, County Clerk

Doc. No. 002100

(Published in the KANSAS REGISTER, April 26, 1984.)

**NOTICE OF BOND SALE
SHAWNEE COUNTY, KANSAS
GENERAL OBLIGATION BONDS
SERIES 1984A (SEWERS)**

\$418,356.00

SERIES 1984B (CAPITAL IMPROVEMENTS)

\$644,500.00

Shawnee County, Kansas will receive sealed bids at the OFFICE OF THE COUNTY CLERK, ROOM 107, SHAWNEE COUNTY COURTHOUSE, 200 EAST SEVENTH, TOPEKA, KANSAS, until 10:00 o'clock a.m. C.S.D.S.T., on

MAY 2, 1984

for the purchase of one million sixty-two thousand eight hundred fifty-six dollars (\$1,062,856.00) par value General Obligation Bonds (the "Bonds") of the County, at which time and place such bids will be publicly opened. No oral or auction bids will be considered.

The Series 1984A (Sewers) and Series 1984B (Capital Improvements) Bonds initially issued will be dated as of April 1, 1984 and shall mature on November 1 in each of the years and 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, not exceeding the principal amount of Bonds maturing in each year, except Bond No. 1, of Series 1984A in the denomination of \$8,356.00, and Bond No. 1, Series 1984B in the de-

nomination of \$9,500.00. Interest will be payable semiannually, commencing May 1, 1985, and each November 1 and May 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 preceding April 15 and October 15 (the Record Dates). The fees of the Bond Registrar for registration and transfer of the Bonds shall be paid by the County.

The Bonds will mature serially in accordance with the following schedule:

**Series 1984A (Sewers)
\$418,356.00**

<i>Principal Amount</i>	<i>Maturity Date</i>
\$28,356.00	November 1, 1985
\$25,000.00	November 1, 1986
\$25,000.00	November 1, 1987
\$20,000.00	November 1, 1988
\$20,000.00	November 1, 1989
\$20,000.00	November 1, 1990
\$20,000.00	November 1, 1991
\$20,000.00	November 1, 1992
\$20,000.00	November 1, 1993
\$20,000.00	November 1, 1994
\$20,000.00	November 1, 1995
\$20,000.00	November 1, 1996
\$20,000.00	November 1, 1997
\$20,000.00	November 1, 1998
\$20,000.00	November 1, 1999
\$20,000.00	November 1, 2000
\$20,000.00	November 1, 2001
\$20,000.00	November 1, 2002
\$20,000.00	November 1, 2003
\$20,000.00	November 1, 2004

**Series 1984B (Capital Improvements)
\$644,500.00**

<i>Principal Amount</i>	<i>Maturity Date</i>
\$69,500.00	November 1, 1985
\$65,000.00	November 1, 1986
\$65,000.00	November 1, 1987
\$65,000.00	November 1, 1988
\$65,000.00	November 1, 1989
\$65,000.00	November 1, 1990
\$65,000.00	November 1, 1991
\$65,000.00	November 1, 1992
\$65,000.00	November 1, 1993
\$60,000.00	November 1, 1994
\$60,000.00	November 1, 1994

Proposals will be received on the Bonds bearing such rate or rates of interest, not exceeding eight (8) 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

(continued)

rate specified shall be in an even multiple of one-eighth (1/8th) or one-twentieth (1/20th) of one percent (1%). The difference between the highest and lowest coupon rates specified in any bid shall not exceed two percent (2%). No interest rate shall exceed the maximum interest rate allowed by Kansas law, said rate being two percent (2%), above the "Bond Buyer's 20 Bond Index," published in the *Weekly Bond Buyer* on Monday, April 30, 1984, 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.

Bids shall be submitted on the OFFICIAL BID FORM furnished by the County, and shall be addressed to the County at THE OFFICE OF THE COUNTY CLERK, ROOM 107, SHAWNEE COUNTY COURTHOUSE, TOPEKA, KANSAS, and shall be plainly marked BOND BID. All bids must state the total interest cost of the bid, the premium, if any, the net interest cost of the bid, and the average annual interest rate, all certified by the bidder to be correct; and the County will be entitled to rely on the certificate of correctness of the bidder. Each bid must be accompanied by a certified or cashier's check equal to two percent (2%) of the total amount of the bid, and shall be payable to the County Clerk of Shawnee 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 County 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 County; and the Bonds will be sold subject to the unqualified approving opinion of NICHOLS AND WOLFE CHARTERED, Bond Counsel of Topeka, Kansas, whose opinion will be paid for by the County.

The number, denomination of Bonds and names of the initial registered owners shall be submitted in writing by the successful bidder to the Bond Registrar not later than May 30, 1984.

The purchaser will be furnished with a complete Transcript of Proceedings evidencing authorization and issuance of the Bonds; and the usual closing proofs, which will include a Certificate that there is no litigation pending or threatened at the time of delivery of the Bonds affecting their validity. 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 June 15, 1984 at any bank in the STATE OF KANSAS or KANSAS CITY, MISSOURI, at the expense of the County. Delivery elsewhere will be made at the expense of the purchaser.

The Bonds will constitute General Obligations of the County. Series 1984A (Sewers) Bonds will be payable as to both principal and interest from the collection of special assessments which have been levied on benefited property; but if not so paid, then 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 County. Series 1984B (Capital Improvements) Bonds will be

payable as to both principal and interest by an annual ad valorem levy which is not limited as to rate or amount and which is levied upon all taxable tangible property within the territorial limits of the County. The Series 1984A Bonds are being issued for the purpose of paying part of the cost of certain sanitary sewer system improvements in the County. The Series 1984B Bonds are being issued for the purpose of paying part of the costs of certain courthouse, main trafficway, and Lake Shawnee campground improvements in the County.

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

Assessed valuation figures of the County of Shawnee, Kansas, for the year 1983, are as follows:

Equalized assessed valuation of taxable, tangible property	\$462,599,563
Assessed tangible valuation of motor vehicles ..	77,493,568
Equalized tangible valuation for computation of bonded indebtedness limitations	\$540,093,131

CUSIP identification numbers will be printed on the Bonds. All expenses incurred in connection with the printing of CUSIP numbers on the Bonds and the expenses of the CUSIP Service Bureau for the assignment of said numbers shall be paid for by the County.

The total general obligation bonded indebtedness of Shawnee County, Kansas, at the date hereof, including this proposed issue of Bonds in the amount of \$1,062,856, is in the amount of \$35,824,149. Shawnee County, Kansas has Temporary Notes outstanding in the total amount of \$1,096,068.00 which will be redeemed and paid from the proceeds of this proposed issue of Bonds and from other funds available to the County.

Additional copies of this Notice of Bond Sale or further information may be received from the Shawnee County Clerk, Shawnee County Courthouse, Topeka, Kansas 66603.

Dated April 17, 1984.

SHAWNEE COUNTY, KANSAS
PATSY A. McDONALD, COUNTY CLERK

Doc. No. 002101

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 Ave., Topeka, KS 66603.

DHR041384-001-13600SN—Notice of intent to apply for approximately \$589,250 to continue operation of North Topeka Head Start and Head Start U.S.D. 501, full and part-time developmental day care programs for 300 low-income children, 72 of whom are handicapped. Contact David L. Marden, Executive Director, Shawnee County Community Assistance and Action, Inc., 605 Topeka Ave., Topeka, KS 66603, (913) 235-9561. Comments due by May 26, 1984.

DHR041384-002-10415CK—Application to build senior citizens housing comprised of 21 one-bedroom apartments with a laundry and recreational unit in Riverton, Kansas for \$466,000, matched by \$24,526 by Noel Luton, Route 1, Box 347, Riverton, KS 66770, (316) 848-3686. Comments due by May 26, 1984.

DHR041384-003-13600GE—Application by Geary County U.S.D. 475 to continue operation of Head Start full year-part day program for \$66,589 serving 30 low-income children. Contact Joseph A. Clouse, P.O. Box 370, Junction City, KS 66441, (913) 238-4186. Comments due by May 26, 1984.

DHR041384-004-20505SG—Unified Work Plan pertaining to Transportation in Wichita-Sedgwick County for \$257,700 FHWA/KDOT funds by applicant. Contact Fred S. Schwartz, Principal Planner, Wichita-Sedgwick County, 10th Floor, City Hall, 455 N. Main, Wichita, KS 67202-1688, (316) 268-4561. Comments due by May 26, 1984.

DHR041684-001-83516KS—Application to conduct a public information program to children ages 7-12 in the Kansas City Metropolitan area, first reaching 25,000 children for \$15,000 from FEMA, to provide information for proper action in case of flash flooding, tornadoes, and perhaps earthquakes. Contact Ronald Guglielmo, Mid-America Regional Council, Suite 200, 20 W. 9th, Kansas City, MO 64105-9990, (816) 474-4240. Comments due by May 29, 1984.

DHR041684-002-13600JO—Application to operate a full year part-day Head Start Program for 30 children of low-income families, asking for \$69,242. Contact Elizabeth Hocker, Director, Head Start of Shawnee Mission, Inc., 4510 W. 66th Terr., Shawnee Mission, KS 66208, (913) 262-1205. Comments due by May 29, 1984.

DHR041784-001-13623SA—Oasis I Runaway Foster Care and Counseling Services through volunteer shelter families in Salina, Kansas, providing prevention, intervention, and aftercare services for \$59,468. Contact James R. Garrett or Bill Preston, United

Methodist Youthville, Inc., 900 W. Broadway, Box 210, Newton, KS 67114, (316) 283-1950. Comments due by May 30, 1984.

DHR041784-002-13260KS—Application to provide Family Planning Training for DHHS, Region VII (Iowa, Kansas, Missouri, Nebraska) under Title X. Assess training needs, design and deliver training, and evaluate training. Asking for \$150,000. Contact Karla Myers, Development Systems, Inc., 3706 Broadway, Suite 301, Kansas City, MO 64111, (816) 913-4828. Comments due by May 30, 1984.

DHR041984-001-43229WY—Application for \$60,100 to continue operation of a runaway and homeless youth center to provide temporary shelter, food, counseling, education, job placement and referral services. Contact Wayne Sims, Neutral Ground-Wyandotte House, Inc., 825 N. 7th St., Kansas City, KS 66101, (913) 342-9332. Comments due by June 1, 1984.

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:

KS840413-001-59037SG—Application to operate Small Business Development Center at Wichita State University for \$294,549. Dr. Charles H. Davis, Director, Wichita State University, College of Business Administration, 1845 Fairmount, Wichita, KS 67208, (316) 689-3193.

KS840413-002-13600FO—Application to continue Head Start Program for 44 children in Dodge City, for \$80,413. Bev Sayre, P.O. Box 460, Dodge City, KS 67801, (316) 227-7423.

KS840416-001-84024KS—Application for continuing grant for Acceleration and Improvement of Early Childhood Special Education in Kansas for \$76,365, matched by \$35,537 state funding. Lucile Paden, Special Education Administration, Kansas Department of Education, 120 E. 10th, Topeka, KS 66612, (913) 296-2141.

KS840416-002-84060SN—Application for Indian Education Act Program to meet identified needs of 178 Indian children in U.S.D. 501, Topeka, for \$23,538. Roger L. Dirks, U.S.D. 501, 624 W. 24th St., Topeka, KS 66611, (913) 233-0313, ext. 355.

KS840416-003-13600WY—Application for supplemental funds of \$1,229,442 to operate five full day care and seven part day Head Start programs serving 568 children of low-income families in the greater Kansas City area and Bonner Springs. Connie Hadley, Economic Opportunity Foundation, Inc., 1014 Armstrong, Kansas City, KS 66102, (913) 371-7800.

KS840416-004-83566KS—Watershed Plan and Environmental Impact Statement, South Fork Watershed. John W. Tippie, State Conservationist, Soil Conservation Service, 760 Broadway, Salina, KS 67401.

KS840416-005-15916RN—Sand Hills Park Improvement for \$7,596, matched equally with state funds to provide parking lot, fencing, signs and dis-

(continued)

plays. Peggy Livingood, Kansas Park and Resources Authority, 503 Kansas Ave., P.O. Box 977, Topeka, KS 66601.

KS840419-001-20106WY—Application by the Port Authority of Kansas City, Kansas, for \$2,186,543 for improvement and repair of taxiways, aprons, and a land acquisition of Clear Zone at Fairfax Airport. Robert Settich, Port Authority of Kansas City, Kansas, 3101 Fairfax Trafficway, Kansas City, KS 66115.

The following federal grants have been awarded:

094BH40057—Graduate and Professional Study Fellowships Grant Program—\$84,000 from U. S. Department of Education, George Woodyard, Graduate School, Strong Hall, University of Kansas, Lawrence, KS 66045.

047BH40425—Upward Bound Continuation benefitting 50 persons for \$145,497 from U.S. Department of Education to Fred Rodriguez, 408 Bailey, School of Education, University of Kansas, Lawrence, KS 66045.

047BH40276—Upward Bound Continuation benefitting 50 persons for \$150,057 from U.S. Department of Education. Frederick Sudermann, Division of Student Affairs, Wichita State University, 1845 Fairmount, P.O. Box 94, Wichita, KS 67208.

047BH40266—Upward Bound Continuation benefitting 65 persons for \$165,752 from U.S. Department of Education. Veryl A. Switzer, Office of Student Affairs, Holton Hall, Kansas State University, Manhattan, KS 66506.

047BH40146—Upward Bound Continuation benefitting 70 persons for \$188,875 from U.S. Department of Education. Tom Isern, 1200 Commercial, Emporia State University, Emporia, KS 66801.

029NH40014—Handicapped Personnel Preparation, a statewide project to train volunteer trainers and parents benefitting 2,000 persons for \$48,000. Phyllis Kent, Kansas State Department of Education, 120 E. 10th St., Topeka, KS 66612.

JERRY SHELOR
Secretary of Human Resources

Doc. No. 002099

(Published in the KANSAS REGISTER, April 26, 1984.)

State of Kansas

DEPARTMENT OF TRANSPORTATION

NOTICE TO CONTRACTORS

Notice is hereby given that sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, Kansas, until 10:00 a.m., May 17, 1984 and then publicly opened:

DISTRICT ONE—Northeast

Brown—159-7 K-0146-01—0.094 mile grading and bituminous surfacing, beginning approximately at the south city limits of Horton, then south on US-159 (Federal Funds).

Brown—7 C-1568-01—0.161 mile grading and bridge, beginning approximately 2.2 miles south of Reserve, then south on County Highway FAS 1555 (Federal Funds).

Johnson—169-46 K-1360-01—2.877 miles grading, beginning approximately at the Johnson-Miami County Line, then north on new alignment of US-169 (Federal Funds).

Johnson—169-46 K-1310-01—5.392 miles grading and surfacing, beginning approximately 2.82 miles north of the Johnson-Miami County Line, then north on US-169 (Federal Funds).

Johnson—46 U-0859-01—0.246 mile grading and bituminous surfacing at the intersection improvement at Santa Fe Drive and Grant Avenue in the City of Overland Park (Federal Funds).

Leavenworth—92-52 U-0863-01—0.032 mile grading and plant mix (commercial grade) at the intersection improvement at Spruce Street (K-92) and Fifth Street in the City of Leavenworth (Federal Funds).

Lyon—50-56 U-0897-01—grading and surfacing at the intersection improvement at Graphic Arts Road and US-50 in the City of Emporia (Federal Funds).

Osage—75-70 K-0633-01—0.585 mile grading, bituminous surfacing and bridge over Salt Creek, beginning approximately 0.499 mile south of the south city limits of Lyndon, then north on US-75 (Federal Funds).

Pottawatomie—75 C-1679-01—0.189 mile grading and bridge over Vermillion River, beginning approximately 7.0 miles north and 1.0 mile west of Belvue, then west (Federal Funds).

Shawnee—89 C-1269-01—2.308 miles grading, surfacing and two bridges, beginning approximately 4.0 miles east of Auburn, then north on County Highway FAS 616 (Federal Funds).

Shawnee—4-89 K-0829-01—0.284 mile grading, bituminous surfacing and bridge over Mission Creek, beginning approximately 2.0 miles south and 3.0 miles west of the Interchange of K-4 and I-70, then south on K-4 (Federal Funds).

Wyandotte—435-105 K-0988-02—2.410 miles concrete pavement and seeding, beginning approximately 1,000 feet south of the State Avenue and I-435 Interchange, then north on new alignment (Federal Funds).

Wyandotte—435-105 K-0988-03—2.183 miles highway lighting, beginning approximately at the I-435 and State Avenue Interchange, then north on I-435 (Federal Funds).

Wyandotte—670-105 K-1655-03—0.266 mile grading, surfacing and bridge, beginning approximately at 3rd Street and Central Avenue, then south on the 3rd Street Ramp and Access Road in the City of Kansas City (Federal Funds).

DISTRICT TWO—Northcentral

Cloud—15 C-0689-01—0.320 mile grading and bridge, beginning approximately 0.5 mile south and 0.8 mile east of Miltonvale, then east on County Highway FAS 1404 (Federal Funds).

Cloud-Republic—15 C-1617-01—0.151 mile grad-

(continued)

ing and bridge over Salt Creek, beginning approximately 3.5 miles south and 6.5 miles west of Agenda, then west (Federal Funds).

Jewell—36-45 K-2015-01—0.026 mile repair of bridge on US-36 over Limestone Creek located approximately 5.3 miles west of Mankato (Federal Funds).

Mitchell—62 C-1660-01—5.698 miles bituminous surfacing, beginning approximately at the east edge of Hunter, then east on County Highway FAS 463 (Federal Funds).

Saline—85 C-1778-01—0.265 mile grading and bridge over Solomon River, beginning approximately 3.0 miles west and 0.5 mile north of Solomon, then north (Federal Funds).

DISTRICT THREE—Northwest

Cheyenne—12 C-1502-01—bridge, beginning approximately 1.8 miles south and 2.2 miles west of St. Francis, then southwest on County Highway FAS 877 (Federal Funds).

Ellis—26 C-0975-01—0.359 mile grading and bridge over Big Creek, beginning approximately 3.0 miles south and 4.3 miles east of Victoria, then south (Federal Funds).

Graham—18-33 K-2318-01—repair of bridge on K-18 over South Fork Solomon River located approximately 0.4 mile north of Bogue (Federal Funds).

Osborne—71 C-1572-01—0.170 mile grading and bridge, beginning approximately 0.5 mile east and 3.0 miles north of Natoma, then north on County Highway FAS 515 (Federal Funds).

DISTRICT FOUR—Southeast

Bourbon—69-6 U-0886-01—traffic signal installation at the intersection of US-69 and 3rd Street in the City of Fort Scott (Federal Funds).

Bourbon—6 C-1614-01—0.170 mile grading and bridge over Paint Creek, beginning approximately 6.7 miles south and 0.5 mile east of Uniontown, then east (Federal Funds).

Chautauqua—10 C-1068-01—0.208 mile grading and bridge, beginning approximately 0.2 mile north of Peru on County Highway FAS 1564, then north (Federal Funds).

Elk—25 C-1364-01—0.976 mile grading and surfacing, beginning at the intersection of Washington Street and K-99, then west on Washington Street in Howard (Federal Funds).

Franklin—59-30 U-0879-01—0.113 mile grading and surfacing at the intersection improvement at Main Street and 15th Street in the City of Ottawa (Federal Funds).

Miami—169-61 K-0590-01—1.741 miles grading, surfacing and bridge, beginning approximately 1.74 miles south of the Miami-Johnson County Line, then north on new alignment of US-169 (Federal Funds).

Montgomery—75-63 U-0913-01—traffic signal installation improvement at the intersection of US-75 and Myrtle Street in the City of Independence (Federal Funds).

Wilson—103 C-1257-01—0.326 mile grading and two bridges, beginning approximately 6.1 miles west

and 0.3 mile north of Buffalo, then west on County Highway FAS 664 (Federal Funds).

DISTRICT FIVE—Southcentral

Barber—4 C-1658-01—0.246 mile grading and bridge over Medicine Lodge River, beginning approximately 3.9 miles west of Medicine Lodge, then north (Federal Funds).

Barber—4 C-1899-01—5.500 miles bituminous surfacing, beginning approximately 5.0 miles north and 2.7 miles east of Medicine Lodge, then east on County Highway FAS 978 (Federal Funds).

Barber—4 C-1713-01—0.170 mile grading and bridge over Sand Creek, beginning approximately 0.5 mile south and 1.0 mile west of Isabel, then west (Federal Funds).

Barber—56-5 U-0887-01—0.157 mile grading and surfacing, beginning approximately at 10th Street and Taft Street, then east on 10th Street (US-56) (Federal Funds).

Comanche—17 C-1630-01—0.857 mile grading and bridge over Cimarron River, beginning approximately 11.1 miles south of Protection, then southwest on County Highway FAS 154 (Federal Funds).

Comanche—17 C-1889-01—3.000 miles bituminous surfacing, beginning approximately 6.0 miles north of Protection, then west on County Highway FAS 711 (Federal Funds).

Kiowa—54-49 M-1332-01—9.501 miles cold milling, beginning approximately at the east city limits of Greensburg, then east on US-54 to the west city limits of Haviland (State Funds).

Reno—78 U-0895-01—0.137 mile grading and bituminous surfacing intersection improvement at 11th Avenue and Severance Street and 25th Avenue and Main Street in the City of Hutchinson (Federal Funds).

Rush—83 C-1911-01—5.113 miles subgrade modification and double bituminous surface treatment, beginning at the south edge of Alexander, then south on County Highway FAS 524 (Federal Funds).

Sedgwick—81-87 K-0768-01—3.524 miles grading, concrete pavement, seeding and bridge, beginning approximately at the intersection of US-81 and Blossum Avenue at Haysville, then north on US-81 (Federal Funds).

Sedgwick—87 U-0882-01—0.192 mile grading and surfacing, beginning approximately at the intersection of 21st Street and Jardine Drive, then east on 21st Street (Federal Funds).

DISTRICT SIX—Southwest

Finney—50-28 K-0302-02—6.209 miles surfacing and seeding, beginning approximately 6.0 miles east of the Finney-Kearny County Line, then east on new alignment of US-50 (Federal Funds).

Finney—50-28 K-0303-02—4.132 miles surfacing and seeding, beginning approximately at the junction of US-83 Spur and US-156, then north and west on new alignment of US-50 (Federal Funds).

Haskell—41 C-1641-01—5.000 miles bituminous surfacing, beginning approximately 11.0 miles north

(continued)

and 1.0 mile east of Sublette, then east on County Highway FAS 942 (Federal Funds).

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone regardless of race, religion, color, sex, physical handicap, national origin or ancestry in the award of contracts.

Plans and specifications for the project(s) may be examined at the offices of the respective County Clerks or at the Kansas Department of Transportation district offices responsible for the work.

JOHN B. KEMP
Secretary of Transportation

Doc. No. 002071

(Published in the KANSAS REGISTER, April 26, 1984.)

State of Kansas

DEPARTMENT OF TRANSPORTATION

NOTICE TO CONTRACTORS

Notice is hereby given that sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, Kansas, until 10:00 a.m., May 17, 1984 and then publicly opened:

DISTRICT ONE—Northeast

Jackson—62-43 K 0399-01—1.060 miles grading, bituminous surfacing, seeding and two bridges, beginning approximately 1.72 miles north of the junction of K-62 and K-16, then north on K-62 (Federal Funds).

Jackson—62-43 K 0400-01—0.470 mile grading, bituminous surfacing and bridge, beginning approximately 4.230 miles north of the junction of K-62 and K-16, then north on K-62 (Federal Funds).

Leavenworth—52 U 0807-01—0.015 mile grading and bridge replacement on Shawnee Street over the south branch of Three Mile Creek in the City of Leavenworth (Federal Funds).

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone regardless of race, religion, color, sex, physical handicap, national origin or ancestry in the award of contracts.

Plans and specifications for the project(s) may be examined at the offices of the respective County Clerks or at the Kansas Department of Transportation district offices responsible for the work.

JOHN B. KEMP
Secretary of Transportation

Doc. No. 002098

(Published in the KANSAS REGISTER, April 26, 1984.)

NOTICE OF CALL FOR REDEMPTION
TO THE HOLDERS OF
CITY OF MANHATTAN, KANSAS
COMMERCIAL REHABILITATION LOAN
PROGRAM REVENUE BONDS
(LOANS TO LENDERS)
SERIES A THROUGH D, 1982
DATED JUNE 1, 1982

Notice is hereby given that pursuant to the Provisions of SECTION 8(A) of Ordinance No's 3957, 3958 and 3960 of the City of Manhattan, Kansas, that the above mentioned Bonds numbered:

SERIES B

9	23	42	59
11	24	45	60
13	31	46	63
17	32	48	
18	35	51	
21	36	54	

SERIES C

12	39	62	86
13	40	63	87
15	42	65	92
17	43	66	93
20	44	70	105
22	49	72	107
23	50	73	110
24	52	74	114
27	53	77	120
29	56	80	121
32	57	81	
34	58	82	
35	61	84	

SERIES D

11	31	47	66
22	39	54	67
26	43	56	

maturing in the years 1985, 1986, 1987, 1988, 1989, 1990, 1991, 1992 and 1993 have been called for redemption and payment on June 1, 1984 at the offices of THE SOUTHWEST NATIONAL BANK OF WICHITA, TRUST DEPARTMENT, P.O. Box 1401, Wichita, Kansas 67201.

On such redemption date, there shall become due and payable on each of the above mentioned Bonds the redemption price thereof equal to 102% of the principal amount of each Bond together with interest accrued to the redemption date (upon the presentation and surrender of each such Bond and all appurtenant coupons). Interest shall cease to accrue on Bonds from and after June 1, 1984 and the interest coupons maturing after June 1, 1984 shall be void.

THE SOUTHWEST NATIONAL BANK
OF WICHITA, WICHITA, KANSAS
AS TRUSTEE FOR THE CITY
OF MANHATTAN, KANSAS

By: E. GORDON JOHNSON
Senior Vice President and Trust Officer

Doc. No. 002093

(Published in the KANSAS REGISTER, April 26, 1984.)

**NOTICE OF CALL FOR REDEMPTION
TO THE HOLDERS OF
CITY OF COLWICH, KANSAS
INDUSTRIAL REVENUE BONDS
SERIES NOVEMBER 1, 1979
(GARDEN PARK)**

Notice is hereby given that pursuant to the provisions of SECTION 4 of Ordinance No. 245 of the City of Colwich, Kansas, that the above-mentioned Bonds numbered 61-120, inclusive, have been called for redemption and payment on May 1, 1988 at the principal office of The Southwest National Bank of Wichita, Wichita, Kansas, P.O. Box 1401, 400 E. Douglas, Wichita, Kansas 67201.

On such redemption date there shall become due and payable on each of the above-mentioned Bonds the redemption price thereof equal to 102% of the principal amount of each Bond together with interest accrued to the redemption date (upon the presentation and surrender of each such Bond and all appurtenant coupons). An escrow of United States Government Securities has been established with The Southwest National Bank of Wichita to provide for the payment of the principal of, interest and redemption premium on the Bonds. Interest shall cease to accrue on the Bonds from and after May 1, 1988 and the interest coupons maturing after May 1, 1988 shall be void.

CITY OF COLWICH, KANSAS
By: Mary Alice Carlile
City Clerk

Doc. No. 002090

(Published in the KANSAS REGISTER, April 26, 1984.)

**NOTICE OF CALL FOR REDEMPTION
OF CITY OF PITTSBURG, KANSAS
INDUSTRIAL REVENUE BONDS
SERIES A, 1973**

TO ALL HOLDERS OF CITY OF PITTSBURG, KANSAS INDUSTRIAL REVENUE BONDS SERIES A, 1973 DATED JUNE 1, 1973.

You and each of you are hereby notified that the City of Pittsburg, Kansas has called for redemption as of June 1, 1984 all outstanding City of Pittsburg, Kansas Industrial Revenue Bonds, Series A, 1973 dated June 1, 1973, pursuant to the provisions of ordinance S-416 which authorized the issuance of such bonds. On June 1, 1984 the principal amount of all such bonds will be paid at the par value thereof plus accrued interest to June 1, 1984 together with the premium equal to 3½% of the principal amount of such bonds called for redemption and payment.

Such call for redemption and payment includes bonds maturing June 1, 1985 through June 1, 1993 and numbered 32 through 100, inclusive. Each of you are hereby advised that on June 1, 1984 such bonds shall cease to bear interest provided that the money to redeem such bonds is available for payment. Such payment for redemption shall be made upon presen-

tation of the bonds and all unmatured interest coupons at the office of City National Bank of Pittsburg, Pittsburg, Kansas.

This notice is given this 26th day of April, 1984.

CITY OF PITTSBURG, KANSAS
CITY NATIONAL BANK OF PITTSBURG
PITTSBURG, KANSAS, TRUSTEE

Doc. No. 002088

(Published in the KANSAS REGISTER, April 26, 1984.)

SENATE BILL No. 753

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.

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

Section 1. K.S.A. 1983 Supp. 75-3058 is hereby amended to read as follows: 75-3058. The following imprest funds are hereby established for institutions, other units or functions of the department of corrections:

Probation and parole	\$1,000
Kansas state penitentiary	\$25,000
State industrial reformatory	20,000
State reception and diagnostic center	2,000
State correctional-vocational training center	10,000
Kansas correctional institution at Lansing	5,000
Toronto honor camp	3,000
El Dorado honor camp	3,000
Wichita work release centers	4,000
Winfield pre-release center	10,000
Topeka pre-release center	5,000

Sec. 2. On the effective date of this act, the director of accounts and reports shall transfer from the state general fund to each imprest fund created by section 1 an amount equal to the amount of the specific balance for such imprest fund in section 1.

Sec. 3. K.S.A. 1983 Supp. 75-3058 is hereby repealed.

Sec. 4. 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 SENATE, and passed that body March 14, 1984.

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

Passed the HOUSE April 3, 1984.

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

APPROVED April 12, 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 24th day of April, 1984.

(SEAL) JACK H. BRIER
Secretary of State.

(Published in the KANSAS REGISTER, April 26, 1984.)

SENATE BILL No. 646

AN ACT concerning compensation of certain district court personnel; relating to reduced compensation upon termination in certain cases; amending K.S.A. 20-361 and repealing the existing section.

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

Section 1. K.S.A. 20-361 is hereby amended to read as follows: 20-361. (a) ~~On and after January 1, 1979,~~ The state shall pay the salaries of all nonjudicial personnel of the district courts of this state, except for personnel enumerated in subsection (b) of K.S.A. 20-162 and amendments thereto, and no county may supplement the compensation of district court personnel paid by the state. ~~Except as otherwise provided in this act, from January 1, 1979, to June 30, 1979, inclusive, the state shall pay such personnel monthly compensation in accordance with appropriation acts of the legislature in an amount equal to one month's portion of the annual compensation provided for the person's job position as contained in the 1978 calendar year budget originally approved by the board of county commissioners pursuant to K.S.A. 20-349 plus any monthly merit raise originally budgeted for such position for calendar year 1978.~~ For employees of the district court who were employees of such court on December 31, 1978, a full month's proportion of the employee's annual pay shall be paid for the state payroll period ending on January 17, 1979, notwithstanding that such period is shorter than the normal state payroll period; however, when any such employee terminates his or her employment with the court such employee's termination compensation shall be reduced by an amount determined by subtracting the amount of compensation actually earned by such employee for service during the period commencing on January 1, 1979, and ending on January 17, 1979, from the actual amount of compensation received by such employee from the state for the payroll period ending on January 17, 1979, ~~except that if such employee does not receive compensation from the county for time worked during the period commencing with the first day after the end of the last county payroll period which ended prior to January 1, 1979, and ending on December 31, 1978, the amount of the reduction in such employee's termination compensation shall be reduced by the amount of such compensation not received from the county.~~ With regard to judicial and nonjudicial personnel of the district courts whose salary is payable by the state, the state shall provide for unemployment security coverage, employer contributions for retirement, workmen's compensation coverage, health insurance coverage and surety bond coverage.

(b) The supreme court shall establish a formal pay plan for court reporters serving district judges and associate district judges. Within the limits of legislative appropriations therefor, ~~on and after January 1, 1979,~~ compensation of such court reporters shall be paid by the state in an amount prescribed by the pay plan established by the supreme court and no county may supplement the compensation of such court reporters. The plan shall detail each reporters position by classification, pay grade and pay step. In assignment of positions to particular steps within the assigned pay grade, the plan shall place each employee at the step which is at least five hundred dollars (\$500) over the employee's current salary, except that if an employee's current salary plus five hundred dollars (\$500) would total to an amount greater than the highest step on the assigned pay grade, such a court reporter shall be assigned to the highest step on the pay grade. Notwithstanding the foregoing, if an employee is earning more than the highest step on a given grade, his or her salary shall remain at the current level.

Sec. 2. K.S.A. 20-361 is hereby repealed.

Sec. 3. 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 SENATE, and passed that body February 16, 1984.

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

Passed the HOUSE April 4, 1984.

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

APPROVED April 11, 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 12th day of April, 1984.

(SEAL)

JACK H. BRIER
Secretary of State.

(Published in the KANSAS REGISTER, April 26, 1984.)

HOUSE BILL No. 3102

AN ACT concerning the state board of regents; authorizing the conveyance of certain property in Johnson county, Kansas, to the Kansas university endowment association.

WHEREAS, The property at 5300 Mission Woods in the city of Mission Woods, Kansas, was deeded to the state of Kansas by the Kansas university endowment association at no cost to the state for use by the university of Kansas medical center; and

WHEREAS, The university of Kansas medical center no longer has a use for this property: Now, therefore,

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

Section 1. The state board of regents acting for the state of Kansas is hereby authorized to convey by deed, without consideration, back to the Kansas university endowment association all of the property located in Johnson county, Kansas, and described as follows:

Lots 1 and 2 in Block 3, in Mission Woods, formerly a subdivision in Johnson county, Kansas, but now incorporated into the city of Mission Woods, less highway.

Sec. 2. 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 March 27, 1984.

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

Passed the SENATE April 2, 1984.

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

APPROVED April 11, 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 12th day of April, 1984.

(SEAL)

JACK H. BRIER
Secretary of State.

(Published in the KANSAS REGISTER, April 26, 1984.)

HOUSE BILL No. 2876

AN ACT relating to insurance; concerning coverage of liability for certain punitive or exemplary damages.

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

Section 1. (a) It is not against the public policy of this state for a person or entity to obtain insurance covering liability for punitive or exemplary damages assessed against such insured as the result of acts or omissions, intentional or otherwise, of such insured's employees, agents or servants, or of any other person or entity for whose acts such insured shall be vicariously liable, without the actual prior knowledge of such insured.

(b) The type of coverage specified in subsection (a) may be provided by insurance companies doing business in this state.

Sec. 2. 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 March 27, 1984.

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

Passed the SENATE April 2, 1984.

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

APPROVED April 12, 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 24th day of April, 1984.

(SEAL)

JACK H. BRIER
Secretary of State.

(Published in the KANSAS REGISTER, April 26, 1984.)

SENATE BILL No. 574

AN ACT concerning the Kansas animal health department; relating to the registration of livestock dealers; prescribing certain powers, duties and functions for the livestock commissioner; authorizing certain fees; declaring certain acts and omissions to be misdemeanors.

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

Section 1. As used in this act, unless the context otherwise requires:

(a) "Commissioner" means the livestock commissioner of the state of Kansas.

(b) "Livestock" means cattle, swine, horses, sheep, goats and poultry.

(c) "Livestock dealer" means any person engaged in the business of buying or selling livestock in commerce, either on that person's own account or as the employee or agent of the seller or purchaser, or any person engaged in the business of buying or selling livestock in commerce on a commission basis. "Livestock dealer" does not include any person who buys or sells livestock as part of that person's own breeding, feeding or dairy operation, nor any person who receives livestock exclusively for immediate slaughter.

(d) "Person" means any individual, partnership, corporation, company, firm or association. "Person" does not include any public livestock market operator licensed under K.S.A. 47-1001 *et seq.*, or any feed lot operator licensed under K.S.A. 47-1501 *et seq.*

Sec. 2. (a) Any person operating as a livestock dealer in Kansas shall register with the Kansas animal health department. Registration shall be made on an application form approved by the commissioner. The application shall be accompanied by the livestock dealer registration fee or renewal fee fixed by the commissioner under subsection (b). If an application for registration or renewal of registration is denied by the commissioner or withdrawn by the applicant, the fee shall not be refunded. Unless renewed under this section, each registration shall expire on the June 30 following the date of issuance.

(b) The livestock commissioner shall determine annually the amount of funds which will be required for the administration and enforcement of this section and section 2 and shall fix and adjust from time to time a livestock dealer registration fee and a renewal fee in such reasonable amounts as may be necessary for such purposes, except that in no case shall either the livestock dealer registration fee or the renewal fee exceed \$50.

(c) The commissioner shall remit all moneys received under this section to the state treasurer at least monthly. Upon receipt, the state treasurer shall deposit the entire amount in the state treasury and shall credit it to the livestock dealers' registration fee fund which is hereby established in the state treasury. All expenditures from the livestock dealer's registration fee fund shall be made upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the commissioner or by a person designated by the commissioner.

Sec. 3. (a) Each livestock dealer shall keep records and accounts of all livestock purchased for resale that are sufficient to enable the commissioner to trace individual animals back to the herd of origin, to the point of destination or both. These records and accounts shall be kept for a minimum of two years after livestock were purchased for resale. The commissioner or the commissioner's employees or agents may examine the records and accounts during normal working hours.

(b) After notice and hearing, the commissioner may deny any application for registration or suspend or revoke any registration in force, if formal findings are made that the person has failed repeatedly to maintain records and accounts that are sufficient to allow the commissioner to trace animals back to the herd of origin, to the point of destination or both.

Sec. 4. Any person violating or failing to comply with the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than \$100 nor more than \$500.

Sec. 5. 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 SENATE, and passed that body February 15, 1984.

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

Passed the HOUSE March 30, 1984.

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

APPROVED April 10, 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 11th day of April, 1984.

(SEAL)

JACK H. BRIER
Secretary of State.

(Published in the KANSAS REGISTER, April 26, 1984.)

HOUSE BILL No. 2957

AN ACT concerning counties; relating to the issuance of bonds for construction of civic centers; amending K.S.A. 1983 Supp. 19-101a and 19-15,141 and repealing the existing sections.

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

Section 1. K.S.A. 1983 Supp. 19-101a is hereby amended to read as follows: 19-101a. (a) The board of county commissioners may transact all county business and perform all powers of local legislation and administration it deems appropriate, subject only to the following limitations, restrictions or prohibitions: (1) Counties shall be subject to all acts of the legislature which apply uniformly to all counties.

(2) Counties may not consolidate or alter county boundaries.

(3) Counties may not affect the courts located therein.

(4) Counties shall be subject to acts of the legislature prescribing limits of indebtedness.

(5) In the exercise of powers of local legislation and administration authorized under provisions of this section, the home rule power conferred on cities to determine their local affairs and government shall not be superseded or impaired without the consent of the governing body of each city within a county which may be affected.

(6) Counties may not legislate on social welfare administered under state law enacted pursuant to or in conformity with public law No. 271—74th congress, or amendments thereof.

(7) Counties shall be subject to all acts of the legislature concerning elections, election commissioners and officers and their duties as such officers and the election of county officers.

(8) Counties shall be subject to the limitations and prohibitions imposed under K.S.A. 12-187 to 12-195, inclusive, and amendments thereto, prescribing limitations upon the levy of retailers' sales taxes by counties.

(9) Counties may not exempt from or effect changes in statutes made nonuniform in application solely by reason of authorizing exceptions for counties having adopted a charter for county government.

(10) No county may levy ad valorem taxes under the authority of this section upon real property located within any redevelopment area established under the authority of K.S.A. 12-1772, and amendments thereto, unless the resolution authorizing the same specifically authorized a portion of the proceeds of such levy to be used to pay the principal of and interest upon bonds issued by a city under the authority of K.S.A. 12-1774, and amendments thereto.

(11) Counties shall have no power under this section to exempt from any statute authorizing or requiring the levy of taxes and providing substitute and additional provisions on the same subject, unless the resolution authorizing the same specifically provides for a portion of the proceeds of such levy to be used to pay a portion of the principal and interest on bonds issued by cities under the authority of K.S.A. 12-1774, and amendments thereto.

(12) Counties may not exempt from or effect changes in any statute prescribing the procedure for the establishment of hospitals or health-related facilities. Counties in which there is located any territory of a hospital district operating under the provisions of article 21 of chapter 80 of the Kansas Statutes Annotated may not establish a county hospital or health-related facility under this section or pursuant to the provisions of 1983 House Bill No. 2002, and amendments thereto.

(13) Except as otherwise specifically authorized by K.S.A. 12-1,101 to 12-1,109, inclusive, and amendments thereto, counties may not levy and collect taxes on incomes from whatever source derived.

(14) Counties may not exempt from or effect changes in K.S.A. 19-430, and amendments thereto. Any charter resolution adopted by a county prior to July 1, 1983, exempting from or effecting changes in K.S.A. 19-430, and amendments thereto, is null and void.

(15) Counties may not exempt from or effect changes in K.S.A. 19-302, 19-502b, 19-503, 19-805 or 19-1202, and amendments thereto.

(16) Counties may not exempt from or effect changes in K.S.A. 13-13a26, and amendments thereto. Any charter resolution adopted by a county, prior to the effective date of this act, exempting from or effecting changes in K.S.A. 13-13a26, and amendments thereto, is null and void.

(17) Counties may not exempt from or effect changes in K.S.A. 71-301, and amendments thereto. Any charter resolution adopted by a county, prior to the effective date of this act, exempting from or effecting changes in K.S.A. 71-301, and amendments thereto, is null and void.

(18) Counties may not exempt from or effect changes in K.S.A. 19-15,139, 19-15,140 and 19-15,141, and amendments thereto. Any charter resolution adopted by a county prior to the effective date of this act, exempting from or effecting changes in such sections is null and void.

(b) Counties shall apply the powers of local legislation granted in subsection (a) of this section by resolution of the board of county commissioners. If no statutory authority exists for such local legislation other than that set forth in subsection (a) of this section and the local legislation proposed under the authority of such subsection is not contrary to any act of the legislature, such local legislation shall become effective upon passage of a resolution of the board and publication in the official county newspaper. If the legislation proposed by the board under authority of subsection (a) of this section is contrary to an act of the legislature which is applicable to the particular county but not uniformly applicable to all counties, such legislation shall become effective by passage of a charter resolution in the manner provided in K.S.A. 19-101b, and amendments thereto.

Sec. 2. K.S.A. 1983 Supp. 19-15,141 is hereby amended to read as follows: 19-15,141. Bonds issued pursuant to K.S.A. 19-15,140, and amendments thereto, by Seward, Shawnee and Wyandotte counties shall not be subject to or within any bonded debt limitation fixed by any other law of this state. Any bonds issued pursuant to K.S.A. 19-15,140, and amendments thereto, by Shawnee county shall be subject to the bonded debt limit of the county unless the proposition to exceed such bonded debt limitation has been submitted to and approved by a majority of the electors voting in favor thereof at an election called and held thereon. Such proposition shall state the amount of the county's total bonded indebtedness which is outstanding at the time of such election and the amount by which the bonds proposed to be issued will exceed the bonded debt limit of the county. Elections upon such proposition shall be noticed, called and held in the manner prescribed by the general bond law.

Sec. 3. K.S.A. 1983 Supp. 19-101a and 19-15,141 are hereby repealed.

Sec. 4. 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 March 28, 1984.

MIKE HAYDEN

Speaker of the House.

GENEVA SEWARD

Chief Clerk of the House.

Passed the SENATE April 4, 1984.

ROSS O. DOYEN

President of the Senate.

LU KENNEY

Secretary of the Senate.

APPROVED April 13, 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 24th day of April, 1984.

JACK H. BRIER

Secretary of State.

(SEAL)

(Published in the KANSAS REGISTER, April 26, 1984.)

HOUSE BILL No. 2674

AN ACT concerning public utilities; relating to electric transmission lines; amending K.S.A. 66-1,178 and 66-1,180 and repealing the existing sections.

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

Section 1. K.S.A. 66-1,178 is hereby amended to read as follows: 66-1,178. No electric utility may begin site preparation for or construction of an electric transmission line, or exercise the right of eminent domain to acquire any interest in land in connection with the site preparation for a construction of any such line without first acquiring a siting permit from the commission. Whenever any such electric utility desires to obtain such a permit, it shall file an application with the commission setting forth therein that it proposes to construct an electric transmission line and specifying the proposed location thereof, the names and addresses of the landowners of record whose land or interest therein is proposed to be acquired in connection with the construction of such a line and such other information as may be required by the commission. Thereupon the commission shall fix a time for a public hearing on such application, which shall be not more than ~~sixty (60)~~ 60 days from the date the application was filed, to determine the *necessity for and the* reasonableness of the location of the proposed electric transmission line. The commission shall fix the place for hearing, which may be in any county through which the electric transmission line is proposed to traverse.

Sec. 2. K.S.A. 66-1,180 is hereby amended to read as follows: 66-1,180. All hearings conducted pursuant to this act shall be in accordance with the rules of practice and procedure of the commission as provided in K.S.A. 66-106 and amendments thereto. All such hearings shall be completed within ~~thirty (30)~~ 30 days after the commencement thereof, unless the electric utility requests a continuance of any such hearing. All costs of any such hearing shall be taxed against the electric utility. Within ~~thirty (30)~~ 30 days after the conclusion of the hearing, the commission shall make its decision with respect to the *necessity for and the* reasonableness of the location of the proposed electric transmission line and shall issue or withhold the permit applied for. The commission may condition such permit as it may deem just and reasonable and as may, in its judgment, best protect the rights of all interested parties and those of the general public.

Sec. 3. K.S.A. 66-1,178 and 66-1,180 are hereby repealed.

Sec. 4. 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 March 7, 1984.

HOUSE concurred in SENATE amendments April 2, 1984.

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

Passed the SENATE as amended April 2, 1984.

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

APPROVED April 12, 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 24th day of April, 1984.

(SEAL)

JACK H. BRIER
Secretary of State.

Vol. 3, No. 17, April 26, 1984

(Published in the KANSAS REGISTER, April 26, 1984.)

HOUSE BILL No. 2552

AN ACT concerning cities; relating to property acquisition and sale of surplus land.

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

Section 1. (a) The governing body of any city may acquire by condemnation, dedication, gift or purchase the underlying fee interest in any real estate in which it holds a permanent easement in order to merge the title and sell such real estate.

(b) The governing body of any city may sell real estate acquired or held in fee simple when it is no longer needed for public purposes, including, but not limited to, real estate acquired for street, sanitary and storm sewer systems. A record of all sales authorized herein shall be maintained in the office of the city clerk.

Sec. 2. (a) The governing body of any city may charge a fee for the release of any easement. Such fee shall not exceed the increase in value accruing to the underlying fee owners resulting from the termination of the property interest held by the governing body of the city or the original price paid for the easement by the city, whichever is less, plus reasonable administrative costs.

(b) Before the release or vacation of any easement, the governing body shall notify the underlying fee owners or their heirs or assigns that they may purchase the easement.

(c) A city may charge for the release or vacation of an easement only for real estate which constitutes a site large enough to allow the building of a structure under the zoning code of the city, pursuant to the appropriate zoning classification.

Sec. 3. 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 March 29, 1983.

HOUSE concurred in SENATE amendments April 2, 1984.

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

Passed the SENATE as amended March 29, 1984.

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

APPROVED April 13, 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 24th day of April, 1984.

(SEAL)

JACK H. BRIER
Secretary of State.

(Published in the KANSAS REGISTER, April 26, 1984.)

SENATE BILL No. 842

AN ACT concerning the state board of regents; relating to travel and other expenses for recruitment of personnel for the state board of regents and for state educational institutions under the control and supervision of the state board of regents; amending K.S.A. 76-727 and repealing the existing section.

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

Section 1. K.S.A. 76-727 is hereby amended to read as follows: 76-727. (a) The chief executive officer of any state educational institution, when approved by the state board of regents, may extend an invitation to any person to ~~make a visit to the state of Kansas meet with representatives of such state educational institution~~ for the purpose of consultation preliminary to ~~his or her~~ such person's possible selection as a member of the ~~faculty~~ unclassified staff at such state educational institution, and in such case, such state educational institution may pay the actual and necessary travel and subsistence expenses of such invitee ~~visiting the state of Kansas in meeting with such representatives.~~ The state board of regents may extend an invitation to any person to meet with the state board of regents or with representatives of such board for the purpose of consultation preliminary to such person's possible selection as chief executive officer of a state educational institution under the control and supervision of the state board of regents or as executive officer of the state board of regents, and in such case, the state board of regents may pay the actual and necessary travel and subsistence expenses of such invitee and such invitee's spouse in meeting with the board or with such representatives. ~~Such~~ The travel and subsistence expenses shall be paid from funds available or appropriated for travel and subsistence.

(b) The state board of regents may agree to reimburse an applicant for the position of chief executive officer of a state educational institution or an applicant for the position of executive officer of the state board of regents for all or part of the applicant's moving expenses from the applicant's usual place of out-of-state residence to the applicant's place of residence in this state as an inducement to the applicant to accept such position of employment. The amount to be paid for moving expenses shall not exceed the amount of the actual moving expenses verified by receipts or the amount of moving expenses for moving 12,000 pounds of household goods, whichever is the lesser amount. The applicant shall be required to sign an agreement that if the applicant leaves the position of employment within one year from the beginning date of employment, the applicant will reimburse the state board of regents the full amount so paid for moving expenses, and the obligation to repay shall constitute a lien and setoff by the state against the applicant employee's unpaid wages or salary. The moving expenses shall be paid from funds available or appropriated for moving expenses.

(c) The provisions of K.S.A. 75-3218, 75-3219 and 75-3220, and amendments to these statutes, shall not apply to state educational institutions or to the state board of regents, except that the provisions of K.S.A. 75-3218 and amendments thereto and the provisions of K.S.A. 75-3220 ~~supplemental and amendments~~ thereto shall apply to the employees of the office of the state board of regents other than the executive officer of the state board of regents.

(d) The chief executive officer of any state educational institution, or any person or persons designated by such officer for the purpose, ~~may~~, with the approval of the state board of regents, may travel to any place or places in the United States for the purpose of interviewing persons as prospective members of the faculty of such state educational institution, and in such case, such state educational institution shall pay the transportation and subsistence expenses of persons making such trips. ~~Such~~ The travel and subsistence shall be paid at the same rates and subject to the same limitations as now provided for state employees for out-of-state travel. ~~Such~~ The travel and subsistence shall be paid from funds available or appropriated for travel and subsistence.

Sec. 2. K.S.A. 76-727 is hereby repealed.

Sec. 3. 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 SENATE, and passed that body March 21, 1984.

SENATE concurred in HOUSE amendments April 5, 1984.

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

Passed the HOUSE as amended April 4, 1984.

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

APPROVED April 17, 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 24th day of April, 1984.

(SEAL) JACK H. BRIER
Secretary of State.

(Published in the KANSAS REGISTER, April 26, 1984.)

SENATE BILL No. 851

AN ACT amending the self-service storage act; concerning the procedure for sale of certain property stored; amending K.S.A. 58-817 and repealing the existing section.

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

Section 1. K.S.A. 58-817 is hereby amended to read as follows: 58-817. (a) (1) If the occupant is in default for a period of more than 45 days, the operator may enforce the lien by selling the property stored in the leased space for cash. Sale of the property stored on the premises may be by public or private proceedings and may also be as a unit or in parcels, or by way of one or more contracts and at any time or place, and on any terms as long as the sale is commercially reasonable. The operator may otherwise dispose of any property which has no commercial value.

(2) The proceeds of such sale shall then be applied to satisfy the lien, with any surplus disbursed as provided in subsection (d).

(b) Before conducting a sale under subsection (a), the operator shall:

(1) Notify the occupant of the default, ~~not less than seven days after the notice required by subsection (b)(1)~~, by first-class mail at the occupant's last-known address;

(2) send a second notice of default, ~~not less than seven days after the notice required by subsection (b)(1)~~, by restricted mail to the occupant at the occupant's last-known address which includes:

(A) A statement that the contents of the occupant's leased space are subject to the operator's lien;

(B) a statement of the operator's claim, indicating the charges due on the date of the notice, the amount of any additional charges which shall become due before the date of release for sale and the date those additional charges shall become due;

(C) a demand for payment of the charges due within a specified time, not less than 10 days after the date of the notice;

(D) a statement that unless the claim is paid within the time stated, the contents of the occupant's space will be sold after a specified time; and

(E) the name, street address and telephone number of the operator, or a designated agent whom the occupant may contact to respond to the notice.

(continued)

(Published in the KANSAS REGISTER, April 26, 1984.)

SENATE BILL No. 832

AN ACT authorizing the state board of regents to purchase certain real property and construct parking facilities for the use of Wichita State University.

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

Section 1. (a) The state board of regents is hereby authorized to purchase from the Wichita state university board of trustees the following described real property which is located in the city of Wichita, county of Sedgwick and state of Kansas:

Parcel 1: Lots 18, 20 and 22 on Holyoke avenue, Fairmount Addition.

Parcel 2: Lots 14 and 16 on Holyoke avenue, Fairmount Addition.

(b) The real property described in subsection (a) may be acquired for construction of parking facilities to be utilized by Wichita state university for a purchase price to be agreed upon by the state board of regents and the Wichita state university board of trustees. The purchase price for such real property shall be paid from the on-campus parking maintenance and construction fund. The provisions of K.S.A. 75-3043a shall not apply to the purchase of real property authorized by this section. Before paying the consideration for the purchase of such real property, the state board of regents shall secure an approval of the title and the form of the deed from the attorney general.

(c) Wichita state university is hereby authorized to construct parking facilities on the real property described in subsection (a) and to pay for such construction in the manner authorized by K.S.A. 74-3213, and amendments thereto.

Sec. 2. 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 SENATE, and passed that body March 21, 1984.

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

Passed the HOUSE April 3, 1984.

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

APPROVED April 13, 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 24th day of April, 1984.

JACK H. BRIER
Secretary of State.

(SEAL)

(3) At least seven days before the sale, advertise the time, place and terms of the sale in a newspaper of general circulation in the jurisdiction where the sale is to be held. Such advertisement shall be in the classified section of the newspaper. The ad shall state that the items that will be released for sale.

(c) At any time before a sale under this section, the occupant may pay the amount necessary to satisfy the lien and redeem the occupant's personal property.

(d) If a sale is held under this section, the operator shall:

(1) Satisfy the lien from the proceeds of the sale; and

(2) hold the balance, if any, for delivery on demand to the occupant or any other recorded lienholders for a period of one year after receipt of proceeds of the sale and satisfaction of the lien. Thereafter, the proceeds remaining after satisfaction of the lien shall be considered abandoned property to be reported and paid to the state treasurer in accordance with the disposition of unclaimed property act.

(e) A purchaser in good faith of any personal property sold under the self-service storage act takes the property free and clear of any rights of:

(1) Persons against whom the lien was valid; and

(2) other lienholders.

(f) If the operator complies with the provisions of the self-service storage act, the operator's liability:

(1) To the occupant shall be limited to the net proceeds received from the sale of the personal property, and

(2) to other lienholders shall be limited to the net proceeds received from the sale of any personal property covered by the other lien.

(g) If an occupant is in default, the operator may deny the occupant access to the leased space.

(h) Unless otherwise specifically provided, all notices required by the self-service storage act shall be sent by restricted mail. Notices sent to the operator shall be sent to the self-service storage facility where the occupant's property is stored. Notices to the occupant shall be sent to the occupant at the occupant's last-known address. Notices shall be deemed delivered when deposited with the United States postal service, properly addressed as provided in subsection (b), with postage prepaid.

Sec. 2. K.S.A. 58-817 is hereby repealed.

Sec. 3. 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 SENATE, and passed that body March 21, 1984.

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

Passed the HOUSE April 4, 1984.

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

APPROVED April 13, 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 24th day of April, 1984.

JACK H. BRIER
Secretary of State.

(SEAL)

(Published in the KANSAS REGISTER, April 26, 1984.)

Substitute for HOUSE BILL No. 2621

AN ACT concerning employees of state agencies; relating to certain communications thereby; prohibiting certain acts by supervisors and appointing authorities and providing remedies for violations.

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

Section 1. (a) No supervisor or appointing authority of any state agency shall prohibit any employee of the agency who is in the classified service under the Kansas civil service act from discussing the operations of the agency, either specifically or generally, with any member of the legislature.

(b) No supervisor or appointing authority of any state agency shall:

(1) Prohibit any employee of the agency who is in the classified service under the Kansas civil service act from reporting any violation of state or federal law or rules and regulations to any person, agency or organization; or

(2) require any such employee to give notice to the supervisor or appointing authority prior to making any such report.

(c) This section shall not be construed as:

(1) Prohibiting a supervisor or appointing authority from requiring that an employee inform the supervisor or appointing authority as to legislative requests for information to the agency or the substance of testimony made, or to be made, by the employee to legislators on behalf of the agency;

(2) permitting an employee to leave the employee's assigned work areas during normal work hours without following applicable rules and regulations and policies pertaining to leaves, unless the employee is requested by a legislator or legislative committee to appear before a legislative committee;

(3) authorizing an employee to represent the employee's personal opinions as the opinions of a state agency; or

(4) prohibiting disciplinary action of an employee who discloses information which: (A) The employee knows to be false or which the employee discloses with reckless disregard for its truth or falsity, (B) the employee knows to be exempt from required disclosure under the open records act or (C) is confidential under any other provision of law.

(d) Any employee who is in the classified service and has permanent status under the Kansas civil service act may appeal to the state civil service board whenever the employee alleges that disciplinary action was taken against the employee in violation of this act or in any court of law or administrative hearing. The appeal shall be filed within 30 days of the alleged disciplinary action. Procedures governing the appeal shall be in accordance with subsections (f) and (g) of K.S.A. 75-2949 and amendments thereto and K.S.A. 1983 Supp. 75-2929d through 75-2929g and amendments thereto. If the board finds that disciplinary action taken was unreasonable, the board shall modify or reverse the agency's action and order such relief for the employee as the board considers appropriate. If the board finds a violation of this act, it may require as a penalty that the violator be suspended on leave without pay for not more than 30 days or, in cases of willful or repeated violations, may require that the violator forfeit the violator's position as a state officer or employee and disqualify the violator for appointment to or employment as a state officer or employee for a period of not more than two years. The decision of the board in such cases may be appealed by any party pursuant to law.

(e) Each state agency shall prominently post a copy of this act in locations where it can reasonably be expected to come to the attention of all employees of the agency.

(f) As used in this section "disciplinary action" means any dismissal, demotion, transfer, reassignment, suspension, reprimand, warning of possible dismissal or withholding of work.

Sec. 2. 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 March 14, 1984.

HOUSE concurred in SENATE amendments April 4, 1984.

MIKE HAYDEN

Speaker of the House.

GENEVA SEWARD

Chief Clerk of the House.

Passed the SENATE as amended April 3, 1984.

ROSS O. DOYEN

President of the Senate.

LU KENNEY

Secretary of the Senate.

APPROVED April 18, 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 24th day of April, 1984.

JACK H. BRIER

Secretary of State.

(SEAL)

(Published in the KANSAS REGISTER, April 26, 1984.)

SENATE BILL No. 375

AN ACT concerning mortgage bonds authorized by the mortgage subsidy bond tax act of 1980; reallocation of statewide ceiling amount among cities and counties.

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

Section 1. The mortgage subsidy bond tax act of 1980 (26 USC 103A) was passed by the 96th Congress of the United States of America, which act established statewide ceilings with respect to the amount of qualified mortgage bonds that can be issued each year. This federal act established a complex formula for allocating the ceiling within a state. The governor or legislature of each state is given authority under the federal act to establish a different allocation formula.

Sec. 2. There is hereby established the following formula for allocating the state ceiling of qualified mortgage bonds among governmental units of this state:

(a) The following provisions shall apply to mortgage subsidy bonds issued on or before March 1 of each year:

(1) The initial annual ceiling for any city or county of this state is an amount equal to the ratio of the population of such city or county to the population of the state, multiplied by the state ceiling. Populations shall be those determined to be the final United States bureau of the census figures for the most recent decennial census.

(2) At least two days prior to the issuance of such bonds, the city or county shall notify the secretary of economic development. Such notification shall indicate (A) the amount of such bond issue, (B) calculations showing compliance within its share of the state ceiling and (C) any cooperation among cities of counties in combining their respective shares of the state ceiling.

(3) If the population of an area is within the jurisdiction of two or more governmental units (such as a city and county), the population of such city shall be treated as only within the jurisdiction of the city, unless such city agrees to surrender all or part of its share of the state ceiling for any year to the county with overlapping jurisdiction over the city. If a city has surrendered all or part of its share of the state ceiling for any year to a county, the population of such city shall be treated as within the county to which such share was surrendered.

(4) More than one city, or more than one county, or cities and counties may join together or cooperate with one another in issuing mortgage subsidy bonds by combining their respective shares of the state ceiling. Such joint or cooperative action shall be taken only in accordance with and pursuant to a written

(continued)

agreement entered into between or among such cooperating cities and counties.

(b) This subsection shall apply to mortgage subsidy bonds issued after March 1 of each year:

(1) On March 1 of each year, the secretary of the department of economic development shall compute the total amount of such bonds issued under this act pursuant to subsection (a) and the amount remaining under the state ceiling, if any.

(2) Between March 1 and March 15 of each year, any city or county may apply to the secretary of the department of economic development to use a portion or all of the amount remaining under the state ceiling. Such application shall indicate (A) the issuer, (B) the proposed size of the bond issue, (C) all provisions governing eligible types of loans, borrowers, properties and uses of loan proceeds, (D) the anticipated date of issue, (E) the name of the bond counsel, underwriter and underwriter's counsel (if known) and (F) the cities or counties which propose to cooperate with the issuing city or county.

(3) On or before March 20 of each year, the secretary of the department of economic development shall notify each applicant of the portion (if any) of the remaining state ceiling that it may utilize.

(c) Subsequent to the allocation provided in subpart (3) of subsection (b), any city or county which has received an allocation or pursuant to the allocation procedure set forth in part B of executive order 81-54 prior to the effective date of this act may notify the secretary of the department of economic development that it does not intend to utilize all or any portion of its allocation, in which event the secretary may reallocate such unused amount to any one or more other cities or counties of the state.

Sec. 3. On or before March 5, April 5, July 1, October 1 and December 31 of each year, the secretary of the department of economic development shall report to the governor as to allocation of the state ceiling of qualified mortgage bonds among the governmental units of the state.

Sec. 4. 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 SENATE, and passed that body March 8, 1983.

Senate adopted Conference Committee report April 5, 1984.

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

Passed the HOUSE as amended March 22, 1984.
House adopted Conference Committee report April 4, 1984.

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

APPROVED April 18, 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 24th day of April, 1984.

JACK H. BRIER
Secretary of State.

(SEAL)

(Published in the KANSAS REGISTER, April 26, 1984.)

SENATE BILL No. 696

AN ACT relating to purchases and sales of property by state agencies; concerning sales of retired motor vehicles and highway machinery and equipment; amending K.S.A. 1983 Supp. 75-3739 and repealing the existing section.

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

Section 1. K.S.A. 1983 Supp. 75-3739 is hereby amended to read as follows: 75-3739. In the manner as provided in this act and rules and regulations established thereunder:

(1) (a) All contracts for construction and repairs, and all purchases of and contracts for supplies, materials, equipment and contractual services shall be based on competitive bids, and sales of property shall be to the highest responsible bidder, at an advertised public auction or after advertising for sealed bids in the same manner provided for purchase of property herein as may be determined by the director of purchases, except that competitive bids need not be required: (A) (1) For contractual services where no competition exists; or (B) (2) sales in an established market; or (C) (3) when, in the judgment of the director of purchases, chemicals and other material for use in laboratories, shop and like experimental studies by state educational institutions may be purchased to the best advantage of the state, or where rates are fixed by law or ordinance; or (D) (4) for items traded in on like items; or (E) (5) when, in the judgment of the director of purchases, an agency emergency requires immediate delivery of supplies, materials or equipment, or immediate performance of services.

The director of purchases shall make a detailed report at least once in each calendar quarter to the legislative coordinating council and the chairpersons of the senate and the house of representatives committees on ways and means of all emergency purchases under subsection (1)(E) (a)(5).

(2) (b) If the amount of the purchase or sale is estimated to exceed approximately \$5,000, sealed bids shall be solicited by notice published once in the Kansas register not less than 10 days before the date stated therein for the opening of such bids. The director of purchases may also designate a trade journal for such publication. The director of purchases shall also solicit such bids by sending notices by mail to all active prospective bidders known to the director. All bids shall be sealed when received and shall be opened in public at the hour stated in the notice.

(3) (c) All purchases or sales estimated to exceed approximately \$2,000 but not more than \$5,000, shall be made after receipt of sealed bids following at least three days' notice posted on a public bulletin board in the office of the director of purchases. The director of purchases may also solicit sealed bids by mail in such cases in like manner as provided in subsection (2) of this section (b).

(4) (d) All purchases or sales estimated to be approximately \$2,000 or less may be made either upon competitive bids or in the open market, in the discretion of the director of purchases but, so far as practicable, shall be based on at least three competitive bids and recorded as provided in K.S.A. 1982 Supp. 75-3740, and amendments thereto, except that the director of purchases, with the approval of the secretary of administration, may delegate authority to any state agency to make small purchases or sales of less than \$2,000 either on the open market or under certain prescribed conditions and procedures.

(5) (e) Contracts and purchases shall in all cases be based on specifications fixed by the director of purchases. When deemed applicable and feasible by the director of purchases, such specifications shall include either energy efficiency standards or appropriate life cycle cost formulas, or both, for all supplies, materials, equipment and contractual services to be purchased by the state. The director of purchases may reject a contract or purchase on the basis that a product is manufactured or assembled outside the United States. No such specifications shall be fixed in a manner to effectively exclude any responsible bidder offering comparable supplies, materials, equipment or contractual services.

(6) (f) Notwithstanding anything herein to the contrary, all

(continued)

contracts with independent construction concerns for the construction, improvement, reconstruction and maintenance of the state highway system and the acquisition of rights-of-way for state highway purposes shall be advertised and let as now or hereafter provided by law.

(7)(g) Notwithstanding anything herein to the contrary and except as otherwise provided in this subsection (7), the director of purchases, with the approval of the secretary of administration, may authorize state agencies to contract for services and materials with other state agencies, or with federal agencies, political subdivisions of Kansas, agencies of other states or subdivisions thereof, or private nonprofit educational institutions, without competitive bids if: (A) (1) The obligations and duties imposed on, and the benefits and privileges to be received by, each state agency which is a proposed party to the contract does not exceed the authority and powers delegated to such state agency by the legislature, including the authority to enter into the contract; (B) (2) the obligations and duties imposed on the state agency required to perform services or supply materials are within the normal scope of duties of the state agency and the competence of the state agency to perform the contracted services and to deliver the prescribed materials is demonstrated to the satisfaction of the director of purchases; and (C) (3) the director of purchases determines that materials are not available from responsible sources other than state agencies at a lower cost. In addition to the requirements of clauses (A) (1) to (C) (3), inclusive, of this subsection (7), if a contract for services is financed entirely from moneys derived exclusively from the state general fund, the director of purchases, with the approval of the secretary of administration, may authorize state agencies to enter into such a contract for services with other state agencies, or with federal agencies, political subdivisions of Kansas, agencies of other states or subdivisions thereof, or private nonprofit educational institutions, without competitive bids only if the director of purchases determines that comparable services are not reasonably available from responsible sources other than such agencies at a lower cost.

(8)(h) Except as otherwise specifically provided by law, no state agency shall enter into any lease of real property without the prior approval of the secretary of administration. Such state agency shall submit to the secretary of administration such information relating to any such proposed lease as the secretary may require. The secretary of administration shall either approve, modify and approve or reject any such proposed lease.

(i) Notwithstanding anything in this section to the contrary, sales of retired motor vehicles, mowers, graders and other highway machinery and equipment of the Kansas highway patrol, central motor pool and department of transportation shall be to the highest responsible bidder at either an advertised public auction or by sealed competitive bids or as otherwise authorized by this section. Nothing in this subsection shall preclude a state agency from trading in such vehicles and equipment when authorized to do so by the director of purchases. The motor vehicle and highway equipment sales fee fund is hereby created and shall be utilized by the director of purchases to pay all or part of the expenses of sales authorized by this subsection. Fees for such expenses shall be deducted from the proceeds received from such sales and shall be deposited in the state treasury to the credit of the motor vehicle and highway equipment sales fee fund.

Sec. 2. K.S.A. 1983 Supp. 75-3739 is hereby repealed.

Sec. 3. 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 SENATE, and passed that body March 6, 1984.

SENATE concurred in HOUSE amendments April 5, 1984.

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

Passed the HOUSE as amended April 4, 1984.

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

APPROVED April 17, 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 24th day of April, 1984.

JACK H. BRIER
Secretary of State.

(SEAL)

(Published in the KANSAS REGISTER, April 26, 1984.)

HOUSE BILL No. 3100

AN ACT concerning corrections; relating to inmates of honor camps and certain work performed thereby.

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

Section 1. (a) The director of honor camps, with the approval of the secretary of corrections, may extend the limits of confinement of inmates of correctional honor camps to work for any state agency, federal agency, city, county, school district or nonprofit organization organized for charitable purposes if such work is in furtherance of public service and public welfare or charitable objectives within the community. The inmates shall remain under the legal custody of the secretary of corrections with the actual limits of confinement extended and without actual supervision of correctional officials. Those persons observing, supervising, managing, controlling and reporting back to correctional officials regarding such inmates in their work shall be agents of the state and of the secretary of corrections for that purpose only but shall not, solely by reason of the agency, have law enforcement powers.

(b) Compensation of inmates working pursuant to this section shall be normal inmate incentive pay rendered to other inmates working within correctional institutions pursuant to K.S.A. 75-5211 and amendments thereto.

Sec. 2. 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 March 22, 1984.

HOUSE concurred in SENATE amendments April 4, 1984.

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

Passed the SENATE as amended April 3, 1984.

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

APPROVED April 18, 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 24th day of April, 1984.

JACK H. BRIER
Secretary of State.

(SEAL)

(Published in the KANSAS REGISTER, April 26, 1984.)

Substitute for SENATE BILL No. 660

AN ACT concerning dentists; relating to improper use of certain names; amending K.S.A. 65-1435 and K.S.A. 1983 Supp. 65-1436 and repealing the existing sections.

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

Section 1. K.S.A. 65-1435 is hereby amended to read as follows: 65-1435. ~~On and after the passage of this act,~~ (a) Except as otherwise provided in this section, it shall be unlawful for any person or persons to practice or offer to practice dentistry under any name except his such person's own name, which shall be the name used in his the license certificate granted to him such person as a dentist as provided in this act; and unlawful, or to use the name of any company, association, corporation, clinic, trade name, or business name in connection with the practice of dentistry as defined in this act. ~~Provided, nothing herein contained shall be so construed as to prevent two or more licensed dentists from associating together for the practice of dentistry, each in his own proper name. The violation of any of the provisions of this section by any dentist shall subject such dentist to suspension or revocation of his license.~~

(b) Nothing herein contained shall be construed to prevent two or more licensed dentists:

(1) From associating together for the practice of dentistry, each in such person's own proper name; or

(2) from associating together for the practice of dentistry in a professional corporation, organized under the professional corporation law of Kansas, under a corporate name, established in accordance with the professional corporation law of Kansas, that may or may not contain the proper name of any such person or persons; or

(3) from associating together with persons licensed to practice medicine and surgery in a clinic or professional association under a name that may or may not contain the proper name of any such person or persons and may contain the word "clinic".

(c) It shall be unlawful, and a licensee may have his a license suspended or revoked, for any licensee to conduct a dental office in his the name of the licensee, or to advertise his the licensee's name in connection with any dental office or offices, or to associate together for the practice of dentistry with other licensed dentists in a professional corporation, organized under the professional corporation law of Kansas, under a corporate name, established in accordance with the professional corporation law of Kansas, that may or may not contain the proper name of any such person or persons or to associate together with persons licensed to practice medicine and surgery in a clinic or professional association under a name that may or may not contain the proper name of any such person or persons and may contain the word "clinic", unless such person licensee is personally present in said the office operating as a dentist or personally overseeing such operations as are performed in said the office or each of said the offices during a majority of the time said the office or each of said the offices is being operated.

(d) Nothing in this section shall be construed to permit the franchise practice of dentistry.

(e) The violation of any of the provisions of this section by any dentist shall subject such dentist to suspension or revocation of a license.

Sec. 2. K.S.A. 1983 Supp. 65-1436 is hereby amended to read as follows: 65-1436. (a) The Kansas dental board may refuse to issue the license provided for in this act, or may take any of the actions with respect to any dental or dental hygiene license as set forth in subsection (b), whenever it is established to the satisfaction of the board that any applicant for a dental or dental hygiene license or any licensed dentist or dental hygienist practicing in the state of Kansas has:

(1) Committed fraud, deceit or misrepresentation in obtaining any license, money or other thing of value;

(2) committed gross immorality;

(3) habitually used intoxicants or drugs which have rendered such person unfit for the practice of dentistry or dental hygiene;

(4) been determined to be incompetent;

(5) committed gross, wanton or willful negligence in the practice of dentistry or dental hygiene;

(6) employed, allowed or permitted any unlicensed person or persons to perform any work in the licensee's office which constitutes the practice of dentistry or dental hygiene under the provisions of this act;

(7) willfully violated the laws of this state relating to the practice of dentistry or dental hygiene or the rules and regulations of the secretary of health and environment or of the board regarding sanitation;

(8) engaged in the division of fees, or agreed to split or divide the fee received for dental service with any person for bringing or referring a patient without the knowledge of the patient or the patient's legal representative, except the division of fees between dentists practicing in a partnership and sharing professional fees, or in case of one licensed dentist employing another;

(9) committed complicity in association with or allowed the use of the licensed dentist's name in conjunction with any person who is engaged in the illegal practice of dentistry;

(10) been convicted of a felony if the board determines, after investigation, that such person has not been sufficiently rehabilitated to warrant the public trust, or a misdemeanor involving moral turpitude;

(11) failed to pay license fees;

(12) used the name "clinic," "institute" or other title that may suggest a public or semipublic activity except that the name "clinic" may be used as authorized in K.S.A. 65-1435 and amendments thereto; or

(13) committed, after becoming a licensee, any conduct which is detrimental to the public health, safety or welfare as defined by rules and regulations of the board.

(b) Whenever it shall be established to the satisfaction of the Kansas dental board that a licensee is in any of the circumstances or has committed any of the acts described in subsection (a), the Kansas dental board may take one or any combination of the following actions with respect to the license of the licensee:

(1) Revoke the license.

(2) Suspend the license for such period of time as may be determined by the board.

(3) Restrict the right of the licensee to practice by imposing limitations upon dental or dental hygiene procedures which may be performed, categories of dental disease which may be treated or types of patients which may be treated by the dentist or dental hygienist. Such restrictions shall continue for such period of time as may be determined by the board, and the board may require the licensee to provide additional evidence at hearing before lifting such restrictions.

(4) Grant a period of probation during which the imposition of one or more of the actions described in subsections (b)(1) through (b)(3) will be stayed subject to such conditions as may be imposed by the board including a requirement that the dentist or dental hygienist refrain from any course of conduct which may result in further violation of the dental practice act or the dentist or dental hygienist complete additional or remedial instruction. The violation of any provision of the dental practice act or failure to meet any condition imposed by the board as set forth in the order of the board will result in immediate termination of the period of probation and imposition of such other action as has been taken by the board.

(c) The board may upon its own motion or upon the request of any licensee who is a party to a licensure action require a physical or mental examination, or both, of such licensee either prior to a hearing to be held as a part of a licensure action or prior to the termination of any period of suspension or the termination of any restrictions imposed upon the licensee as provided in subsection (b).

Sec. 3. K.S.A. 65-1435 and K.S.A. 1983 Supp. 65-1436 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the Kansas register.

(continued)

I hereby certify that the above BILL originated in the SENATE, and passed that body March 1, 1984.

SENATE concurred in HOUSE amendments April 3, 1984.
 ROSS O. DOYEN
President of the Senate.
 LU KENNEY
Secretary of the Senate.

Passed the HOUSE as amended April 2, 1984.
 MIKE HAYDEN
Speaker of the House.
 GENEVA SEWARD
Chief Clerk of the House.

APPROVED April 12, 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 24th day of April, 1984.

JACK H. BRIER
Secretary of State.

(SEAL)

(Published in the KANSAS REGISTER, April 26, 1984.)

SENATE BILL No. 561

AN ACT relating to administrative rules and regulations of state agencies; concerning the filing of certain documents adopted by reference in rules and regulations; amending K.S.A. 1983 Supp. 77-416 and repealing the existing section.

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

Section 1. K.S.A. 1983 Supp. 77-416 is hereby amended to read as follows: 77-416. (a) Every state agency shall file with the revisor of statutes every rule and regulation adopted by it and every amendment and revocation thereof. Every rule and regulation filed in the office of the revisor of statutes shall be filed in duplicate, and each section shall include a citation to the statutory section or sections being implemented or interpreted and a citation of the authority pursuant to which it, or any part thereof, was adopted. Every rule and regulation filed in the office of the revisor of statutes shall be accompanied by a copy of (4) the fiscal or financial impact statement required by subsection (b) of this section and (2) any document which is adopted by reference by the rule or regulation, *except that for the purpose of avoiding unwarranted expense the board may authorize and direct the revisor of statutes to file any rule or regulation without the document which is adopted by such rule or regulation whenever the board determines that (1) the document is a technical manual of limited public interest; (2) the cost of providing file copies of such document is excessive in view of its limited public interest; and (3) the document will be available for public inspection during normal business hours in the office of the agency adopting the rule and regulation.* A copy of any document adopted by reference in a rule and regulation shall be available from the state agency which adopted the rule and regulation upon request by any person interested therein. The state agency shall, under the direction of the revisor of statutes, number each section with a distinguishing number and, in making a compilation of the rules and regulations, the sections shall be arranged therein in numerical order. A decimal system of numbering shall be prohibited.

(b) At the time of drafting any proposed rule and regulation or amendment to any existing rule and regulation, the state agency shall prepare a statement of the fiscal or financial effect or impact of such proposed rule and regulation or amendment upon all governmental agencies or units and private businesses which will be subject thereto and upon the general public, and if such proposed rule and regulation is mandated by federal law as a

requirement for participating in or implementing a federally subsidized or assisted program, the state agency shall so specify as a part of the fiscal or financial impact statement. The state agency shall reevaluate and, when necessary, update the statement at the time of giving notice of hearing on a proposed rule and regulation and at the time of filing a rule and regulation with the revisor of statutes. If a public hearing was held prior to the adoption of the rule and regulation, a state agency at the time of filing a rule and regulation with the revisor of statutes shall include as a part of the fiscal or financial impact statement a statement specifying the time and place at which the hearing was held and the attendance at the hearing. A copy of the current fiscal or financial impact statement shall be available from the state agency upon request by any party interested therein.

(c) Upon request of the state rules and regulations board, the joint committee on administrative rules and regulations or the chairperson of either committee or board, the director of the budget shall review the fiscal or financial impact statement prepared by any state agency and shall prepare a supplemental or revised statement. If possible, the supplemental or revised statement shall include a reliable estimate in dollars of the anticipated change in revenues and expenditures of the state. It also shall include a statement, if determinable or reasonably foreseeable, of the immediate and long-range financial effect of the regulation on private businesses and the general public. If, after careful investigation, it is determined that no dollar estimate is possible, the statement shall set forth the reasons why no dollar estimate can be given. Every state agency is directed to cooperate with the division of the budget in the preparation of any statement pursuant to this subsection when, and to the extent, requested by the director of the budget.

Sec. 2. K.S.A. 1983 Supp. 77-416 is hereby repealed.

Sec. 3. 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 SENATE, and passed that body February 15, 1984.

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

Passed the HOUSE April 3, 1984.

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

APPROVED April 12, 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 24th day of April, 1984.

JACK H. BRIER
Secretary of State.

(SEAL)

(Published in the KANSAS REGISTER, April 26, 1984.)

SENATE BILL No. 654

AN ACT concerning the open records act; amending K.S.A. 1983 Supp. 74-2012 and sections 5, 6, 7, 8 and 11 of 1984 House Bill No. 2668 and repealing the existing sections.

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

Section 1. K.S.A. 1983 Supp. 74-2012 is hereby amended to read as follows: 74-2012. (a) All records of the division of vehicles pertaining to title, registration, licenses, dealers, drivers' licenses and accident reports shall be public records and open to inspection by the public. Other records relating to the physical or mental condition of any person, or to expungement or diversion agreements, shall be confidential. Copies of information contained in public records relating to any person shall be provided by the division to such person upon request. Copies of such information shall be provided to any person, firm, corporation, partnership or association either upon the written authorization of the person to whom such information relates or upon the requesting party's written certification that:

(a) The requesting party has a security interest in a motor vehicle owned by such person, or such person has offered to pledge such motor vehicle to the requesting party as security for a loan; or

(b) the requesting party is an employer or prospective employer of such person who, as a condition of such employment, will be engaged in the operation of motor vehicles owned by the requesting party; or

(c) the information relates to an application for or renewal or cancellation of a casualty insurance policy issued by the requesting party or through its authorized agent, and that the requesting party and any such agent is fully licensed by the Kansas insurance department. All other records of the division of vehicles shall be subject to the provisions of 1984 House Bill No. 2668 except as otherwise provided by this section.

In addition, the director of vehicles may furnish information in any of its public records to a requesting party who submits proof satisfactory to the director that the information requested is to be used by the requesting party for the purpose of providing information to a manufacturer of motor vehicles registered in this state.

(b) Lists of persons' names and addresses contained in or derived from records of the division of vehicles shall not be sold, given or received for the purposes prohibited by section 11 of 1984 House Bill No. 2668 except that:

(1) The director of vehicles may provide to a requesting party, and a requesting party may receive, such a list and accompanying information from public records of the division upon written certification that the requesting party shall use the list solely for the purpose of (A) assisting manufacturers of motor vehicles in compiling statistical reports or in notifying owners of vehicles believed to (i) have safety-related defects, (ii) fail to comply with emission standards or (iii) have any defect to be remedied at the expense of the manufacturer; or (B) assisting an insurer authorized to do business in this state, or the insurer's authorized agent, in processing an application for, or renewal or cancellation of, a motor vehicle liability insurance policy.

(2) Any law enforcement agency of this state which has access to public records of the division may furnish to a requesting party, and a requesting party may receive, such a list and accompanying information from such records upon written certification that the requesting party shall use the list solely for the purpose of assisting an insurer authorized to do business in this state, or the insurer's authorized agent, in processing an application for, or renewal or cancellation of, a motor vehicle liability insurance policy.

(c) If a law enforcement agency of this state furnishes information to a requesting party pursuant to subsection (b)(2), the law enforcement agency shall charge the fee prescribed by the secretary of revenue and approved by the director of accounts and reports pursuant to subsection (c)(5) of section 5 of 1984 House Bill No. 2668 and amendments thereto for any copies furnished and may charge an additional fee to be retained by

the law enforcement agency to cover its cost of providing such copies. The fee prescribed pursuant to subsection (c)(5) of section 5 of 1984 House Bill No. 2668 and amendments thereto shall be paid monthly to the secretary of revenue.

(d) The secretary of revenue, the secretary's agents or employees, the director of vehicles or the director's agents or employees shall not be liable for damages caused by any negligent or wrongful act or omission of a law enforcement agency in furnishing any information obtained from records of the division of vehicles.

(e) A fee in an amount fixed by the secretary of revenue and approved by the director of accounts and reports under K.S.A. 45-204 pursuant to subsection (c)(5) of section 5 of 1984 House Bill No. 2668 and amendments thereto, for each request for information in the public records of the division concerning any vehicle or licensed driver shall be charged by the division, except that the director may charge a lesser fee pursuant to a contract between the secretary of revenue and any person to whom the director is authorized or required to furnish information under this section subsection (b), and such fee shall not be less than the cost of production or reproduction of any information requested.

(f) The secretary of revenue may adopt such rules and regulations as are necessary to implement the provisions of this section.

Sec. 2. Section 5 of 1984 House Bill No. 2668 is hereby amended to read as follows: Sec. 5. (a) Any person may make abstracts or obtain copies of any public record to which such person has access under this act. If copies are requested, the public agency may require a written request and advance payment of the prescribed fee. A public agency shall not be required to provide copies of radio or recording tapes or discs, video tapes or films, pictures, slides, graphics, illustrations or similar audio or visual items or devices, unless such items or devices were shown or played to a public meeting of the governing body thereof, but the public agency shall not be required to provide such items or devices which are copyrighted by a person other than the public agency.

(b) Copies of public records shall be made while the records are in the possession, custody and control of the custodian or a person designated by the custodian and shall be made under the supervision of such custodian or person. When practical, copies shall be made in the place where the records are kept. If it is impractical to do so, the custodian may allow arrangements to be made for use of other facilities. If it is necessary to use other facilities for copying, the cost thereof shall be paid by the person desiring a copy of the records. In addition, the public agency may charge the same fee for the services rendered in supervising the copying as for furnishing copies under subsection (c) and may establish a reasonable schedule of times for making copies at other facilities.

(c) Except as provided by subsection (f) or where fees for inspection or for copies of a public record are prescribed by statute, each public agency may prescribe reasonable fees for providing access to or furnishing copies of public records, subject to the following:

(1) In the case of fees for copies of records, the fees shall not exceed the actual cost of furnishing copies, including the cost of staff time required to make the information available.

(2) In the case of fees for providing access to records maintained on computer facilities, the fees shall include only the cost of any computer services, including staff time required.

(3) Fees for access to or copies of public records of public agencies within the legislative branch of the state government shall be established in accordance with K.S.A. 46-1207a and amendments thereto.

(4) Fees for access to or copies of public records of public agencies within the judicial branch of the state government shall be established in accordance with rules of the supreme court.

(5) Fees for access to or copies of public records of a public agency within the executive branch of the state government shall be subject to approval by the director of accounts and reports.

(d) Except as otherwise authorized pursuant to K.S.A. 75-

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4215 and amendments thereto, each public agency within the executive branch of the state government shall remit all moneys received by or for it from fees charged pursuant to this section to the state treasurer in accordance with K.S.A. 75-4215 and amendments thereto. Unless otherwise specifically provided by law, the state treasurer shall deposit the entire amount thereof in the state treasury and credit the same to the state general fund, except that the cost of charges for the services of the division of computer services may be credited to the fee fund of the agency to defray such cost.

(e) Each public agency of a political or taxing subdivision shall remit all moneys received by or for it from fees charged pursuant to this act to the treasurer of such political or taxing subdivision at least monthly. Upon receipt of any such moneys, such treasurer shall deposit the entire amount thereof in the treasury of the political or taxing subdivision and credit the same to the general fund thereof, unless otherwise specifically provided by law.

(f) Any person who is a certified shorthand reporter may charge fees for transcripts of such person's notes of judicial or administrative proceedings in accordance with rates established pursuant to rules of the Kansas supreme court.

Sec. 3. Section 6 of 1984 House Bill No. 2668 is hereby amended to read as follows: Sec. 6. (a) Each public agency shall adopt procedures to be followed in requesting access to and obtaining copies of public records, which procedures shall provide full access to public records, protect public records from damage and disorganization, prevent excessive disruption of the agency's essential functions, provide assistance and information upon request and insure efficient and timely action in response to applications for inspection of public records.

(b) A public agency may require a written request for inspection of public records but shall not otherwise require a request to be made in any particular form. *Except as otherwise provided by subsection (e)*, a public agency shall not require that a request contain more information than the requester's name and address and the information necessary to ascertain the records to which the requester desires access and the requester's right of access to the records. A public agency may require proof of identity of any person requesting access to a public record. No request shall be returned, delayed or denied because of any technicality unless it is impossible to determine the records to which the requester desires access.

(c) *If access to public records of an agency or the purpose for which the records may be used is limited pursuant to section 7 or 11 of 1984 House Bill No. 2668, and amendments thereto, the agency may require a person requesting the records or information therein to provide written certification that:*

(1) *The requester has a right of access to the records and the basis of that right; or*

(2) *the requester does not intend to, and will not: (A) Use any list of names or addresses contained in or derived from the records or information for the purpose of selling or offering for sale any property or service to any person listed or to any person who resides at any address listed; or (B) sell, give or otherwise make available to any person any list of names or addresses contained in or derived from the records or information for the purpose of allowing that person to sell or offer for sale any property or service to any person listed or to any person who resides at any address listed.*

(e) (d) A public agency shall establish, for business days when it does not maintain regular office hours, reasonable hours when persons may inspect and obtain copies of the agency's records. The public agency may require that any person desiring to inspect or obtain copies of the agency's records during such hours so notify the agency, but such notice shall not be required to be in writing and shall not be required to be given more than 24 hours prior to the hours established for inspection and obtaining copies.

(d) (e) Each official custodian of public records shall designate such persons as necessary to carry out the duties of custodian under this act and shall ensure that a custodian is available during regular business hours of the public agency to carry out such duties.

(e) (f) Each public agency shall provide, upon request of any person, the following information:

(1) The principal office of the agency, its regular office hours and any additional hours established by the agency pursuant to subsection (c).

(2) The title and address of the official custodian of the agency's records and of any other custodian who is ordinarily available to act on requests made at the location where the information is displayed.

(3) The fees, if any, charged for access to or copies of the agency's records.

(4) The procedures to be followed in requesting access to and obtaining copies of the agency's records, including procedures for giving notice of a desire to inspect or obtain copies of records during hours established by the agency pursuant to subsection (c).

Sec. 4. Section 7 of 1984 House Bill No. 2668 is hereby amended to read as follows: Sec. 7. (a) Except to the extent disclosure is otherwise required by law, a public agency shall not be required to disclose:

(1) Records the disclosure of which is specifically prohibited or restricted by federal law, state statute or rule of the Kansas supreme court or the disclosure of which is prohibited or restricted pursuant to specific authorization of federal law, state statute or rule of the Kansas supreme court to restrict or prohibit disclosure.

(2) Records which are privileged under the rules of evidence, unless the holder of the privilege consents to the disclosure.

(3) Medical, psychiatric, psychological or alcoholism or drug dependency treatment records which pertain to identifiable patients.

(4) Personnel records, performance ratings or individually identifiable records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such.

(5) Information which would reveal the identity of any undercover agent or any informant reporting a specific violation of law.

(6) Letters of reference or recommendation pertaining to the character or qualifications of an identifiable individual.

(7) Library, archive and museum materials contributed by private persons, to the extent of any limitations imposed as conditions of the contribution.

(8) Information which would reveal the identity of an individual who lawfully makes a donation to a public agency, if anonymity of the donor is a condition of the donation.

(9) Testing and examination materials, before the test or examination is given or if it is to be given again, or records of individual test or examination scores, other than records which show only passage or failure and not specific scores.

(10) Criminal investigation records, except that the district court, in an action brought pursuant to section 8 of 1984 House Bill No. 2668, may order disclosure of such records, subject to such conditions as the court may impose, if the court finds that disclosure:

(A) Is in the public interest;

(B) would not interfere with any prospective law enforcement action;

(C) would not reveal the identity of any confidential source or undercover agent;

(D) would not reveal confidential investigative techniques or procedures not known to the general public; and

(E) would not endanger the life or physical safety of any person.

(11) Records of agencies involved in administrative adjudication or civil litigation, compiled in the process of detecting or investigating violations of civil law or administrative rules and regulations, if disclosure would interfere with a prospective administrative adjudication or civil litigation or reveal the identity of a confidential source or undercover agent.

(12) Records of emergency or security information or procedures of a public agency, or plans, drawings, specifications or

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related information for any building or facility which is used for purposes requiring security measures in or around the building or facility or which is used for the generation or transmission of power, water, fuels or communications, if disclosure would jeopardize security of the public agency, building or facility.

(13) The contents of appraisals or engineering or feasibility estimates or evaluations made by or for a public agency relative to the acquisition of property, prior to the award of formal contracts therefor.

(14) Correspondence between a public agency and a private individual, other than correspondence which is intended to give notice of an action, policy or determination relating to any regulatory, supervisory or enforcement responsibility of the public agency or which is widely distributed to the public by a public agency and is not specifically in response to communications from such a private individual.

(15) Records pertaining to employer-employee negotiations, if disclosure would reveal information discussed in a lawful executive session under K.S.A. 75-4319 and amendments thereto.

(16) Software programs for electronic data processing and documentation thereof, but each public agency shall maintain a register, open to the public, that describes:

(A) The information which the agency maintains on computer facilities; and

(B) the form in which the information can be made available using existing computer programs.

(17) Applications, financial statements and other information submitted in connection with applications for student financial assistance where financial need is a consideration for the award.

(18) Plans, designs, drawings or specifications which are prepared by a person other than an employee of a public agency or records which are the property of a private person.

(19) Well samples, logs or surveys which the state corporation commission requires to be filed by persons who have drilled or caused to be drilled, or are drilling or causing to be drilled, holes for the purpose of discovery or production of oil or gas, to the extent that disclosure is limited by rules and regulations of the state corporation commission.

(20) Notes, preliminary drafts, research data in the process of analysis, unfunded grant proposals, memoranda, recommendations or other records in which opinions are expressed or policies or actions are proposed, except that this exemption shall not apply when such records are publicly cited or identified in an open meeting or in an agenda of an open meeting.

(21) Records of a public agency having legislative powers, which records pertain to proposed legislation or amendments to proposed legislation, except that this exemption shall not apply when such records are:

(A) Publicly cited or identified in an open meeting or in an agenda of an open meeting; or

(B) distributed to a majority of a quorum of any body which has authority to take action or make recommendations to the public agency with regard to the matters to which such records pertain.

(22) Records of a public agency having legislative powers, which records pertain to research prepared for one or more members of such agency, except that this exemption shall not apply when such records are:

(A) Publicly cited or identified in an open meeting or in an agenda of an open meeting; or

(B) distributed to a majority of a quorum of any body which has authority to take action or make recommendations to the public agency with regard to the matters to which such records pertain.

(23) Library patron and circulation records which pertain to identifiable individuals.

(24) Records which are compiled for census or research purposes and which pertain to identifiable individuals.

(25) Records which represent and constitute the work product of an attorney.

(26) Records of a utility or other public service pertaining to individually identifiable residential customers of the utility or service, except that information concerning billings for specific

individual customers named by the requester shall be subject to disclosure as provided by this act.

(27) Specifications for competitive bidding, until the specifications are officially approved by the public agency.

(28) Sealed bids and related documents, until a bid is accepted or all bids rejected.

(29) Correctional records pertaining to an identifiable inmate, except that:

(A) The name, sentence data, parole eligibility date, disciplinary record, custody level and location of an inmate shall be subject to disclosure to any person other than another inmate; and

(B) the ombudsman of corrections, the corrections ombudsman board, the attorney general, law enforcement agencies, counsel for the inmate to whom the record pertains and any county or district attorney shall have access to correctional records to the extent otherwise permitted by law.

(30) Public records containing information of a personal nature where the public disclosure thereof would constitute a clearly unwarranted invasion of person personal privacy.

(31) Public records pertaining to a prospective location of a business or industry where no previous public disclosure has been made of the business' or industry's interest in locating in, relocating within or expanding within the state. This exception shall not include those records pertaining to application of agencies for permits or licenses necessary to do business or to expand business operations within this state, except as otherwise provided by law.

(32) The bidder's list of contractors who have requested bid proposals for construction projects from any public agency, until a bid is accepted or all bids rejected.

(33) Engineering and architectural estimates made by or for any public agency relative to public improvements.

(34) Financial information submitted by contractors in qualification statements to any public agency.

(35) *Records involved in the obtaining and processing of intellectual property rights that are, or are expected to be, wholly or partially vested in or owned by a state educational institution, as defined in K.S.A. 76-711 and amendments thereto, or an assignee of the institution organized and existing for the benefit of the institution.*

(b) As used in this section, the term "cited or identified" shall not include a request to an employee of a public agency that a document be prepared.

(c) If a public record contains material which is not subject to disclosure pursuant to this act, the public agency shall separate or delete such material and make available to the requester that material in the public record which is subject to disclosure pursuant to this act. If a public record is not subject to disclosure because it pertains to an identifiable individual, the public agency shall delete the identifying portions of the record and make available to the requester any remaining portions which are subject to disclosure pursuant to this act, unless the request is for a record pertaining to a specific individual or to such a limited group of individuals that the individuals' identities are reasonably ascertainable, the public agency shall not be required to disclose those portions of the record which pertain to such individual or individuals.

(d) The provisions of this section shall not be construed to exempt from public disclosure statistical information not descriptive of any identifiable person.

(e) Notwithstanding the provisions of subsection (a), any public record which has been in existence more than 70 years shall be open for inspection by any person unless disclosure of the record is specifically prohibited or restricted by federal law, state statute or rule of the Kansas supreme court or by a policy adopted pursuant to K.S.A. 72-6214 and amendments thereto.

Sec. 5. Section 11 of 1984 House Bill No. 2668 is hereby amended to read as follows: Sec. 11. ~~(a) Except to the extent otherwise authorized by law, no person shall knowingly sell, give or receive, for the purpose of selling or offering for sale any property or service to persons listed therein; any list of names and addresses contained in or derived from public records other~~

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than from public records of the division of vehicles obtained under K.S.A. 74-2012 and amendments thereto. (a) No person shall knowingly sell, give or receive, for the purpose of selling or offering for sale any property or service to persons listed therein, any list of names and addresses contained in or derived from public records except:

(1) Lists of names and addresses from public records of the division of vehicles obtained under K.S.A. 74-2012, and amendments thereto;

(2) lists of names and addresses of persons licensed, registered or issued certificates or permits to practice a profession or vocation may be sold or given to, and received by, an organization of persons who practice that profession or vocation for membership, informational or other purposes related to the practice of the profession or vocation;

(3) lists of names and addresses of persons applying for examination for licenses, registrations, certificates or permits to practice a profession or vocation shall be sold or given to, and received by, organizations providing professional or vocational, educational materials or courses to such persons for the sole purpose of providing such persons with information relating to the availability of such materials or courses; and

(4) to the extent otherwise authorized by law.

(b) Violation of this section is a class C misdemeanor.

Sec. 6. Section 8 of 1984 House Bill No. 2668 is hereby amended to read as follows: Sec. 8. (a) The district court of any county in which public records are located shall have jurisdiction to enforce the purposes of this act with respect to such records, by injunction, mandamus or other appropriate order, on application of any person.

(b) In any action hereunder, the court shall determine the matter *de novo*. The court on its own motion, or on motion of either party, may view the records in controversy *in camera* before reaching a decision.

(c) In any action hereunder, the court may award attorney fees to the person seeking access to a public record if the court finds that the agency's denial of such person's access was not in good faith and without a reasonable basis in fact or law. The award shall be assessed against the public agency that the court determines to be responsible for the violation.

(d) In any action hereunder in which the defendant is the prevailing party, the court may award to the defendant attorney fees if the court finds that the plaintiff maintained the action *frivolously*, not in good faith or *and* without a reasonable basis in fact or law.

(e) Except as otherwise provided by law, proceedings arising under this section shall be assigned for hearing and trial at the earliest practicable date.

Sec. 7. K.S.A. 1983 Supp. 74-2012 and sections 5, 6, 7, 8 and 11 of 1984 House Bill No. 2668 are hereby repealed.

Sec. 8. 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 SENATE, and passed that body March 7, 1984.

SENATE concurred in HOUSE amendments April 5, 1984.

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

Passed the HOUSE as amended April 4, 1984.

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

APPROVED April 17, 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 24th day of April, 1984.

JACK H. BRIER
Secretary of State.

(SEAL)

(Published in the KANSAS REGISTER, April 26, 1984.)

SENATE BILL No. 838

AN ACT relating to contracting for collection services for the state board of regents and state educational institutions.

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

Section 1. (a) As used in this section "negotiating committee" means a committee to negotiate as provided in this act, and consisting of the executive officer of the state board of regents or a person designated by the executive officer, two representatives of the state educational institutions as designated by the state board of regents and the director of purchases or a person designated by the director of purchases.

(b) The state board of regents may convene a negotiating committee to obtain collection services. The negotiating committee is authorized to negotiate contracts with one or more qualified parties to provide collection services for the state educational institutions and such contracts may be entered on a multi-year basis.

(c) Prior to negotiating for collection services, the committee shall advertise for proposals, negotiate with firms submitting proposals and select among those submitting such proposals the party or parties to contract with for the purposes of collection services.

(d) Contracts entered into pursuant to this section shall not be subject to the provisions of K.S.A. 75-3738 to 75-3740a, inclusive, and amendments thereto.

Sec. 2. 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 SENATE, and passed that body March 21, 1984.

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

Passed the HOUSE April 2, 1984.

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

APPROVED April 12, 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 24th day of April, 1984.

JACK H. BRIER
Secretary of State.

(SEAL)

(Published in the KANSAS REGISTER, April 26, 1984.)

SENATE BILL No. 792

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; relating to political committees; amending K.S.A. 25-4145, 25-4147, 25-4148, 25-4152, 25-4161 and 25-4171 and repealing the existing sections.

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

Section 1. K.S.A. 25-4152 is hereby amended to read as follows: 25-4152. (a) The Kansas public disclosure commission shall send a notice by registered or certified mail to any person failing to file any report or statement required by K.S.A. 25-4144, 25-4145 or 25-4148, and amendments thereto, within the time period prescribed therefor. The notice shall state that the required report or statement has not been filed with the office of secretary of state. The notice shall also state that such person shall have five 15 days from the date of receipt of such notice is deposited in the mail to comply with the registration and reporting requirements before a civil penalty shall be imposed for each day that the required documents remain unfiled. If such person fails to comply within the five-day prescribed period, such person shall pay to the state a civil penalty of \$10 per day for each day that such report or statement remains unfiled, except that no such civil penalty shall exceed \$300. The Kansas public disclosure commission may waive, for good cause, payment of any civil penalty imposed by this section.

(b) Civil penalties provided for by this section shall be paid to the state treasurer, who shall deposit the same in the state treasury to the credit of the state general fund.

(c) If a person fails to pay a civil penalty provided for by this section, it shall be the duty of the attorney general or county or district attorney to bring an action to recover such civil penalty in the district court of the county in which such person resides.

Sec. 2. K.S.A. 25-4161 is hereby amended to read as follows: 25-4161. If the commission determines that a verified complaint does not allege facts, directly or upon information and belief, sufficient to constitute a violation of any provision of the campaign finance act, it shall dismiss the complaint and notify the complainant and respondent thereof. Whenever a complaint is filed with the commission alleging a violation of a provision of the campaign finance act, such filing and the allegations therein shall be confidential and shall not be disclosed except as provided in the campaign finance act. If the commission determines that such verified complaint does allege facts, directly or upon information and belief, sufficient to constitute a violation of any of the provisions of the campaign finance act, the commission shall promptly investigate the alleged violation. The commission shall notify the attorney general of any apparent violation of criminal law or other laws not administered by the commission, which is discovered during the course of any such investigation. If after the preliminary investigation, the commission finds that probable cause does not exist for believing the allegations of the complaint, the commission shall dismiss the complaint. If after such preliminary investigation, the commission finds that probable cause exists for believing the allegations of the complaint, such complaint shall no longer be confidential and may be disclosed. Upon making any such finding, the commission shall fix a time for a hearing of the matter, which shall be not more than 30 days after such finding. In either event the commission shall notify the complainant and respondent of its determination.

Sec. 3. K.S.A. 25-4171 is hereby amended to read as follows: 25-4171. Intentional violation of any provision of K.S.A. 25-4144, 25-4145, 25-4146, 25-4147, 25-4151, 25-4154 or 25-4165, and amendments thereto, or the confidentiality provision of K.S.A. 25-4161, and amendments thereto, is a class A misdemeanor.

Sec. 4. K.S.A. 25-4145 is hereby amended to read as follows: 25-4145. (a) Each party committee and each political committee which anticipates receiving contributions or making expenditures shall appoint a chairperson and a treasurer. The chairperson of each such committee shall make a statement of organization and file it with the secretary of state not later than July 1, 1981, or not later than 10 days after establishment of such committee, whichever occurs later.

(b) Every statement of organization shall include:

- (1) The name and address of the committee;
- (2) the names and addresses of the chairperson and treasurer of the committee;
- (3) the names and addresses of affiliated or connected organizations; and
- (4) in the case of a political committee, the full name of the organization with which the committee is connected or affiliated or, name or description sufficiently describing the affiliation or, if the committee is not connected or affiliated with any one organization, the trade, profession or primary interest of contributors of the political committee.

(c) Any change in information previously reported in a statement of organization shall be reported on a supplemental statement of organization and filed not later than 10 days following the change.

Sec. 5. K.S.A. 25-4147 is hereby amended to read as follows: 25-4147. (a) Every treasurer shall keep detailed accounts of all contributions and other receipts received and all expenditures made by or on behalf of such the treasurer's candidate or committee.

(b) Accounts of any treasurer may be inspected under conditions determined by the commission, and shall be preserved for a period to be designated by the commission.

(c) An individual may serve as treasurer for a candidate or a candidate committee, party committee or political committee or of any two or more such committees or candidates.

(d) Every person who receives a contribution for a candidate or for a candidate committee, party committee or political committee more than five days prior to the ending date of any period for which a report is required by K.S.A. 25-4148 and amendments thereto shall, on demand of the treasurer, or in any event on or before the ending date of the reporting period, remit the same and render to the treasurer an account thereof, including the amount, the name and address of the person, if known, making the contribution and the date received.

(e) No contribution or other receipt received by a candidate or a candidate committee, party committee or political committee shall be commingled with personal funds of the candidate or the treasurer or other officers or members of such committee.

(f) No candidate, candidate committee, party committee or political committee shall receive any contribution or other receipt from a political committee unless accompanied by the full name of the organization with which the political committee is connected or affiliated or, name or description sufficiently describing the affiliation or, if the political committee is not connected or affiliated with any one organization, the trade, profession or primary interest of contributors of the political committee.

Sec. 6. K.S.A. 25-4148 is hereby amended to read as follows: 25-4148. (a) Every treasurer shall file a report prescribed by this section in the office of the secretary of state so that it is received by such that office on or before each of the following days:

(1) The sixth day preceding the primary election, which report shall be for the period beginning on December 1 of the preceding election year for the office the candidate is seeking and ending 11 days before the primary election, inclusive;

(2) the sixth day preceding a general election, which report shall be for the period beginning 10 days before the primary election and ending 11 days before the general election, inclusive; and

(3) December 10 of an election year, which report shall be for the period beginning 10 days before the general election and ending on November 30, inclusive.

(b) Each report required by this section shall state:

(1) Cash on hand on the first day of the reporting period;

(2) the name and address of each person who has made one or more contributions in an aggregate amount or value in excess of \$50 during the election period together with the amount and date of such contributions, including the name and address of every lender, guarantor and endorser when a contribution is in the form of an advance or loan;

(continued)

(3) the aggregate amount of all proceeds from bona fide sales of political materials such as, but not limited to, political campaign pins, buttons, badges, flags, emblems, hats, banners and literature;

(4) the aggregate amount of contributions for which the name and address of the contributor is not known;

(5) each contribution, rebate, refund, or other receipt not otherwise listed;

(6) the total of all receipts;

(7) the name and address of each person to whom expenditures have been made in an aggregate amount or value in excess of \$50, with the amount, date, and purpose of each and the names and addresses of all persons to whom any loan or advance has been made; when an expenditure is made by payment to an advertising agency, public relations firm or political consultants for disbursement to vendors, the report of such expenditure shall show in detail the name of each such vendor and the amount, date and purpose of the payments to each;

(8) the name and address of each person from whom an in-kind contribution was received or who has paid for personal services provided without charge to or for any candidate or ~~to or for any~~, candidate committee, party committee or political committee, *if the contribution is in excess of \$50 and which is not otherwise reported under paragraph (7), including subsection (b)(7), and the amount, date, and purpose thereof of the contribution;*

(9) the aggregate of all expenditures not otherwise reported under this section; and

(10) the total of expenditures.

(c) Treasurers of candidates and of candidate committees shall be required to itemize, as provided in ~~paragraph (2)~~ of subsection (b)(2), only the purchase of tickets or admissions to testimonial events by a person who purchases such tickets or admissions in an aggregate amount or value in excess of \$50 per event, or who purchases such a ticket or admission at a cost exceeding \$25 per ticket or admission. All other purchases of tickets or admissions to testimonial events shall be reported in an aggregate amount and shall not be subject to the limitations specified in K.S.A. 25-4154 and amendments thereto.

(d) *If a contribution or other receipt from a political committee is required to be reported under subsection (b), the report shall include the full name of the organization with which the political committee is connected or affiliated or, name or description sufficiently describing the affiliation or, if the committee is not connected or affiliated with any one organization, the trade, profession or primary interest of contributors of the political committee.*

(e) The commission may require any treasurer to file an amended report for any period for which the original report filed by such treasurer contains material errors or omissions, and notice of ~~such~~ the errors or omissions shall be part of the public record. ~~Such~~ The amended report shall be filed within 30 days after notice by the commission.

(~~e~~) (f) The commission may require any treasurer to file a report for any period for which the required report is not on file, and notice of the failure to file shall be part of the public record. Such report shall be filed within five days after notice by the commission.

(~~f~~) (g) For the purpose of any report required to be filed pursuant to subsection (a) by the treasurer of any candidate seeking nomination by convention or caucus or by the treasurer of ~~such~~ the candidate's committee or by the treasurer of any party committee or political committee of which the primary purpose is supporting or opposing the nomination of any such candidate, the date of ~~such~~ the convention or caucus shall be considered the date of the primary election.

(~~g~~) (h) If a report is sent to the office of the secretary of state by certified or registered mail on or before the day it is due, ~~such~~ the mailing shall constitute receipt by that office.

Sec. 7. K.S.A. 25-4145, 25-4147, 25-4148, 25-4152, 25-4161 and 25-4171 are hereby repealed.

Sec. 8. 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 SENATE, and passed that body March 6, 1984.

Senate adopted Conference Committee report April 5, 1984.

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

Passed the HOUSE as amended March 29, 1984.

House adopted Conference Committee report April 5, 1984.

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

APPROVED April 18, 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 24th day of April, 1984.

JACK H. BRIER
Secretary of State.

(SEAL)

KANSAS FACTS

VOTER QUALIFICATIONS AND REGISTRATION

A Kansas voter must be:

- * A United States citizen;
- * At least 18 years of age;
- * A resident of Kansas and the voting area; and
- * Registered to vote.

Voter registration:

1. Registration is required for all voters in Kansas.

2. Qualified persons may register at the office of their county election officer or at other places designated by that officer.

3. Citizens may register by mail by contacting their county election officer by letter or telephone to request an application.

4. Registration closes 20 days prior to any election, and re-opens the day after the election.

5. A voter *must re-register* if:

- a. Voter changes place of residence. (This includes moving from one unit to another in the same apartment building.)
- b. Voter changes name.

6. A voter should contact the county election officer to determine if it is necessary to re-register whenever a voter fails to vote in any November general election.

Party affiliation:

1. Voters may declare their party affiliations at the time of registration or may sign a declaration at the voting place the first time they vote in a primary election; or a voter may choose not to be affiliated with any political party.

2. A voter may file a declaration changing party affiliation with the county election officer at any time voter registration is open.

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State of Kansas
Vol. 1, No. 45
November 11, 1982
JACK H. BRIER
Secretary of State
Page 1191-1230

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