

KANSAS REGISTER

State of Kansas

JACK H. BRIER
Secretary of State

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State of Kansas

STATE HISTORICAL SOCIETY

NOTICE OF ACCEPTANCE OF
PRE-APPLICATIONS FOR FEDERAL FY 1986
PRESERVATION GRANTS

Owners of National Register properties, local historical societies, city and county governing bodies, and other interested parties are advised that the Historic Preservation Department, Kansas State Historical Society, will accept pre-applications for federal fiscal year 1986 Historic Preservation Fund grants until September 16, 1985.

There are two types of grants: (1) local historic resource surveys and preservation planning projects and (2) acquisition and development projects for properties listed on the National Register of Historic Places. At the present time Congress does not appear likely to fund the acquisition and development component; however, pre-applications will be accepted in case funds become available later in the year. Ten percent of all funds allocated to Kansas are reserved for those cities which attain certified local government status.

Questions concerning eligibility of projects, buildings or applicants, and requests for pre-application forms should be directed to the Historic Preservation Department, Kansas State Historical Society, 120 W. 10th, Topeka, KS 66612, (913) 296-7080.

JOSEPH W. SNELL
Executive Director

Doc. No. 003454

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, KS 66612, until 10 a.m. C.D.T., August 22, 1985, and then publicly opened:

DISTRICT ONE—Northeast

Johnson—35-46 M-1391-01—I-35, south junction US-169, then northeast to the Johnson-Wyandotte county line, patching and overlay. (State Funds)

Wyandotte—35-105 M-1392-01—I-35, beginning at Johnson-Wyandotte county line, then northeast to Southwest Boulevard, patching and overlay. (State 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. 003462

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PUBLISHED BY
JACK H. BRIER
Secretary of State
State Capitol
Topeka, KS 66612-1594



PHONE: 913/296-3489

State of Kansas
DEPARTMENT OF TRANSPORTATION

NOTICE TO BIDDERS

Sealed bids on Quotation 6878 for the sale of miscellaneous used guard rail, cable and posts, junk scrap metal, iron and aluminum, used guy wire cable, used metal light poles, used galvanized pipe, junk storage batteries, asphalt pouring pots, wooden pallets, junk tires, wood posts and bins, located in the Topeka, Salina, Norton, Chanute, and Hutchinson Department of Transportation districts, will be received until 10 a.m. Thursday, August 29th, 1985.

Bid blanks may be obtained from H. E. Shubert, Purchasing Agent, 7th Floor, State Office Building, Topeka; J. D. Jones, District Engineer, Topeka; R. L. Anderson, District Engineer, Salina; E. L. Olson, District Engineer, Norton; D. E. Kimbell, District Engineer, Chanute; and M. S. Fry, District Engineer, Hutchinson.

JOHN B. KEMP
Secretary of Transportation

Doc. No. 003456

State of Kansas
DEPARTMENT OF REVENUE

REQUEST FOR BIDS
FOR AN OIL AND GAS LEASE

The Director of Taxation will receive bids for the leasing of oil and gas rights in and to the portion of the Arkansas Riverbed, the property of the state of Kansas, described as follows:

That portion of the Arkansas River as it meanders thru Section 8, 9, & 16, Twp 34 S., Range 3 E., Cowley, Kansas; containing 103.54 acres more or less.

The bidder shall be considered upon the amount of bonus annual rental and the amount of royalty to be paid. Due to the cost of processing, no bids will be accepted for less than \$100 on small tracts of less than 100 acres.

Bids shall be submitted upon forms obtained from the Director of Taxation, Sand and Oil Lease Section, 3rd Floor, State Office Building, Topeka, KS 66612.

Lease shall be on form 88—(Producers) Kansas, Oklahoma, Colorado, 1956 Rev. W. for a term of five years. The successful bidder pays publication costs.

Bids shall be opened at 2 p.m., September 16, 1985, at the office of the Director of Taxation.

The director reserves the right to reject any and all bids and to readvertise.

CAROL B. BONEBRAKE
Director of Taxation
Department of Revenue

Doc. No. 003450

State of Kansas
SECRETARY OF STATE

NOTICE

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

I, JACK H. BRIER, Secretary of State of the State of Kansas, do hereby certify that pursuant to the provisions of K.S.A. 1984 Supp. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate executed during the period of August 1, 1985 through August 31, 1985 shall be in 13.76 percent.

In testimony whereof: I hereto set my hand and cause to be affixed my seal. Done at the City of Topeka, this 31st day of July, A.D. 1985.

JACK H. BRIER
Secretary of State

Doc. No. 003460

State of Kansas
STATE CORPORATION COMMISSION

NOTICE OF HEARING

An application for a 16 percent increase in transportation rates by the Motor Common Carriers, Docket No. 146,161-R, has been assigned for hearing before the State Corporation Commission at 10 a.m., September 17, 1985, in Hearing Room B, 4th Floor, State Office Building, Topeka.

Interested persons desiring to formally participate in the proceeding may file a request to intervene prior to or at the time of the hearing.

On April 24, 1985, the Motor Common Carriers, participants in KMCA Motor Freight Tariff No. 90E, KCC No. 80, filed a rate application with the State Corporation Commission for permission to increase its rates for intrastate movements of oilfield fluids. Applicants requested permission to increase its revenue by \$4,499,795 annually, which presents an overall increase of 16 percent.

The Commission is not bound by applicant's proposed rates or methods of collecting the rates and may use any method which it finds fair, reasonable and in the public interest.

Applicants are to mail a copy of the notice to all persons and companies listed in appendix "N" of the application.

Copies of the application are on file at the Kansas Motor Carriers Association, 2900 S. Topeka Blvd., Topeka, KS 66611, and with the State Corporation Commission, State Office Building, 4th Floor, 10th and Harrison, Topeka, KS 66612. Any questions regarding the application may be directed to John Jay Rosacker, Assistant General Counsel, State Corporation Commission, (913) 296-3361.

JUDITH McCONNELL
Executive Secretary

Doc. No. 003452

State of Kansas

KANSAS WATER OFFICE

NOTICE OF MEETINGS

The preliminary draft of the 1986 Kansas Water Plan is scheduled for discussion at 12 informal public meetings to be conducted across the state. The focus of attention this year will be on the newly drafted fish, wildlife and recreation section. An executive summary of the preliminary draft will be available free of charge after August 5, 1985, from the Kansas Water Office, 109 S.W. 9th, Topeka, KS 66612, (913) 296-3185. The entire draft of the plan will be available for inspection after August 5, 1985, at county extension offices and conservation district offices located in each county.

The statewide meetings, which begin at 7 p.m., are scheduled as follows:

Monday, August 19	Colby, Colby Community College Student Union, and Garden City, Henderson Junior High
Tuesday, August 20	Hays, Fort Hays Experiment Station Auditorium, and Liberal, Seward County Community College Theatre
Wednesday, August 21	Stockton, Stockton High School Cafeteria, and Pratt, Pratt County Community College Auditorium
Thursday, August 22	Manhattan, Kansas State University Student Union, and El Dorado, Butler County Community College Auditorium
Monday, August 26	Atchison, Atchison High School Little Theatre, and Independence, Memorial Hall, Civic Center, Penn and Locust
Tuesday, August 27	Ottawa, Ottawa Middle School, and Iola, Bowlus Fine Arts Building, 205 E. Madison

Based on the ideas and comments generated from these informal public meetings, the plan will be revised, as necessary, prior to public hearings this November. The hearings will provide an opportunity for formal input by groups and individuals who wish to comment on the plan. Following the public hearings, the 1986 Kansas Water Plan will be presented for approval to the Kansas Water Authority. The approved plan will then be submitted to the Governor and Kansas Legislature in 1986.

JOSEPH F. HARKINS
Director

Doc. No. 003443

State of Kansas

DEPARTMENT ON AGING

NOTICE OF HEARING
ON PROPOSED TEMPORARY
AND PERMANENT
ADMINISTRATIVE REGULATIONS

A public hearing will be conducted at 9 a.m. Wednesday, August 28, 1985, in Room 313-South, State Capitol, Topeka, to consider the adoption of proposed temporary and permanent rules and regulations of the Kansas Department on Aging.

All interested parties may submit written comments at any time prior to the hearing by addressing them to the Secretary, Kansas Department on Aging, 610 W. 10th, Topeka, KS 66612. All interested parties will be given a reasonable opportunity at the hearing to present their views, orally, in regard to the adoption of the proposed regulations. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit oral presentation to not more than five minutes.

Following the hearing, all written and oral comments submitted by interested parties prior to and at the hearing will be considered by the Secretary of Aging as the basis for making changes to these proposed regulations.

Copies of the regulations and the fiscal impact statement may be obtained by writing the Kansas Department on Aging, 610 W. 10th, Topeka, KS 66612.

There is no fiscal impact resulting from the adoption of any of the proposed amended regulations that are summarized briefly as follows:

K.A.R. 26-1-4 contains the rewording of the procedures to be utilized for public hearings to determine the needs, issues and concerns of older persons.

K.A.R. 26-1-5 contains the rewording of the procedures to be utilized by area agencies for the development of area plans and a list of the information requested on the area plan form.

K.A.R. 26-2-1 contains the rewording of the procedure to be utilized in the notice of grant awards.

K.A.R. 26-2-2 is the deletion of that regulation concerning the department entering into contracts for the provision of services to older persons in any planning and services area.

K.A.R. 26-2-5 contains clarification of the procedures and requirements for assessments of performance and compliance with department grants and contracts.

K.A.R. 26-3-1 contains clarification of the practices to be utilized in contracting and granting.

K.A.R. 26-3-3 contains clarification of the requirements and procedures to be utilized for contracts for services.

K.A.R. 26-4-2 contains clarification of the procedures, policies and requirements for the decision of the secretary as it concerns the hearing panel.

SYLVIA HOUGLAND
Secretary of Aging

Doc. No. 003455

State of Kansas

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

Sealed bids for items hereinafter listed will be received by the Director of Purchases, State Office Building, Topeka, KS 66612, until 2 p.m., CST or DST, whichever is in effect on the date indicated, and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

MONDAY, AUGUST 19, 1985

#A-5380

Kansas State University, Manhattan—PROVIDE
LAWN IRRIGATION SYSTEM, Call Hall and Weber
Hall area

#26701

Department of Health and Environment,
Topeka—NEONATAL HYPOTHYROID SCREENING
PROGRAM

#26704

Fort Hays State University, Hays—MICROSCOPE
REPAIR SERVICE

#26706

Kansas State University, Manhattan—FERTILIZER

#26712

Emporia State University, Emporia; Pittsburg State
University, Pittsburg; and Fort Hays State University,
Hays—ELECTRIC TYPEWRITER MAINTENANCE

#62780

Adjutant General's Department, Topeka—FURNISH
AND INSTALL WATER HEATERS, Salina

#62781

University of Kansas Medical Center, Kansas
City—OBSTETRICAL DATA SYSTEM

#62782

University of Kansas Medical Center, Kansas
City—CARDIOSCOPE/RECORDER MODULE AND
BATTERY SUPPORT SYSTEM

#62783

University of Kansas Medical Center, Kansas
City—INFANT TRANSPORT INCUBATOR

#62784

Kansas State University, Manhattan—LAB
FREEZER

#62798

Youth Center at Beloit, Beloit—MISCELLANEOUS
GROCERIES

TUESDAY, AUGUST 20, 1985

#26441 (Supplement)

University of Kansas Medical Center, Kansas City
and statewide—PHARMACEUTICALS

#26697

Kansas state agencies—COOKIES AND CRACKERS

#26705

University of Kansas, Lawrence; University of
Kansas Medical Center, Kansas City; Wichita State
University, Wichita; and Kansas State University,
Manhattan—SPECIALIZED LABORATORY
CHEMICALS

#26707

Kansas State University, Manhattan—LIQUID
FERTILIZER

#62801

Adjutant General's, Department, Topeka—DUST
COLLECTOR, Salina

#62802

Kansas State Penitentiary, Lansing—UNION SUITS

#62803

Kansas State Penitentiary, Lansing—BLANKETS

#62808

Topeka State Hospital, Topeka—PERSONNEL
LIFT

#62809

Department of Transportation, Chanute—PLANT
MIX, BITUMINOUS MIXTURE, COMMERCIAL
GRADE, Cherokee County

#62810

Department of Transportation, Topeka—
MAGNESIUM PHOSPHATE

WEDNESDAY, AUGUST 21, 1985

#A-5370

Wichita State University, Wichita—REPAIR SLATE
ROOFING SYSTEM, Jardine Hall

#A-5373

Wichita State University, Wichita—REROOFING
EAST WING, McKnight Art Center Facility

#62811

Department of Transportation, Hutchinson—
CRUSHED LIMESTONE ROCK, Arkansas City

#62812

Topeka State Hospital, Topeka—
BEDSPREAD/BLANKETS

#62813

Department of Social and Rehabilitation Services,
Topeka—ELECTRICAL POWER CONDITIONING
AND DISTRIBUTION SYSTEM

#62814

Kansas State University, Manhattan—TESTING
APPARATUS

#62815

Department of Transportation, Hutchinson—AB-3
AGGREGATE, Rice County

#62819

University of Kansas, Lawrence—X-RAY
DIFFRACTION TUBE

#62820

Department of Transportation, Hutchinson—
OVERHEAD DOORS, Wichita and Kinsley

#62821

Kansas State University, Manhattan—FLOW
TRANSDUCER

#62827

University of Kansas, Lawrence—
CHROMATOGRAPHY APPARATUS

#62828

Kansas State University, Manhattan—ANIMAL
CAGES, ACCESSORIES

#62829

Kansas State Penitentiary, Lansing—AMMUNITION

#62830

Topeka State Hospital, Topeka—KITCHEN AND
DINING SUPPLIES, EQUIPMENT

#62831

Kansas State Penitentiary, Lansing—STEEL PIPE

#62832

Kansas Soldiers' Home, Fort Dodge—BUILDING
MATERIALS

THURSDAY, AUGUST 22, 1985

#A-5207

University of Kansas Medical Center, Kansas
City—PROVIDE ENERGY CONSERVATION
METHODS, various buildings

(continued)

#26696

Department of Transportation, Topeka—
MAINTENANCE OF HIGHWAY LIGHTING,
Shawnee County

#26709

Department of Transportation, Topeka—
MAINTENANCE OF HIGHWAY LIGHTING,
Johnson and Wyandotte counties

#26710

Department of Administration, Topeka—
JANITORIAL SERVICE, Wichita

#62839

Kansas State University, Manhattan—MILO

#62840

Department of Education, Topeka—STRIP AND
WAX TILE FLOORS

#62841

Department of Transportation, Hutchinson—BOMAG
MPH 100 RECYLER, Chautauqua and Cowley
counties

#62842

Department of Transportation, Norton—
INDUSTRIAL BATTERIES

#62843

Kansas State Fair, Hutchinson—MISCELLANEOUS
GROCERIES

#62845

Kansas State University, Manhattan—PUMPS

#62846

Department of Transportation, various
locations—SNOW PLOW BLADES

#62854

Department of Transportation, Topeka—TOTAL
COPY SYSTEM

#62855

University of Kansas Medical Center, Kansas
City—VIDEO EQUIPMENT, Wichita

#62856

Kansas Correctional Industries, Lansing—
ELECTRIC FORK LIFT

FRIDAY, AUGUST 23, 1985

#62857

University of Kansas Medical Center, Kansas
City—REAL TIME PHASED ARRAY IMAGING
SYSTEM CONFIGURED FOR
ECHOCARDIOGRAPHY

#62858

University of Kansas Medical Center, Kansas
City—HOSPITAL SCRUB SUITS

#62859

University of Kansas, Lawrence—VIDEO
EQUIPMENT

#62861

Kansas State University, Manhattan—VACUUM
APPARATUS

#62862

University of Kansas Medical Center, Kansas
City—SPECTROPHOTOMETER

NICHOLAS B. ROACH
Director of Purchases

Doc. No. 003457

State of Kansas

DEPARTMENT OF ADMINISTRATION

NOTICE OF GRANT APPLICATIONS IN REVIEW

Below are applications which have been submitted to the Kansas Review Process. For those requiring review, comments should be sent to the Kansas Single Point of Contact, Judy Krueger, Intergovernmental Liaison, 152-East, State Capitol, Topeka, KS 66612. Comment period is approximately 30 days.

KS850725-001-66419KS—Allan Abramson, Department of Health and Environment, Forbes Field, Topeka, KS 66620, (913) 862-9360, applied for \$63,000 from the U.S. Environmental Protection Agency for implementation of the National Permits Strategy Program.

KS850725-002-66451KS—Allan Abramson, Department of Health and Environment, Forbes Field, Topeka, KS 66620, (913) 862-9360, applied for \$50,000 from the U.S. Environmental Protection Agency for a Kansas Small Generator Education Program.

KS850729-001-13812SN—Susan Smith, Grants Development and Training Coordinator, The Menninger Foundation, Box 829, Topeka, KS 66601, (913) 233-2051, applied for \$50,000 from the U.S. Department of Health and Human Services for demonstration project-return SSDI beneficiaries to substantial gainful activity.

KS850729-002-13633SG—Irene Hart, Director, Sedgwick County, Kansas Department on Aging, 510 N. Main, Room 306, Wichita, KS 67203, (316) 268-7298, submitted the area plan for FY 86-87 to the U.S. Department of Health and Human Services for Central Plains.

KS850729-003-66418NO—C. Wayne Hughes, City of Thayer, c/o Kenneth R. Shetlar, Shetlar Griffith Shetlar, P.A., Architect Engineers, Box 506, Iola, KS 66749, (316) 365-5101, applied for funding from the U.S. Environmental Protection Agency for Thayer sewer system improvements.

KS850729-004-15252CK—Part I—Amendment to application of June 27, 1983 to the Department of Interior by the State Corporation Commission to reduce the cost of the Skidmore Construction Project/Kansas Abandoned Mine Land Program from \$579,192 to \$292,180, due to a decrease in effort to reclaim the area. It was determined that two-thirds of the original spoils areas were not acidic, have 85-90 percent vegetation, and have no hazards or problems. Costs were thereby reduced by \$287,012.

Part II—Amendment to the same application to increase the cost of the Turck Construction Project by \$287,012 from \$69,825 to \$356,837, due to the increased efforts in the project: more land graded, more sinkholes filled, more pond treatment and shaping, and large increase due to change in method of reclaiming gob pile (transportation to disposal site). For more information contact Jake Frank, (316) 231-8540.

Announcements

The Bureau of Justice Assistance of the Office of

Justice Programs, U.S. Department of Justice, announced the availability of \$681,850 to local units of government in Kansas to carry out specific programs which offer a high probability of improving the functioning of the criminal justice system, with special emphasis on violent crime and serious offenders. Projects may fall within one of 18 purposes listed in Subpart D of the regulations of the Justice Assistance Act of 1984, PL. 98-473 (October 12, 1984), the final rule for which was published in the *Federal Register*, Thursday, May 30, 1985, pp. 22987-22999. Approximately 10-20 grants will be awarded. It is recommended that local governments consult with the U.S. Attorney in their area to insure that the problems cited in their applications are fully defined and that the projects to be undertaken reflect coordinated approaches.

The U.S. Attorney, as Chairman of the Law Enforcement Coordinating Committee (LECC), can bring the proposed project to the attention of LECC members, who are representative of federal, state and local criminal justice agencies. Programs certified as meeting the requirements of the act are available in program brief form from the bureau and applicants undertaking such programs do not need to describe the program in their application. These programs are: Prosecution Management Support System, Restitution by Juvenile Offenders, Treatment Alternatives to Street Crime (TASC), Property Crime Program ("Sting"), Jail Overcrowding/Alternatives to Pretrial Detention, Career Criminal Prosecution Program, Court Delay Reduction, Victim Assistance Program, Integrated Criminal Apprehension Program (ICAP), Arson Prevention and Control, and Community Crime Prevention.

Grant funds may be used to pay up to 50 percent of the cost of a program. In general, it is prohibited to use grant funds for acquisition of equipment, construction, acquisition of land, or payment of personnel costs or administration. Projects may not exceed a four year period. The application deadline is October 30, 1985. For further information contact Ms. Lynn C. Dixon, Director, Management and Administrative Team, Bureau of Justice Assistance, 633 Indiana Ave., N.W., Washington, D.C. 20531, (202) 272-6838.

The Office of Human Development Services (OHDS) at U.S. Department of Health and Human Services is intending to reallocate basic support and protection and advocacy funds to states for developmental disabilities expenditures (*Federal Register*, July 18, 1985, pp. 29269-29270). To be considered for receipt of additional funds under this reallocation, states must provide OHDS with the following information: the amount of funds that will not be obligated prior to September 30, 1985; if additional funds will be needed and obligated prior to September 30, 1985; or a statement that no additional funds are needed. This information should be provided to Betty Mobley, Grants and Contracts Management Division, OHDS, 200 Independence Ave., S.W., Room 341F.4, Washington, D.C. 20201, (202) 245-7220, no later than August 19, 1985.

Awards

The Office of Human Development Services announced the award of \$5,400 for the purchase of seat belts and repairs of three vans to MIDKAP, Inc., Head Start, (total amount awarded this budget period is \$171,367), and the award of \$120,995 to Wyandotte House, Inc. for a Runaway Youth Program.

The National Park Service announced the award of \$67,000 to the State Park and Resources Authority to build an amphitheater at El Dorado State Park.

MARVIN A. HARDER
Secretary of Administration

Doc. No. 003459

State of Kansas

DEPARTMENT OF HEALTH AND ENVIRONMENT

NOTICE OF HEARING ON PROPOSED TEMPORARY ADMINISTRATIVE REGULATIONS

A public hearing will be conducted at 3 p.m. Tuesday, September 3, 1985, in the Auditorium of the Topeka-Shawnee County Health Department, 1615 W. 8th, Topeka, to consider the adoption of proposed temporary rules and regulations of the Department of Health and Environment (K.A.R. 28-31-1 through 28-31-6, 28-31-8 through 28-31-10).

All interested parties may submit written comments at any time prior to the hearing by addressing them to the Secretary, Kansas Department of Health and Environment, Forbes Field, Topeka, KS 66620. All interested parties will be given a reasonable opportunity at the hearing to present their views, orally, in regard to the adoption of the proposed regulations. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit oral presentation to not more than five minutes.

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

The proposed regulations implement S.B. 1 and S.B. 120, passed during the 1985 legislative session, and adopt by reference the Federal Hazardous Waste Management Regulations as in effect July 15, 1985.

Copies of the regulations and the fiscal impact statement may be obtained by writing the Bureau of Waste Management, Kansas Department of Health and Environment, Building 321, Forbes Field, Topeka, KS 66620.

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 003458

State of Kansas

LEGISLATURE

INTERIM AGENDA

Notice is hereby given to interested parties that the following committee meetings have been scheduled during the period of August 12 through August 23, 1985.

Date	Room	Time	Committee	Agenda
Aug. 13	514-S	10:00 a.m.	Joint meeting of Special Committees on: Public Health and Welfare, Legislative Budget	Proposal No. 51.
Aug. 14	514-S	9:00 a.m.	Special Committee on Public Health and Welfare	Background for September meeting and overview of Proposal No. 49.
Aug. 15	519-S	10:00 a.m.	Special Committee on Education	15th: Hearing on Proposal No. 20—School finance—selected issues; staff briefings on Proposals No. 21 and 22.
Aug. 16	519-S	9:00 a.m.		16th: Committee deliberations on Proposal No. 20.
Aug. 15	514-S	10:00 a.m.	Special Committee on Medical Malpractice	Hearings—District judges, Legislative Post Audit report on State Board of Healing Arts, Risk Management Director, Humana, Inc., others.
Aug. 16	514-S	9:00 a.m.		
Aug. 19	527-S	8:00 a.m.	State Rules and Regulations	Agenda unavailable.
Aug. 19	519-S	10:00 a.m.	Special Committee on Federal and State Affairs	Hearings on Proposal No. 29—Parole practices and procedures.
Aug. 20	519-S	9:00 a.m.		
Aug. 19	514-S	10:00 a.m.	Joint Committee on Rules and Regulations	Agenda unavailable.
Aug. 20	514-S	9:00 a.m.		
Aug. 20	527-S	10:00 a.m.	Legislative Educational Planning Committee	Agenda unavailable.
Aug. 21	527-S	9:00 a.m.		
Aug. 21	Tour	10:00 a.m.	Special Committee on Energy and Natural Resources	Tour of water-related facilities in Central Kansas.
Aug. 22		9:00 a.m.		
Aug. 21	519-S	10:00 a.m.	Special Committee on Local Government	Hearings on Proposal No. 46—21st: Group homes. 22nd: Handicapped accessibility.
Aug. 22	519-S	9:00 a.m.		
Aug. 22	522-S	1:00 p.m.	Special Commission on a Public Agenda for Kansas	Agenda unavailable.
Aug. 22	526-S	10:00 a.m.	Special Committee on Assessment and Taxation	Hearings on Proposals No. 7, 9 and 10.
Aug. 23	526-S	9:00 a.m.		
Aug. 22	123-S	10:00 a.m.	Special Committee on Ways and Means	22nd: Proposal No. 57, Secretary Robert C. Harder; Proposal No. 60, staff background and conferees. 23rd: Proposal No. 58.
Aug. 23	123-S	9:00 a.m.		
Aug. 23	Washburn University	9:30 a.m.	Special Committee on Washburn University	Proposal No. 55—Washburn University; staff briefing, discussion with university officials, campus tour.

WILLIAM R. BACHMAN
Director of Legislative
Administrative Services

State of Kansas

ATTORNEY GENERAL

Opinion No. 85-87

Counties and County Officers—Hospitals and Related Facilities—County Hospitals, Procedure to Establish; Petition and Election; Bonds. John J. Gillett, Wilson County Attorney, Fredonia, July 25, 1985.

No portion of the proceeds of general obligation bonds issued under the provisions of K.S.A. 1984 Supp. 19-4603 and 19-4606 may be used as operating capital for a county hospital. Cited herein: K.S.A. 10-117; K.S.A. 1984 Supp. 19-4603, 19-4606. TRH

Opinion No. 85-88

Cities and Municipalities—General Provisions—Apportionment of Revenue from Countywide Retailers' Sales Tax. Alan F. Alderson, Attorney for Kansas County Treasurer's Association, Topeka, July 26, 1985.

While K.S.A. 1984 Supp. 12-192 prescribes no time limit within which a county treasurer must make a distribution of countywide retailers' sales tax revenue apportioned to cities located within the county, such distribution must be made within a reasonable time following receipt by the county treasurer. The reasonableness of the time within which a county treasurer distributes such revenue is a question of fact to be ascertained in light of all facts and circumstances. Cited herein: K.S.A. 1984 Supp. 12-189, 12-192. TRH

Opinion No. 85-89

Public Health—Alcoholism and Intoxication Treatment—Treatment Facilities Peter E. Rinn, Chief Counsel, State Department of Social and Rehabilitation Services, Topeka, July 30, 1985.

K.S.A. 65-4012 requires that no public or private treatment facility for alcoholics shall be established or maintained without a license. A treatment facility, according to K.S.A. 1984 Supp. 65-4003d(2) and (3), includes any facility run by a private agency or governmental unit providing "for the treatment of alcoholics or intoxicated individuals or individuals incapacitated by alcohol." A treatment center operated by a hospital and located at a separate site falls into this category and must be licensed by the Secretary of Social and Rehabilitation Services as provided in K.S.A. 65-4014. Cited herein: K.S.A. 65-425; K.S.A. 1984 Supp. 65-425a; K.S.A. 65-427; 65-429; K.S.A. 1984 Supp. 65-4003d; K.S.A. 65-4012; 65-4014. JSS

Opinion No. 85-90

Counties and County Officers—General Provisions—Home Rule.

Roads and Bridges—County and Township Roads—Arterial Highways; Financing. Norman E. Gaar, Attorney for the Board of County Commissioners of Douglas County, Overland Park, July 31, 1985.

The construction of a system of "bypass highways" is a valid exercise of Douglas County's power of local

legislation or "home rule" as provided by K.S.A. 19-101 and K.S.A. 1984 Supp. 19-101a, as amended. The home rule resolution may authorize the necessary financing of the project, in part, through issuance of general obligation bonds of the county, as long as the issuance is subject to acts of the legislature prescribing a county's limit of indebtedness. K.S.A. 68-580 *et seq.*, which allows for the designation of "primary arterial highways" by a board of county commissioners, does not specifically address the proposed "bypass" but does provide procedures whereby the bypass project could be accomplished. However, K.S.A. 68-580 *et seq.* does not prescribe the exclusive method for accomplishing such a project, and the existence of this alternative does not limit the county's authority under the home rule statutes. If the board of county commissioners decides to use home rule authority, the authorizing resolution may be enacted as an ordinary, rather than a charter, resolution. Cited herein: K.S.A. 1984 Supp. 10-306, as amended by L. 1985, ch. 62; K.S.A. 19-101; K.S.A. 1984 Supp. 19-101a, as amended by L. 1985, ch. 95; K.S.A. 19-101c; 68-580; 68-581; K.S.A. 1984 Supp. 68-584; L. 1981, ch. 173, § 74. MFC

Opinion No. 85-91

Elections—Conduct of Elections—Mail Ballot Election Act.

Schools—Unified Districts; Provisions of Limited Application—U.S.D. 512 School Building Closing; Election. Robert F. Bennett, Counsel for the Board of Education of Unified School District No. 512 of Johnson County, Prairie Village, July 31, 1985.

K.S.A. 1984 Supp. 72-8136e, which pertains in part to elections held on the question of school building closings in U.S.D. 512, provides that such elections, if required, shall be "held in the manner provided by law for elections on questions submitted in the school district." The Kansas Mail Ballot Election Act (K.S.A. 1984 Supp. 25-431 *et seq.*) is clearly applicable to question submitted elections in a school district and therefore may be used to conduct an election under K.S.A. 1984 Supp. 72-8136e if all the requirements of K.S.A. 1984 Supp. 25-432 are met. Cited herein: K.S.A. 1984 Supp. 25-432; 72-8136e. MFC

ROBERT T. STEPHAN
Attorney General

Doc. No. 003453

State of Kansas
ABSTRACTERS' BOARD OF EXAMINERS

NOTICE OF EXAMINATION

An examination to secure registration and become subject to license to engage in the business of making, compiling or completing and selling abstracts of title to real estate in the state of Kansas will be held at the Marcus Center for Continuing Education, Wichita State University, 4201 E. 21st, Wichita, at 8 a.m. Saturday, September 21, 1985, by the Abstracters' Board of Examiners.

Persons desiring to take the examination are required to send an application and \$25 examination fee on or before September 14 to the Executive Secretary, Abstracters' Board of Examiners, P.O. Box 218, Jetmore, KS 67854.

JOANNE CLARKE
 Executive Secretary

Doc. No. 003451

(Published in the KANSAS REGISTER, August 8, 1985.)

NOTICE OF BOND SALE
\$200,000
GENERAL OBLIGATION BONDS
SERIES 1985 A
OF THE
CITY OF CHERRYVALE, KANSAS

The city of Cherryvale, Kansas will receive sealed bids at the office of the City Clerk, City Hall, Cherryvale, KS 67335, until 7 p.m., C.D.T., Monday, August 12, 1985, for \$200,000.00 par value general obligation bonds, series 1985 A of the city, at which time and place such bids will be publicly opened. No oral or auction bids will be considered.

The Series 1985 A Bonds will be dated as of August 1, 1985, and shall mature on September 1 in each of the years and in the amounts set forth below. Such bonds shall be fully registered certificated bonds, each in the denomination of \$5,000 or integral multiples thereof, not exceeding the principal amount of bonds maturing in each year. The bonds will mature serially in accordance with the following schedule:

Principal Amount	Maturity Date	Principal Amount	Maturity Date
\$ 5,000	September 1, 1986	\$15,000	September 1, 1994*
5,000	September 1, 1987	15,000	September 1, 1995*
10,000	September 1, 1988	15,000	September 1, 1996*
10,000	September 1, 1989	20,000	September 1, 1997*
10,000	September 1, 1990	20,000	September 1, 1998*
10,000	September 1, 1991	20,000	September 1, 1999*
10,000	September 1, 1992	20,000	September 1, 2000*
15,000	September 1, 1993*		

* OPTIONAL REDEMPTION: Bonds due September 1, 1993, and thereafter, are callable for redemption on September 1, 1992, or any interest payment date thereafter, in inverse numerical order at par and accrued interest to date of redemption plus a premium (expressed as a percentage of principal amount) of 2 percent.

Notice of any call for redemption will be mailed to the registered owners of such bonds to be redeemed at the address shown on the registration books main-

tained by the bond registrar not less than 30 days prior to the date fixed for such redemption and payment. Interest on the bonds so called for redemption and payment will cease to accrue after the redemption date, provided notice has been given and funds are then available to pay the full redemption price thereof.

Interest will be payable semiannually, commencing March 1, 1986, and each September 1 and March 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 office of the State Treasurer in Topeka, Kansas (the paying agent and bond registrar) to the registered owners thereof upon presentation of the bonds for payment and cancellation. Interest on the bonds shall be payable in lawful money of the United States of America, by check or draft of the paying agent to the registered owners appearing on the books maintained by the bond registrar as of the 15th day of the month next preceding the interest payment dates (the record dates). The fees of the bond registrar for registration and transfer of the bonds shall be paid by the city.

Types of Bids and Interest Rates

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidder. 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 or one-twentieth of 1 percent. The difference between the highest and lowest interest rates specified in any bid shall not exceed 3 percent. No interest rate shall exceed the maximum rate allowed by Kansas law, said maximum rate being 2 percent above the 20 bond index of tax exempt municipal bonds, published by *Credit Markets*, in New York, New York on the Monday next preceding the day on which the bonds are sold, and no bid of less than par and accrued interest will be considered. Bids involving the use of extra or supplemental interest rates will not be considered. Bids for less than the entire issue of bonds will not be considered.

Bids shall be submitted on the official bid form furnished by the city, and shall be addressed to the city at the City Hall, Attention: Ruth Blome, City Clerk, and shall be plainly marked BOND BID. All bids must state the total interest cost of the bid, the premium, if any, the net interest cost of the bid, and the average annual interest rate, all certified by the bidder to be correct, and the city will be entitled to rely on the certificate of correctness of the bidder. Each bid must be accompanied by a certified or cashier's check equal to 2 percent of the total amount of the bid, and shall be payable to Treasurer, City of Cherryvale, Kansas. In the event a bidder whose bid is accepted shall fail to carry out his contract of purchase, said deposit shall be retained by the city as liquidated damages. The checks of unsuccessful bidders will be returned promptly.

Financial Advisor's Right to Bid

Ranson & Company, Inc., the city's financial advisor, reserves the right to bid on the bonds.

Basis for Award

The sealed bids for the bonds shall be opened publicly and only at the time and place specified in this notice, and the bonds will be sold to the best bidder. The city reserves the right to reject any and all of the bids, and to waive any irregularities. Unless all bids are rejected, the bonds will be awarded to the bidder whose proposal results in the lowest net interest cost to the city, and the net interest cost will be determined by deducting the amount of any premium paid from the aggregate amount of interest upon all of the bonds from their date until their respective maturities. If there is any discrepancy between the net interest cost and the average annual net interest rate specified, the specified net interest cost shall govern. If two or more proper bids providing for identical amounts for the lowest net interest cost are received, the city shall determine which bid, if any, shall be accepted, and its determination shall be final.

Delivery

The bonds, duly printed, executed and registered, will be furnished and paid for by the city, and the bonds will be sold subject to the unqualified approving opinion of Gaar & Bell, Bond Counsel, of Wichita, Kansas, whose opinion will be paid for by the city. The number, denomination of bonds, and names of the initial registered owners to be initially printed on the bonds shall be submitted in writing by the successful bidder to the bond registrar not later than seven business days preceding delivery of the bonds. The purchaser will be furnished with a complete transcript of proceedings evidencing the authorization and issuance of the bonds, and the usual closing proofs, which will include a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity. Payment for the bonds shall be made in immediately available funds. Delivery of the bonds will be made to the successful bidder on or about September 15, 1985, at any bank in the state of Kansas or Kansas City, Missouri, at the expense of the city. Delivery elsewhere will be made at the expense of the purchaser.

It is anticipated that CUSIP identification numbers will be printed on the bonds, but neither the failure to print such numbers on any bond nor any error with respect thereto shall constitute cause for a failure by the successful bidder to accept delivery of and pay for the bonds in accordance with the terms of its contract and this notice of bond sale. All expenses in connection with the printing of CUSIP numbers on the bonds shall be paid for by the city.

Security

Bids shall be conditioned upon the unqualified approving opinion of Gaar & Bell, Bond Counsel, Wichita, Kansas, a copy of which opinion will be

printed on the reverse side of each bond and a manually signed original will be furnished without expense to the purchaser of the bonds at the delivery thereof. The cost of this legal opinion and the expense of printing the bonds and legal opinion will be paid by the city. Said legal opinion will state in part substantially that the bonds will constitute general obligations of the city, payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all of the taxable, tangible property within the territorial limits of the city and that, under existing law, the interest on said bonds is exempt from present federal income taxation and the bonds are exempt from intangible personal property taxes levied by Kansas cities, counties or townships. The bonds are being issued for the purpose of paying the city's share of the costs of constructing wastewater treatment facilities and appurtenances thereto. The improvements have additionally been paid for by a grant from the U.S. Environmental Protection Agency and a grant from the U.S. Department of Housing and Urban Development.

Financial Information

Assessed valuation figures for the city of Cherryvale, for the year 1984, are as follows:

Equalized assessed valuation of taxable, tangible property	\$4,016,548
Tangible valuation of motor vehicles	29,262
Tangible valuation of motor vehicle dealers' inventory	234
Equalized assessed tangible valuation for computation of bonded debt	\$4,046,044

The total general obligation bonded indebtedness of the city of Cherryvale, including this issue of bonds, is \$200,000.00. Temporary notes in the amount of \$200,000 will be retired from the proceeds of this issue. The city also has temporary notes outstanding in the principal amount of \$75,000.

Further Information

Further information may be obtained from the city clerk or Ranson & Company, Inc., Suite 610, 120 S. Market, Wichita, KS 67202, (316) 262-2651.

Dated this 22nd day of July, 1985.

RUTH BLOME
City Clerk
Cherryvale, Kansas

Doc. No. 003444

(Published in the KANSAS REGISTER, August 8, 1985.)

**NOTICE OF BOND SALE
\$500,000
WATERWORKS PLANT AND
SYSTEM REVENUE BONDS
OF THE
CITY OF OSWEGO, KANSAS**

The city of Oswego, Kansas will receive sealed bids at the office of the City Clerk, City Hall, Oswego, KS 67356, until 8:30 p.m., C.D.T., Monday, August 12, 1985, for \$500,000.00 par value waterworks plant and system revenue bonds of the city, at which time and place such bids will be publicly opened. No oral or auction bids will be considered.

The Series 1985 A Bonds will be dated as of September 1, 1985, and shall mature on October 1 in each of the years and in the amounts set forth below. Such bonds shall be fully registered certificated bonds, each in the denomination of \$5,000 or integral multiples thereof, not exceeding the principal amount of bonds maturing in each year. The bonds will mature serially in accordance with the following schedule:

Principal Amount	Maturity Date	Principal Amount	Maturity Date
\$ 5,000	October 1, 1987	\$30,000	October 1, 1997*
5,000	October 1, 1988	30,000	October 1, 1998*
5,000	October 1, 1989	35,000	October 1, 1999*
5,000	October 1, 1990	40,000	October 1, 2000*
5,000	October 1, 1991	40,000	October 1, 2001*
5,000	October 1, 1992	45,000	October 1, 2002*
20,000	October 1, 1993*	50,000	October 1, 2003*
20,000	October 1, 1994*	55,000	October 1, 2004*
25,000	October 1, 1995*	55,000	October 1, 2005*
25,000	October 1, 1996*		

* OPTIONAL REDEMPTION: Bonds due October 1, 1993, and thereafter, are callable for redemption on October 1, 1992, or any interest payment date thereafter, in inverse numerical order at par and accrued interest to date of redemption plus a premium (expressed as a percentage of principal amount) of 2 percent.

Notice of any call for redemption will be mailed to the registered owners of such bonds to be redeemed at the address shown on the registration books maintained by the bond registrar not less than 30 days prior to the date fixed for such redemption and payment. Interest on the bonds so called for redemption and payment will cease to accrue after the redemption date, provided notice has been given and funds are then available to pay the full redemption price thereof.

Interest will be payable semiannually, commencing October 1, 1986, and each April 1 and October 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 Office of the State Treasurer in Topeka, Kansas (the paying agent and bond registrar) to the registered owners thereof upon presentation of the bonds for payment and cancellation. Interest on the bonds shall be payable in lawful money of the United States of America, by check or draft of the paying agent to the registered owners appearing on the books maintained by the bond registrar as of the 15th day of the month next preceding the interest payment dates (the record dates). The fees of the bond registrar for registration and transfer of the bonds shall be paid by the city.

Types of Bids and Interest Rates

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidder. 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 or one-twentieth of 1 percent. The difference between the highest and lowest interest rates specified in any bid shall not exceed 3 percent. No interest rate shall exceed the maximum rate allowed by Kansas law, said maximum rate being 2 percent above the *Credit Markets* (formerly the *Weekly Bond Buyer*) 20 bond index of tax exempt municipal bonds, published in New York, New York on the Monday next preceding the day on which the bonds are sold, and no bid of less than par and accrued interest will be considered. Bids involving the use of extra or supplemental interest rates will not be considered. Bids for less than the entire issue of bonds will not be considered.

Bids shall be submitted on the official bid form furnished by the city, and shall be addressed to the city at the City Hall, 703 5th, Oswego, KS 67356, Attention: Cheri R. Hollingsworth, City Clerk, and shall be plainly marked BOND BID. All bids must state the total interest cost of the bid, the premium, if any, the net interest cost of the bid, and the average annual interest rate, all certified by the bidder to be correct, and the city will be entitled to rely on the certificate of correctness of the bidder. Each bid must be accompanied by a certified or cashier's check equal to 2 percent of the total amount of the bid, and shall be payable to Treasurer, City of Oswego, Kansas. In the event a bidder whose bid is accepted shall fail to carry out his contract of purchase, said deposit shall be retained by the city as liquidated damages. The checks of unsuccessful bidders will be returned promptly.

Financial Advisor's Right to Bid

Ranson & Company, Inc., the city's financial advisor, reserves the right to bid on the bonds.

Basis for Award

The sealed bids for the bonds shall be opened publicly and only at the time and place specified in this notice, and the bonds will be sold to the best bidder. The city reserves the right to reject any and all of the bids, and to waive any irregularities. Unless all bids are rejected, the bonds will be awarded to the bidder whose proposal results in the lowest net interest cost to the city, and the net interest cost will be determined by deducting the amount of any premium paid from the aggregate amount of interest upon all of the bonds from their date until their respective maturities. If there is any discrepancy between the net interest cost and the average annual net interest rate specified, the specified net interest cost shall govern. If two or more proper bids providing for identical amounts for the lowest net interest cost are received, the city shall determine which bid, if any, shall be accepted, and its determination shall be final.

Delivery

The bonds, duly printed, executed and registered, will be furnished and paid for by the city, and the bonds will be sold subject to the unqualified approving opinion of Gaar & Bell, Bond Counsel, of Wichita, Kansas, whose opinion will be paid for by the city. The number, denomination of bonds, and names of the initial registered owners to be initially printed on the bonds shall be submitted in writing by the successful bidder to the bond registrar not later than August 30, 1985. 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 about September 10, 1985, at any bank in the state of Kansas or Kansas City, Missouri, at the expense of the city. Delivery elsewhere will be made at the expense of the purchaser.

It is anticipated that CUSIP identification numbers will be printed on the bonds, but neither the failure to print such numbers on any bond nor any error with respect thereto shall constitute cause for a failure by the successful bidder to accept delivery of and pay for the bonds in accordance with the terms of its contract and this notice of bond sale. All expenses in connection with the printing of CUSIP numbers on the bonds shall be paid for by the city.

Security

The bonds are limited obligations of the city, payable solely from revenues derived from the rates, fees or charges collected from the operation of the city's waterworks utility system, certain proceeds of the bonds and other funds to be deposited in a bond reserve account and various other accounts as described in the official statement. The Series 1985 A Bonds will be on a parity with the city's Series 1967-2 Bonds dated November 1, 1967, in the outstanding principal amount of \$95,000. The bonds do not, in any respect, constitute a debt, pledge of the faith and credit, or general obligation of the city of Oswego, Kansas, nor are the bonds payable in any manner by taxation. Approval of these bonds as pledgeable securities for the deposit of public funds has been given by the Kansas State Bank Commissioner.

Further Information

Further information may be obtained from the city clerk, or Ranson & Company, Inc., Suite 610, 120 S. Market, Wichita, KS 67202, (316) 262-2651.

Dated this 8th day of July, 1985.

CHERI R. HOLLINGSWORTH
City Clerk
Oswego, Kansas

Doc. No. 003445

(Published in the KANSAS REGISTER, August 8, 1985.)

NOTICE OF BOND SALE
RILEY COUNTY, KANSAS
\$1,970,478.71
GENERAL OBLIGATION BONDS
SERIES 1985-2 (STREETS AND SEWER)

Riley County, Kansas, will receive sealed bids at the office of the County Clerk, 110 Courthouse Plaza, Manhattan, KS 66502, until 11 a.m., C.D.T., August 22, 1985, for the purchase of \$1,970,478.71 par value general obligation 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 1985-2 Bonds initially issued will be dated as of September 1, 1985, and shall mature on September 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, except one bond in the amount of \$5,478.71, not exceeding the principal amount of bonds maturing in each year. Interest will be payable semiannually, commencing March 1, 1986, and each September 1 and March 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 August 15 and February 15 (the record dates). The fees of the bond registrar for registration and transfer of the bonds shall be paid by the county.

The Series 1985-2 Bonds will mature serially in accordance with the following schedule:

Principal Amount	Maturity Date
\$ 50,478.71	1986
\$140,000.00	1987
\$140,000.00	1988
\$140,000.00	1989
\$140,000.00	1990
\$140,000.00	1991
\$140,000.00	1992
\$145,000.00	1993
\$145,000.00	1994
\$145,000.00	1995
\$150,000.00	1996
\$ 55,000.00	1997
\$ 55,000.00	1998
\$ 55,000.00	1999
\$ 55,000.00	2000
\$ 55,000.00	2001
\$ 55,000.00	2002
\$ 55,000.00	2003
\$ 55,000.00	2004
\$ 55,000.00	2005

Proposals will be received on the bonds bearing such rate or rates of interest, not exceeding eight different interest rates, as may be specified by the bidder. The repetition of a rate will not constitute one

(continued)

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 or one-twentieth of 1 percent. The difference between the highest and lowest rates specified in any bid shall not exceed 2 percent. No interest rate shall exceed the maximum interest rate allowed by Kansas law, said rate being 2 percent above the bond buyer's 20 bond index, published in *Credit Markets* (formerly *The Weekly Bond Buyer*) on Monday, August 19, 1985, 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 addressed to the County Clerk, 110 Courthouse Plaza, Manhattan, KS 66502, 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 check equal to 2 percent of the total amount of the bid, and shall be payable to Riley County Clerk. 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, Topeka, Kansas, Bond Counsel, 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 September 9, 1985.

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 September 19, 1985, 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 in part from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable, tangible property in the county and in part 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. The Series 1985-2 Bonds are being issued for the purpose

of paying the cost of constructing certain primary arterial highway, street and sanitary sewer improvements in Riley County, Kansas.

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 Riley, Kansas, for the year 1984, are as follows:

Equalized assessed valuation of taxable, tangible property	\$128,357,839.00
Assessed tangible valuation of motor vehicles	\$ 19,126,229.00
Equalized tangible valuation for computation of bonded indebtedness limitations	\$147,484,068.00

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 Riley County, Kansas, at the date hereof, including this proposed issue of bonds in the amount of \$1,970,478.71, is \$4,650,666.16. Riley County, Kansas, has temporary notes outstanding in the total amount of \$1,420,000.00, 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 Wanda Coder, County Clerk, 110 Courthouse Plaza, Manhattan, KS 66502.

Dated July 30, 1985.

RILEY COUNTY, KANSAS
By Wanda Coder, County Clerk

Doc. No. 003449

State of Kansas

SECRETARY OF STATE

EXECUTIVE APPOINTMENTS

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office.

Complete listings of state agencies, boards and commissions are included in the Kansas Directory. County officials are listed in the Directory of County Officers. Both directories are published by the secretary of state's office and are available free of charge.

The following appointments were filed June 23, 1985 through July 31, 1985:

*Appointed by the Governor***Associate District Judge, 10th Judicial District,
Position 3**

James W. Bouska, 10230 Rosewood, Overland Park 66207. Effective July 23, 1985. Expires when a successor is elected and qualifies according to law. Succeeds J. Stewart McWilliams, resigned.

Abstracters' Board of Examiners

Joe F. Jenkins II, 727 Ann Ave., Kansas City 66101. Effective July 1, 1985. Expires June 30, 1988. Reappointment.

Advanced Technology Commission, Kansas

Lexie G. Covington, 8420 New Jersey, Kansas City 66109. Effective July 15, 1985. Expires June 30, 1989. Reappointment.

John B. Walsh, 2405 Plumthicket Court, Wichita 67226. Effective July 15, 1985. Expires June 30, 1989. Succeeds Frank Carney.

Arts Commission, Kansas

Janet M. Frieden, 3530 Hodges Road, Topeka 66614. Effective July 22, 1985. Expires June 30, 1989. Succeeds John B. Naughtin.

Martha E. Gannon, Route 3, Box 60, Goodland 67735. Effective July 22, 1985. Expires June 30, 1989. Succeeds John G. Kite.

Janet Wigglesworth, 5637 Cherokee Circle, Fairway 66205. Effective July 22, 1985. Expires June 30, 1989. Succeeds Carolyn A. Dillon.

Corrections, Secretary of

Richard A. Mills, 7345 S.E. Berryton Road, Berryton 66409. Effective August 17, 1985. Subject to Senate confirmation. Serves at the pleasure of the Governor. Succeeds Michael A. Barbara, resigned.

Credit Union Council

F. G. Boisdrenghien, 1100 N. 12th, Independence 67301. Effective July 15, 1985. Subject to Senate confirmation. Expires June 11, 1988. Succeeds Ronald Stevenson.

Sue Ann Shelby, 408 W. 27th, Topeka 66611. Effective July 15, 1985. Subject to Senate confirmation. Expires June 11, 1988. Succeeds Robert A. Arnold.

Crime Victims Reparations Board

Louis J. Banks, 2640 N. Vassar, Wichita 67220. Ef-

fective July 15, 1985. Subject to Senate confirmation. Expires June 30, 1986. Succeeds Alma Sanford Carter, resigned.

Georgia Nesselrode, 179 Terrace Trail South, Lake Quivira 66106. Effective July 15, 1985. Subject to Senate confirmation. Expires June 30, 1989. Succeeds LaTelletta DeEdra Lipscomb.

Fish and Game Commission, Kansas

Dr. William A. Carriger, Sr., 2922 Lydia Drive, #129, Topeka 66614. Effective July 22, 1985. Subject to Senate confirmation. Expires April 30, 1989. Succeeds Richard B. Hanger.

John H. Ostmeyer, Box 781, Colby 67701. Effective July 22, 1985. Subject to Senate confirmation. Expires April 30, 1989. Reappointment.

Grain Advisory Commission, State

Clem A. Abercrombie, 124 S. Oakdale, A-2, Salina 67401. Effective July 1, 1985. Expires June 30, 1988. Reappointment.

William R. Morand, 4420 N. Halstead, Hutchinson 67501. Effective July 1, 1985. Expires June 30, 1988. Reappointment.

Healing Arts, State Board of

Edward J. Fitzgerald, M.D., 711 Stratford, Wichita 67206. Effective July 22, 1985. Expires June 30, 1989. Succeeds James W. Bruno, M.D.

John Hiebert, M.D., 1521 Stratford Road, Lawrence 66044. Effective July 22, 1985. Expires June 30, 1989. Succeeds Helen Gilles, M.D.

John P. White, D.O., 1702 Countryside Drive, Pittsburg 66762. Effective July 22, 1985. Expires June 30, 1989. Succeeds F. J. Farmer, D.O.

Historic Sites Board of Review

David C. Burk, 431 S. Roosevelt, Wichita 67218. Effective July 22, 1985. Expires June 30, 1988. Succeeds Ray B. Weisenburger.

James L. Forsythe, 2927 Walnut, Hays 67601. Effective July 22, 1985. Expires June 30, 1988. Reappointment.

Sister Monica Schneider, C.S.J. Ph.D., East Iron and Marymount, Salina 67401. Effective July 22, 1985. Expires June 30, 1988. Reappointment.

**Kansas Commission for the 125th
(Established by Executive Order No. 85-81)****Honorary Executive Board**

U.S. Sen. Bob Dole, 444 S.E. Quincy, Topeka 66683.

U.S. Sen. Nancy Landon Kassebaum, 444 S.E. Quincy, Topeka 66683.

U.S. Rep. Pat Roberts, P.O. Box 550, Dodge City 67801.

U.S. Rep. Jim Slattery, 444 S.E. Quincy, #280, Topeka 66683.

U.S. Rep. Jan Meyers, 204 Federal Bldg., 812 N. 7th, Kansas City, KS 66101.

U.S. Rep. Dan Glickman, 401 N. Market, #224, Wichita 67201.

U.S. Rep. Bob Whittaker, P.O. Box 280, Augusta 67010.

(continued)

Lt. Gov. Thomas R. Docking, 8525 Limerick Lane, Wichita 67206.

Secretary of State Jack H. Brier, 1256 Western, Topeka 66604.

Attorney General Robert T. Stephan, 2nd Floor, Judicial Center, Topeka 66612.

State Treasurer Joan Finney, 4519 S.W. 33rd Terrace, Topeka 66614.

Commissioner of Insurance Fletcher Bell, 2519 Jasu, Lawrence 66044.

Sen. Robert V. Talkington, President of the Senate, Box 725, Iola 66749.

Rep. Mike Hayden, Speaker of the House, 406 State, Atwood 67730.

Michael L. Johnston, Senate Minority Leader, 3610 Gabriel, #237, Parsons 67357.

Marvin Wm. Barkis, House Minority Leader, Route 2, Box 150, Louisburg 66053.

State Directors and Members

Joyce Allegrucci, Route 4, Pittsburg 66762.

Ross Beach, P.O. Box 818, Hays 67601.

Olive Beech, 8150 E. Douglas, Suite 30, Wichita 67206.

Beverly Bradley, Route 2, Box 219, Lawrence 66044.

Cathy Breidenthal, 1309 Hoel Parkway, Kansas City, KS 66102.

W. E. Clarkson, 5800 State Line Road, Mission Hills 66208.

Paul DeBauge, 2915 W. 15th, Emporia 66801.

Brig. Gen. Alonzo Dougherty, 116 9th Ave., Leavenworth 66048.

William E. Dreyer, 220 E. 6th, Room 500, Topeka 66612.

Ed Fallon, 1231 Eugene, Topeka 66608.

Karen M. Graves, 23 Crestview Drive, Salina 67401.

Jim Halsey, 515 N. 2nd, Independence 67301.

Nancy J. Ingle, State Coordinator, 1320 S.W. 37th, Topeka 66611.

Sandra McMullen, 1800 E. 56th, Hutchinson 67501.

William L. Muir, Treasurer, 1201 S.W. College, Topeka 66604.

Judge Richard D. Rogers, 444 S.E. Quincy, Topeka 66683.

Jane T. Roy, 1561 S.W. Lakeside Drive, Topeka 66604.

Deryl K. Schuster, First National Bank, Liberal 67901.

Carolyn Terhune, c/o Topeka Capital-Journal, Topeka 66607.

Martin Umansky, 1500 N. West St., Wichita 67203.

Sid Warner, Box 445, Cimarron 67835.

Carol Wiebe, 102 S. Main, Hillsboro 67063.

Law Enforcement Training Commission, Kansas

Rick L. Easter, P.O. Box 117, Colwich 67030. Effective July 15, 1985. Expires July 1, 1988. Succeeds Lt. Ed H. Pavey, resigned.

Al Naes, Chairperson, Route 1, Assaria 67416. Effective July 1, 1985. Expires July 1, 1988. Succeeds Thomas W. Regan, resigned.

Library Advisory Commission, State

Dennis Bosley, Rural Route, Dighton 67339. Effective July 15, 1985. Expires June 30, 1989. Reappointment.

Mary Lofstead, Lebanon 66952. Effective July 15, 1985. Expires June 30, 1989. Reappointment.

Military Disability Board

Col. Rex H. Bartlow, Route 1, Box 164, Quenemo 66528. Effective July 22, 1985. Serves at the pleasure of the Governor. Succeeds Col. William Mahler.

Park and Resources Authority, State

Robert Buerkle, Route 2, Box 39, Holcomb 67851. Effective July 22, 1985. Subject to Senate confirmation. Expires June 30, 1989. Succeeds Dr. William A. Carriger, Sr.

Kansas Public Employees Retirement System Board of Trustees

Mont C. Draper III, 9220 E. Lakepoint, Wichita 67226. Effective July 22, 1985. Subject to Senate confirmation. Expires April 30, 1989. Reappointment.

Michael K. Russell, 6532 Sagamore, Mission Hills 66208. Effective July 22, 1985. Subject to Senate confirmation. Expires April 30, 1989. Reappointment.

Tax Appeals, State Board of

Fred L. Weaver, Route 1, Baxter Springs 66713. Effective July 1, 1985. Subject to Senate confirmation. Expires June 30, 1989. Reappointment.

Technical Professions, State Board of

Henry W. Schirmer, 20 Pepper Tree Lane, Topeka 66611. Effective July 22, 1985. Expires June 30, 1989. Succeeds C. James Balderson.

Veterans' Commission, Kansas

Francis A. Pinkelmann, 212 N. 12th, Kansas City 66102. Effective July 22, 1985. Expires June 30, 1989. Reappointment.

Vision Service Plan of Kansas, Inc.

Geneva Stacy, Route 4, Arkansas City 67005. Effective July 22, 1985. Expires December 31, 1985. Succeeds James Behan, resigned.

Wheat Commission, Kansas

Hal Judy, Route 1, Hutchinson 67501. Effective July 22, 1985. Expires June 30, 1986. Succeeds Robert W. Anderson, resigned.

Winston E. Peterson, Route 1, Box 54, Monument 67747. Effective July 22, 1985. Expires June 30, 1987. Reappointment.

Adrian Polansky, Route 2, Box 143A, Belleville. Effective July 22, 1985. Expires June 30, 1987. Reappointment.

Vernon V. Schraeder, Route 1, Box 31E, Jetmore 67854. Effective July 22, 1985. Expires June 30, 1987. Reappointment.

Donald H. Turnquist, Route 2, Box 87, Lindsborg 67456. Effective July 22, 1985. Expires June 30, 1987. Reappointment.

Appointed by the Secretary of State

Land Survey Advisory Committee, Kansas

John P. Cashatt, P.E., L.S., Mitchell County Engineer, P.O. Box 8, Beloit 67420. Effective July 8, 1985. Expires July 8, 1988. Succeeds Lot F. Taylor, P.E.

Sedgwick County Election Commissioner

Marilyn Chapman, Sedgwick County Courthouse, Wichita 67203. Effective July 19, 1985. Expires July 19, 1989. Reappointment.

Appointed by the President of the Senate

Natural and Scientific Areas Advisory Board

Sen. Dan Thiessen, Route 1, Independence 67301. Effective July 1, 1985. Expires January 9, 1989.

Appointed by the Speaker of the House

Advanced Technology Commission, Kansas

Rep. Jayne Aylward, 2660 Highland Ave., Apt. 7, Salina 67401. Effective July 25, 1985. Succeeds Rep. Rochelle Chronister.

JACK H. BRIER
Secretary of State

State of Kansas

DEPARTMENT OF EDUCATION

TEMPORARY ADMINISTRATIVE
REGULATIONS

(Effective July 24, 1985. Expire May 1, 1986.)

Article 5.—DRIVER AND TRAFFIC
SAFETY EDUCATION COURSES

91-5-1a. Program approval. (a) To be eligible for program approval, a school shall be accredited by the state board as a public secondary school, nonpublic secondary school, or community college.

(b) Schools accredited by the state board as special schools may develop driver education programs with the approval of the state board. Students in such a program shall meet the same requirements for completion of the driver education programs as students in accredited secondary schools.

(c) A driver education program shall not be approved unless it requires that each student successfully complete each phase of instruction, including classroom, in-car, simulation or multi-range instruction. (Authorized by K.S.A. 72-5017 and 72-7514; implementing K.S.A. 72-5017, 72-7513; effective January 1, 1966; amended Jan. 1, 1970; amended, E-74-3, Oct. 5, 1973; amended May 1, 1978; amended May 1, 1979; amended May 1, 1980; amended T-86-24, July 24, 1985.)

DR. HAROLD L. BLACKBURN
Commissioner of Education

Doc. No. 003447

State of Kansas

BOARD OF HEALING ARTS

TEMPORARY ADMINISTRATIVE
REGULATIONS

(Effective July 24, 1985. Expire May 1, 1986.)

Article 23.—SHORT TERM TREATMENT
OF OBESITY

100-23-1. Short term treatment of obesity. Amphetamines and sympathomimetic amines listed on Schedule III and IV under the Uniform Controlled Substances Act shall not be dispensed or prescribed for the short-term treatment of obesity, except in conformity with the following minimal requirements:

(a) A complete history of the patient shall be taken and a complete physical examination shall be given. The physical examination shall include checking the blood pressure and pulse, examining the heart and lungs, recording weight and height, and administering any other appropriate diagnostic tests. The history and examination shall be sufficient to determine if the patient has previously been drug dependent, to determine if the cause of the obesity is one which indicates the drugs to be inappropriate and to determine if other contraindications to use of the drugs exist. Each of those findings shall be entered in the patient's record.

(b) A diet for weight loss shall be prescribed and shall be recorded on the patient record.

(c) Daily dosage shall not exceed that recommended in the manufacturer's prescribing information for the drug prescribed or dispensed.

(d) Not more than a 30-day supply shall be dispensed or prescribed for a patient on the first visit. Thereafter, not more than a 30-day supply shall be dispensed or prescribed at the time of each visit. The patient shall be weighed at each visit prior to dispensing or prescribing an additional supply of the drug and the weight shall be entered in the patient's record. If the patient is found not to have achieved a significant weight loss since the last patient visit, no additional drug shall be dispensed or prescribed for that patient.

(e) At the time of each return patient visit, the progress of the patient shall be monitored. The patient's weight, blood pressure, pulse, heart and lungs shall be checked. The findings shall be entered in the patient's record.

(f) In no event shall Schedule III or IV amphetamines or sympathomimetic amines be dispensed or prescribed for a patient for obesity for a period longer than 90 days. However, therapy may be extended beyond 90 days when:

(1) amphetamines or sympathomimetic amines are indicated for treatment of diseases other than obesity; and

(2) when in the physician's professional judgment, the treating physician is observing and recording significant progress or benefit from the drugs and no adverse effects occur related to the treatment. These

(continued)

observations shall be documented in the patient's record. (Authorized by and implementing K.S.A. 1984 Supp. 65-2837a; effective, T-86-25, July 24, 1985.)

ELIZABETH W. CARLSON
Executive Secretary

Doc. No. 003448

**State of Kansas
SOCIAL AND REHABILITATION SERVICES**

**TEMPORARY ADMINISTRATIVE
REGULATIONS**

(Effective July 1, 1985. Expire May 1, 1986.)

**Article 4.—PUBLIC ASSISTANCE
PROGRAM**

30-4-100. Payment standards for budgetary requirements in the ADC, ADC-FC, APW, GA and GA-FC programs. The standards contained in K.A.R. 30-4-101 and 30-4-102, and the designated special requirements set forth in K.A.R. 30-4-120, shall be used in determining total budgetary requirements. An applicant or recipient shall not be eligible to have a standard included in the computation of the applicant's or recipient's budgetary requirements if the agency or another state's assistance program has issued the applicant or recipient a payment for the same maintenance items in the same calendar month. (a) ADC and APW budgeting. Budgeting shall be predicated upon the total number of persons in the assistance plan.

(1) The basic standard and 100% of the shelter standard shall be used when:

(A) All persons in the home are in the same assistance plan;

(B) the only person in the home not in the plan is an SSI recipient to whom the 1/3 reduction is applied because the person lives in the household and receives support and maintenance in kind; or

(C) there is a bona fide commercial landlord-tenant relationship between the family group and the other persons in the home.

(2) The basic standard, plus a percentage reduction of the shelter standard, shall be used when there are one or more persons residing in the home who are not included in the assistance plan, except as set forth in paragraphs (B) and (C) above. The percentage reduction shall be as follows:

- (A) 60% reduction for one person in the plan;
- (B) 50% reduction for two persons in the plan;
- (C) 40% reduction for three persons in the plan;
- (D) 35% reduction for four persons in the plan;
- (E) 30% reduction for five persons in the plan; and
- (F) 20% reduction for six or more persons in the plan.

(b) GAU program budgeting. Budgeting shall be predicated upon the total number of persons in the household. For budgeting, a household consists of one or more persons living as an economic unit and sharing in any of the maintenance items included in the basic standard or shelter standard. The basic and

shelter standards shall be used for all persons in the assistance plan who are maintaining their own home or are sharing a family home with others.

(1) In GAU, the budgetary standards, excluding the amount designated as an energy supplement, shall equal 80% of the total budgetary requirements with the following exceptions:

- (A) Persons receiving care or supervision;
- (B) families in which a person has been assigned to a community work experience program; and
- (C) families in which a person is participating in vocational rehabilitation program training.

(2) If the GAU family (including a single person) is living alone or maintaining a separate household, the basic and shelter standards shall be used.

(3) If the GAU family (including a single person) is not living alone nor maintaining a separate household, the basic and shelter standards shall be computed as follows: the standards set forth shall be used to determine the basic and shelter standards for the number of persons in the household. This figure divided by the number of persons in the household times the number of persons in the assistance plan equals the basic and shelter standards.

(c) Exceptions to ADC and GAU budgeting.

(1) In ADC and GAU, if a recipient child is temporarily absent from the home due to the illness of another member of the household or the incarceration of the caretaker relative and the appropriate foster care standard established by the secretary is being used, needs of the child shall be removed from the computation of the budgetary standard.

(2) In ADC and GAU, if a recipient child is temporarily absent from the home due to education or training and the residential standard established by the secretary is used, needs of the child shall be removed from the computation of the budgetary standard.

(d) TGA program budgeting. The budgetary standard in TGA shall be the same as for GAU except that the budgetary standard shall not exceed \$100.00 for a single person or \$175.00 for a married couple. The effective date of this regulation shall be July 1, 1985. (Authorized by K.S.A. 1984 Supp. 39-708c, as amended by HB 2012 (1985); implementing K.S.A. 1984 Supp. 39-708c, as amended by HB 2012 (1985), 39-709, as amended by SB 51 (1985); effective May 1, 1981; amended, T-84-8, April 1, 1983; amended May 1, 1983; amended, T-84-9, May 1, 1983; amended May 1, 1984; amended, T-86-19, July 1, 1985.)

30-4-101. Standards for persons in own or other family home. A monetary standard addresses the costs of day to day expenses and certain special expenditures. (a) Basic standard. The basic standards are set forth below. The basic standards include \$6.00 per person as energy supplement.

PERSONS IN PLAN

1	2	3	4
\$119.00	\$191.00	\$256.00	\$311.00

For each additional person, add \$49.00.

(b) Shelter standard. A standard has been estab-

lished for shelter based on location in the state. The county shelter standards are set forth below.

<i>Standard.</i>	<i>Group I</i> \$76.00	<i>Group II</i> \$86.00	
	Allen	Anderson	Logan
	Barber	Atchison	Lyon
	Bourbon	Barton	Marshall
	Chase	Brown	McPherson
	Chautauqua	Cheyenne	Miami
	Cherokee	Clark	Mitchell
	Comanche	Clay	Morris
	Cowley	Cloud	Nemaha
	Crawford	Coffey	Ness
	Edwards	Decatur	Norton
	Elk	Dickinson	Osborne
	Finney	Doniphan	Ottawa
	Greenwood	Ellis	Phillips
	Harper	Ellsworth	Pottawatomie
	Labette	Ford	Rawlins
	Marion	Geary	Republic
	Meade	Gove	Rice
	Montgomery	Graham	Rooks
	Neosho	Grant	Rush
	Pratt	Greeley	Russell
	Reno	Hamilton	Saline
	Stafford	Haskell	Scott
	Stanton	Hodgeman	Sheridan
	Sumner	Jackson	Smith
	Wilson	Jewell	Stevens
	Woodson	Kearny	Thomas
		Kingman	Trego
		Lane	Wabaunsee
		Lincoln	Wallace
		Linn	Washington
			Wichita
<i>Standard.</i>	<i>Group III</i> \$97.00	<i>Group IV</i> \$109.00	<i>Group V</i> \$135.00
	Franklin	Butler	Harvey
	Gray	Douglas	Johnson
	Kiowa	Jefferson	
	Morton	Leavenworth	
	Pawnee	Osage	
	Seward	Riley	
	Sherman	Sedgwick	
		Shawnee	
		Wyandotte	

The effective date of this regulation shall be July 1, 1985. (Authorized by K.S.A. 1984 Supp. 39-708c, as amended by HB 2012 (1985); implementing K.S.A. 1984 Supp. 39-708c, as amended by HB 2012 (1985), 39-709, as amended by SB 51 (1985); effective May 1, 1981; amended, E-82-11, June 17, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended, T-83-17, July 1, 1982; amended May 1, 1983; amended, T-85-19, July 1, 1984; amended May 1, 1985; amended, T-86-19, July 1, 1985.)

30-4-102. Standards for persons in room, board, specialized living or care. The standards below shall be used for all persons in the assistance plan who are living in board and room situations, renting a room and eating out, or residing in a specialized living arrangement or in a foster family home. (a) The cost of care for any child placed in a care facility other than a foster family home shall be as established by the secretary.

(b) The board and room standard shall be used only if the applicant or recipient is living in a commercial facility.

(c) The room only standard shall be used only if the applicant or recipient is living in a facility offering rooms to the public.

(d) The specialized living standard shall be used

only if the applicant or recipient is eligible for GAU and residing in a living arrangement in which there is an element of care or supervision and a current, approved provider agreement with the secretary.

(e) The foster care standard shall be used in ADC and GAU only if an approved service plan is on file which documents that the child is temporarily absent from the home because of illness of another member of the household or incarceration of the caretaker.

(f) The residential standard shall be used only if an approved service plan is on file which documents that the child is temporarily absent from the home because of basic education or training, if the training results in gainful employment.

	<i>Standards</i>		
	<i>1</i>	<i>2</i>	<i>3</i>
	<i>Child(ren)</i> <i>Foster Care</i>	<i>Board and</i> <i>Room or</i> <i>Specialized</i> <i>Living</i>	<i>Room</i> <i>Only</i>
Care or Rent	\$ *	**	***
Meals	xxxxxx	xxxxxx)
Clothing	xxxxxx))
Personal Needs	xxxxxx)\$26.00)\$128.00
Miscellaneous	xxxxxx))
Energy))
Supplement	xxxxxx)\$ 6.00)\$ 6.00
		<i>Monthly Rate</i>	<i>Daily Rate</i>
* Infant through 4 years		\$184.00	\$6.04
5 through 11 years		\$249.00	\$8.17
12 years and older		\$315.00	\$10.35

** As incurred, not to exceed \$180.00.

*** As incurred, not to exceed the maximum shelter standard for county of residence.

The effective date of this regulation shall be July 1, 1985. (Authorized by K.S.A. 1984 Supp. 39-708c, amended by HB 2012 (1985); implementing K.S.A. 1984 Supp. 39-708c, as amended by HB 2012 (1985), 39-709, as amended by SB 51 (1985); effective May 1, 1981; amended, E-82-11, June 17, 1981; amended May 1, 1982; amended, T-83-17, July 1, 1982; amended, T-84-8, March 29, 1983; amended, T-84-9, May 1, 1983; amended T-84-11, July 1, 1983; amended May 1, 1984; amended, T-85-19, July 1, 1984; amended May 1, 1985; amended, T-86-19, July 1, 1985.)

Article 5.—PROVIDER PARTICIPATION, SCOPE OF SERVICES, AND REIMBURSEMENTS FOR THE MEDICAID (MEDICAL ASSISTANCE) PROGRAM

30-5-81b. The basis of reimbursement for hospital services. (a) General hospitals; inpatient services. For covered services rendered to program recipients, each general hospital shall be reimbursed on the basis of a prospective per diem rate pursuant to the provisions of K.A.R. 30-5-81q through 30-5-81t except as set forth below. After July 1, 1985, each general hospital shall be reimbursed with a premium. The premium shall be calculated individually for each hospital by multiply-

(continued)

ing its number of medicaid/medikan discharges in the immediately preceding state fiscal year by a fixed percentage of its current rate. The fixed percentage shall be determined on an annual basis by the secretary.

(b) General hospitals; outpatient services. Except for laboratory services, each general hospital shall be reimbursed the lesser of reasonable costs or customary charges for covered services rendered to program recipients. For laboratory services, each general hospital shall be reimbursed its customary charges not to exceed the range maximum set forth in K.A.R. 30-5-85a plus 2%.

(c) General hospitals; long term care in swing bed hospitals. For covered services rendered to program recipients, each general hospital shall be reimbursed pursuant to 42 CFR 447.251 through 447.265, 447.271, 447.272, and 447.280, effective July 20, 1982, which are adopted by reference.

(d) Special hospitals. Each special hospital shall be reimbursed the lesser of reasonable costs or customary charges for covered services rendered to program recipients.

(e) New hospitals. A newly constructed hospital which was not in operation for a full year for the hospital's fiscal year ending in 1981, or an existing hospital which served less than five Kansas medicaid recipients during the hospital's fiscal year ending in 1981 shall be considered a new hospital. The effective date of this regulation shall be July 1, 1985. (Authorized by and implementing K.S.A. 1984 Supp. 39-708c, as amended by HB 2012 (1985); effective May 1, 1981; amended, E-82-6, May 1, 1981; modified, L. 1982, ch. 469, May 1, 1982; amended May 1, 1983; amended, T-84-7, March 29, 1983; amended May 1, 1984; amended, T-85-24, Sept. 18, 1984; amended May 1, 1985; amended, T-86-19, July 1, 1985.)

Article 6.—MEDICAL ASSISTANCE PROGRAM—CLIENTS' ELIGIBILITY FOR PARTICIPATION

30-6-55. Cooperation. (a) Establishment of eligibility. Each applicant, recipient, or ineligible caretaker relative shall cooperate with the agency in the establishment of eligibility. Failure to provide information necessary to determine eligibility shall render the assistance family ineligible for medical assistance as provided in K.A.R. 30-6-39.

(b) Potential resources. Each applicant or recipient shall cooperate with the agency in obtaining any resources due the applicant, recipient, or any other person for whom assistance is claimed. Failure to cooperate without good cause shall render the applicant or recipient ineligible for medical assistance.

(c) Social security number. Each applicant or recipient shall provide the agency with the applicant or recipient's social security number. Failure to provide the number, or failure to apply for a number if the applicant or recipient has not previously been issued a number, shall render the applicant or recipient ineligible for assistance.

(d) Paternity and support. Each applicant or recipient shall cooperate with the agency in establishing the

paternity of a child born out-of-wedlock for whom assistance is claimed, and in obtaining medical support for the applicant or recipient and for a child for whom assistance is claimed. Failure to cooperate shall render the applicant or recipient ineligible for assistance unless the individual demonstrates good cause for refusing to cooperate. Cooperation shall include:

(1) Appearing at the local child support enforcement office as necessary to provide information or documentation relative to establishment of the paternity of a child born out-of-wedlock, identifying and locating the absent parent, and obtaining medical support;

(2) appearing as a witness at court or other proceedings necessary to achieve the child support enforcement objectives;

(3) forwarding to the child support enforcement unit any medical support payments received from the absent parent which are covered by the support assignment; and

(4) providing information, or attesting to the lack of information, under penalty of perjury. The effective date of this regulation shall be July 1, 1985. (Authorized by and implementing K.S.A. 1984 Supp. 39-708c, as amended by HB 2012 (1985), 39-709, as amended by SB 51 (1985); effective May 1, 1981; amended, T-86-19, July 1, 1985.)

30-6-63. Assignment of rights to medical support or other third party payments. Each applicant or recipient shall assign to the secretary/any accrued, present, or future rights to medical support or other third party payments the individual may receive on his or her own behalf or on behalf of any other family member who is or would be in the assistance plan. The effective date of this regulation shall be July 1, 1985. (Authorized by and implementing K.S.A. 1984 Supp. 39-708c, as amended by HB 2012 (1985), 39-709, as amended by SB 51 (1985); effective, T-86-19, July 1, 1985.)

30-6-65. Automatic eligibles. To be automatically eligible for medical assistance, each person shall meet the general eligibility requirement of K.A.R. 30-6-63 and shall be: (a) Legally entitled to and receiving SSI benefits and shall meet the general eligibility requirements of residence;

(b) legally entitled to and receiving state (Kansas) supplemental payments related to SSI;

(c) determined by SSA to retain recipient status, although not currently receiving an SSI benefit;

(d) receiving public assistance (excepting emergency assistance) pursuant to article 4 of this chapter. Such recipients shall meet the general eligibility requirement of K.A.R. 30-6-55(d);

(e) not receiving public assistance for one of the following reasons:

(1) The person is eligible for less than \$10.00;

(2) the amount of recovery of an overpayment is greater than the budget deficit; or

(3) the person is eligible using prospective budgeting, but ineligible due to retrospective accounting of income!

(f) included in the assistance plan of a family which was receiving ADC, ADC-FC, or APW in at least three of the six months immediately preceding the month in which the family became ineligible for ADC, ADC-FC, or APW and which became ineligible solely because of increased earned income or increased hours of employment. Such recipients shall meet the general eligibility requirement of K.A.R. 30-6-55(d). Automatic eligibility for the medical assistance program shall continue for the four months immediately subsequent to the last month in which the family was eligible (legally entitled) to receive ADC, or ADC-FC, or APW as long as a family member is employed and the family and the person remains ineligible for ADC, or ADC-FC, or APW solely because of increased earned income or increased hours of employment. The receipt of an extra pay check due to an additional pay period within a calendar month shall not constitute an increase in earnings;

(g) included in the assistance plan of a family which was receiving ADC, ADC-FC, or APW in at least three of the six months immediately preceding the month in which the family became ineligible for ADC, ADC-FC, or APW as a result (in whole or in part) of collection or increased collection of support. Such recipients shall meet the general eligibility requirement of K.A.R. 30-6-55(d). Automatic eligibility for the medical assistance program shall continue for the four months immediately subsequent to the last month in which the family was eligible (legally entitled) to receive ADC, ADC-FC, or APW as long as the family remains ineligible for ADC, ADC-FC, or APW due to such collection or increased collection of support;

(h) mandated to receive inpatient treatment for tuberculosis;

(i) one who is not a public assistance recipient but is receiving maintenance payments from youth services;

(j) included in the assistance plan of a family which became ineligible for ADC, ADC-FC, or APW solely because of the termination of the earned income disregards as provided in K.A.R. 30-4-111(e). Automatic eligibility for the medical assistance program shall continue for the nine months immediately subsequent to the last month in which the family was eligible (legally entitled) to receive ADC, ADC-FC, or APW; or

(k) a non-ADC eligible child born on or after October 1, 1983 who is under five years of age and who meets the ADC income and resource requirements pursuant to article 4 of this chapter. The effective date of this regulation shall be July 1, 1985. (Authorized by and implementing K.S.A. 1984 Supp. 39-708c, as amended by HB 2012 (1985), 39-709, as amended by SB 51 (1985); effective May 1, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended, T-84-8, March 29, 1983; amended May 1, 1983; amended, T-84-9, March 29, 1983; amended May 1, 1984; amended, T-85-26, Oct. 15, 1984; amended, T-85-34, Dec. 19, 1984; amended May 1, 1985; amended, T-86-19, July 1, 1985.)

30-6-103. Determined eligibles; protected income levels. (a) Independent living.

(1) The protected income level for persons in independent living arrangements shall be based on the total number of persons in the assistance plan and the legally responsible persons in the family group who are not included in the plan.

(2) The protected income levels for independent living shall also be used when any applicant or recipient:

(A) Enters a medicaid-approved facility;

(B) is absent from the home for medical care for a period not to exceed three months to allow for maintaining their independent living arrangements; or

(C) is in the home- and community-based services program.

(3) The following table shall be used to determine the protected income level for persons in independent living.

PERSONS IN INDEPENDENT LIVING (Per Month)		
1	2	3
\$325.00	\$425.00	\$435.00

The protected income level for additional persons shall be the sum of the basic standard for a like public assistance family plus the maximum state shelter standard.

(4) For any child in foster family care, the protected income level shall equal the foster family care rate pursuant to K.A.R. 30-4-102.

(b) Institutional living arrangements. For persons residing in institutional settings, the protected income level shall be \$25.00 except as noted in paragraph (2) of subsection (a).

(c) Specialized living arrangements. The protected income level for persons residing in approved, specialized living arrangements (including adult family homes, home- and community-based congregate care facilities, and child care facilities) shall be as established by the secretary. The effective date of this regulation shall be July 1, 1985. (Authorized by and implementing K.S.A. 1984 Supp. 39-708c, as amended by HB 2012 (1985), 39-709, as amended by SB 51 (1985); effective May 1, 1981; amended, E-82-11, June 17, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended, T-83-17, July 1, 1982; amended May 1, 1983; amended, T-84-11, July 1, 1983; amended, T-84-36, Dec. 21, 1983; amended May 1, 1984; amended, T-85-34, Dec. 19, 1984; amended May 1, 1985; amended, T-86-19, July 1, 1985.)

ROBERT C. HARDER
Secretary of Social
and Rehabilitation Services

Doc. No. 003446

KANSAS SYMBOLS

State Animal: American Buffalo

The American Buffalo (*Bos* or *Bison Americanus*) was designated in 1955 as the official state animal. In making the selection, the Legislature noted that, " . . . Said animals ranged over the Kansas prairies in countless thousands during the days of the Kansas territory and early statehood; . . . It seems appropriate to give recognition to the lowly but heavily fronted and stoutly built buffalo . . ."

The grassland area of the Great Plains, including Kansas, was a natural habitat for the buffalo, whose numbers in early historic times may have been as high as 60 million. The buffalo served many purposes for the Indians of the Great Plains, who followed buffalo herds for their livelihood. Food, shelter, clothing, fuel and some war materials could be fashioned from a buffalo carcass.

State Tree: Cottonwood

The official state tree of Kansas is the Cottonwood. Adopting it in 1937, the Legislature called it "the pioneer tree of Kansas." The lawmakers noted that the successful growth of cottonwood groves on early homesteads was often a big factor in the homesteader's perseverance until he could make his claim to the land.

State Bird: Western Meadow Lark

In 1937 the Legislature named the Western Meadow Lark (*Sturnella-Neglecta*) the state bird. That action followed a statewide vote by school children, who in 1925 had selected that bird as their favorite. The election, in which over 120,000 votes were cast, was sponsored by the Audubon Society of Kansas. That group was working at the time towards more appreciation of birds in the state. The closest competitors to the Western Meadow Lark in the voting were the Quail, Cardinal and Robin.

A Kansas naturalist has this to say about the state bird: "Kansas is primarily a prairie state, and the meadow lark is a prairie bird, typical of Kansas. So many of our birds range only in parts of the state, while the meadow lark is extremely abundant in every county. Those traveling the state by auto or train could scarcely fail to encounter these birds in every mile of the journey, since they have the habit of perching along the fence lines in the open. It is strikingly beautiful, and every child is familiar with its notes."

A state fish and game warden comments on the meadow lark as follows: "Not only is he the friend of all mankind by cheering them with his liquid songs; but he is a helpful ally in beating back the encroachment of noxious weeds and destructive insects, and above all, he is with us in all seasons, through drought and blizzard, sunshine and rain, plenty and poverty."

State Insect: Honeybee

The strong, industrious honeybee was adopted as the official state insect in 1976. In designating the

honeybee, the Legislature said that insect ". . . is proud; . . . a friendly bundle of energy; is always helping others throughout its lifetime; is a strong, hard worker with limitless abilities; . . . the honeybee, by making its honey, gives not only to Kansans but also to all the world's peoples a gift which is sweet and wholesome, something which all Kansans strive to emulate in other ways . . ."

State Seal

The Great Seal of the State of Kansas, adopted by the Legislature in 1861, is described in the enacting law as follows:

"The east is represented by a rising sun, in the right-hand corner of the seal; to the left of it, commerce is represented by a river and a steamboat; in the foreground, agriculture is represented as the basis of the future prosperity of the state, by a settler's cabin and a man plowing with a pair of horses; beyond this is a train of ox-wagons, going west; in the background is seen a herd of buffalo, retreating, pursued by two Indians on horseback; around the top is the motto: "Ad astra per aspera," beneath a cluster of thirty-four stars. The circle is surrounded by the words: Great Seal of the State of Kansas. January 29, 1861."

The motto which appears on the seal, "Ad astra per aspera," is Latin for "To the stars through difficulties."

State Flag

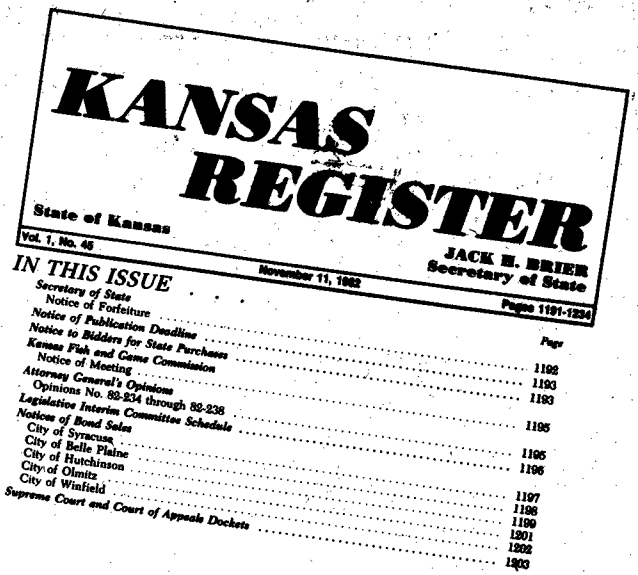
The Kansas State Flag was created by the Legislature in 1927, and modified in 1961. The flag consists of a dark blue rectangle with the state seal in the middle. Above the seal is the crest, a sunflower (the state flower) on a bar of twisted gold and blue. Beneath the seal is the word "KANSAS" in gold block letters.

State Flower: Wild Native Sunflower

Kansas is often known as the "Sunflower State," and the official state flower is the wild native sunflower or *Helianthus*. In adopting the state flower in 1903, the Legislature noted the sunflower is ". . . hardy and conspicuous of definite, unvarying and striking shape, easily sketched, moulded, or carved, and having armorial capacities, ideally adapted for artistic reproduction, with its strong distinct disk and its golden circle of clear growing rays—a flower that a child can draw on a slate, a woman can work in silk, or a man can carve on stone or fashion in clay; and . . . This flower has to all Kansans a historic symbolism which speaks of frontier days, winding trails, pathless prairies, and is full of the life and glory of the past, the pride of the present, and richly emblematic of the majesty of the golden future, and is a flower which has given Kansas the world-wide name, "The Sunflower State.'"

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