

KANSAS REGISTER

State of Kansas

JACK H. BRIER
Secretary of State

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Pages 1405-1444

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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 November 11 through November 22, 1985.

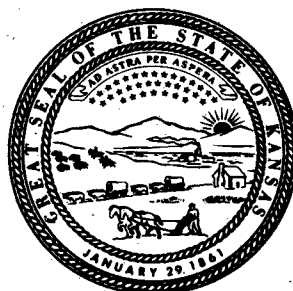
| Date | Room | Time | Committee | Agenda |
|--------------------|----------------|-------------------------|---|---|
| Nov. 12 | 519-S | 9:00 a.m. | Special Committee on Agriculture and Livestock | Proposal No. 4—Fence Laws. |
| Nov. 12 | 527-S | 10:00 a.m. | Special Committee on Education | Hearings on Proposal No. 22—Violence in Public Schools; consideration of committee reports—Proposals No. 20-22. |
| Nov. 12 Nov. 13 | 514-S 514-S | 10:00 a.m. 9:00 a.m. | Special Committee on Energy and Natural Resources | 12th: Hearing on flaring of natural gas and review of report and bill drafts on Proposal No. 23—Protection of Groundwater in Kansas. 13th: Review of final reports on Proposals No. 24-26. |
| Nov. 12 Nov. 13 | 531-N 531-N | 10:00 a.m. 9:00 a.m. | Special Committee on Public Health and Welfare | Committee discussion and direction to staff. |
| Nov. 13 | 123-S | 10:00 a.m. | Special Committee on Ways and Means | Subcommittee: Mental Health and Retardation. |

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



PHONE: 913/296-3489

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|--------------------|----------------|-------------------------|---|---|
| Nov. 13 Nov. 14 | 527-S 527-S | 10:00 a.m. 9:00 a.m. | Legislative Educational Planning Committee | Community college matters; JTPA and corrections update; committee review of final reports. |
| Nov. 13 Nov. 14 | 519-S 519-S | 10:00 a.m. 9:00 a.m. | Special Committee on Local Government | Committee discussion and review of final report and bill drafts in regard to Proposal No. 45—Annexation; and committee decisions regarding Proposal No. 46—Group Home Zoning and Handicapped Accessibility. |
| Nov. 14 Nov. 15 | 526-S 526-S | 10:00 a.m. 9:00 a.m. | Special Committee on Communications, Computers and Technology | 14th: Discussion on the consultants' report on the state's computer needs. 14th and 15th: Committee discussion and recommendations on Proposals No. 16-19. |
| Nov. 14 Nov. 15 | 123-S 123-S | 10:00 a.m. 9:00 a.m. | Special Committee on Ways and Means | Committee discussion of Proposal No. 57—Financing Care for Mentally Ill and Mentally Retarded; Proposal No. 56—Agricultural Marketing. Review of draft legislation. |
| Nov. 18 Nov. 19 | 514-S 514-S | 10:00 a.m. 9:00 a.m. | Joint Committee on Administrative Rules and Regulations | Agenda not available. |
| Nov. 18 Nov. 19 | 519-S 519-S | 10:00 a.m. 9:00 a.m. | Special Committee on Assessment and Taxation | 18th: CANCELLED 19th: Final action on all Proposals assigned. |
| Nov. 19 | 531-N | 10:00 a.m. | Special Committee on Washburn University | Proposal No. 55—Washburn University, committee discussion. |
| Nov. 20 Nov. 21 | 514-S 514-S | 10:00 a.m. 9:00 a.m. | Special Committee on Medical Malpractice | Committee review of final report and bill draft. |
| Nov. 20 Nov. 21 | 531-N 531-N | 10:00 a.m. 9:00 a.m. | Special Committee on Public Health and Welfare | Agenda to be determined. |
| Nov. 20 Nov. 21 | 527-S 527-S | 1:30 p.m. 9:00 a.m. | Legislative Budget Committee | Agenda to be determined. |
| Nov. 22 | 522-S | 9:00 a.m. | Special Committee on Local Government | Committee review of final reports and bill drafts. |
| Nov. 22 | 527-S | 10:00 a.m. | Joint Committee on Special Claims Against the State | Hearings on claims filed to date. |

WILLIAM R. BACHMAN
Director of Legislative
Administrative Services

State of Kansas
**SOCIAL AND REHABILITATION SERVICES
 CLIENT ASSISTANCE PROGRAM
 ADVISORY COMMITTEE**

NOTICE OF MEETING

The Client Assistance Program Advisory Committee will meet at 1 p.m. Friday, November 15, in the conference room of the office of Social and Rehabilitation Services, 1015 Scott St., Emporia.

ROBERT C. HARDER
 Secretary of Social
 and Rehabilitation Services

Doc. No. 003689

State of Kansas
BOARD OF HEALING ARTS

**NOTICE OF HEARING
 ON PROPOSED
 ADMINISTRATIVE REGULATIONS**

A public hearing will be conducted at 2 p.m. Friday, November 22, in the office of the Board of Healing Arts, 503 Kansas Ave., Suite 500, Topeka, to consider the adoption of proposed temporary and permanent administrative rules and regulations.

All interested parties may submit written comments prior to the hearing to the Board of Healing Arts at the address above. 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 five minutes.

Following the hearing, all written and oral comments submitted by interested persons will be considered by the Board of Healing Arts as the basis for making changes to the proposed regulations.

Summaries of the regulations are as follows:

K.A.R. 100-6-2. Removes the requirement for "good moral character" to comply with statutes passed in 1984. The rules were revoked and rewritten to comply with new policies on rules and regulations.

K.A.R. 100-6-3. Rewrites the rules on approved schools of medicine and surgery to comply with 1985 changes in the statutes.

K.A.R. 100-19-1. Regarding hearing procedures to comply with the new Administrative Procedures Act.

Copies of the regulations and fiscal impact statements may be obtained by writing the Board of Healing Arts.

ELIZABETH W. CARLSON
 Executive Secretary

Doc. No. 003691

State of Kansas
KANSAS WATER AUTHORITY
NOTICE OF MEETING

The November meeting of the Kansas Water Authority will be held in Topeka on November 14 and 15 at the State Capitol. Committee meetings are scheduled from 7 p.m. to 10 p.m. November 14 in Room 123-S and will continue the morning of November 15 in Room 522-S, if needed. The full Authority will convene its meeting at 10 a.m. November 15 in Room 519-S of the State Capitol.

Persons not on the Authority's mailing list may request a copy of the agenda by contacting Dotty Kester, Suite 200, 109 S.W. 9th, Topeka 66612, (913) 296-3185.

H. PHILIP MARTIN, Chairman
 Kansas Water Authority

Doc. No. 003696

State of Kansas
ATTORNEY GENERAL

Opinion No. 85-145

Taxation—Aggregate Tax Levy Limitations—Application of Act. J. Gregory Swanson, Sublette City Attorney, Liberal, October 24, 1985.

Pursuant to Article 12, Section 5 of the Kansas Constitution, a charter ordinance must *designate specifically* the enactment of the legislature (or part thereof) made inapplicable to the city by adoption of the ordinance. As Charter Ordinance No. 6 of the city of Sublette fails to make such a designation with respect to the tax lid law (K.S.A. 79-5001 *et seq.*), it does not exempt the city from the tax lid, regardless of whether the city governing body intended to create such an exemption. Cited herein: K.S.A. 79-1953, 79-5001; Kan. Const., Art. 12, § 5. TRH

Opinion No. 85-146

Schools—State Department of Education—Application of Kansas Internship Plan to Private Parochial Schools. Rodney J. Bieker, Director, Legal Services Section, Kansas Department of Education, Topeka, October 29, 1985.

The participation by parochial schools in the Kansas internship plan would not violate the Establishment Clause of the First Amendment. However, the state's payment of a cash stipend to senior teachers supervising and assisting interns at parochial schools would not withstand a constitutional challenge. Cited herein: U.S. Const., First Amend. KG

ROBERT T. STEPHAN
 Attorney General

Doc. No. 003688

State of Kansas

SECRETARY OF STATE**NOTICE**

TO ALL WHOM THESE PRESENTS SHALL COME, GREETING:

I, JACK H. BRIER, Secretary of State of the State of Kansas, do hereby certify that pursuant to the provisions of 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 November 1, 1985 through November 30, 1985 shall be 13.36 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 October, A.D. 1985.

JACK H. BRIER
Secretary of State

Doc. No. 003685

State of Kansas

DEPARTMENT OF ADMINISTRATION**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, State Office Building, 122A-South, Topeka 66612. Comment period is approximately 30 days.

KS851024-001-16573SG—Lt. Don Aaron, Sedgwick County Sheriff's Department, 525 N. Main, Wichita 67203, (316) 268-7264, applied for \$57,633 from the U.S. Department of Justice for a program to alleviate prison and jail overcrowding.

KS851025-001-16573SA—Roy W. Allen, Saline County Commission, 300 W. Ash, Salina 67401, applied for \$28,201 from the U.S. Department of Justice for a Saline County victim assistance program.

KS851025-002-10423MS—Rosalee Meyburn, Care Center of the Good Shepard, Inc., P.O. Box 144, Summerfield 66541, (913) 744-3322, submitted a preapplication from the U.S. Department of Agriculture for a Summerfield, Kansas, Care Center of the Good Shepard.

KS851025-003-10418SG—Doyle Anderson, Chairman, Rural Water District No. 4, 1 Lakeview Drive, Goddard 67052, (316) 794-8482, applied for \$1,144,000 from the U.S. Department of Agriculture for a water distribution system of Sedgwick County.

KS851029-001-15916SU—Richard J. Le-juerne, Mayor, 317 S. Washington, Wellington 67152, notified the U.S. Department of Interior for a Wellington land and water conservation fund.

KS851029-002-45007KS—Kansas Arts Commission, 112 W. 6th, Suite 401, Topeka 66603-3872, applied for \$358,100 from the National Endowment for the Arts for the promotion of the arts state programs.

KS851030-002-16573WY—Herbert R. Simmons, Assistant Grant Administrator, Board of Wyandotte County Commissioners, 827 Armstrong, Kansas City 66101, applied for \$7,000 from the U.S. Department of Justice for a community corrections of Wyandotte County anti-crime program for senior citizens.

KS851030-001-20106SC—Bertha Paul, City Clerk, 221 W. 5th, Scott City 67872, (316) 872-5322, applied for \$379,575 from the U.S. Department of Transportation for the Scott City municipal airport improvement program.

KS851031-001-16573SG—Barbara Schmidt, Sedgwick County Board of Commissioners, 525 N. Main, Wichita 67203, (316) 264-5445, applied for \$16,000 from the U.S. Department of Justice for victim offender mediation services.

Announcements

The National Telecommunications and Information Administration (NTIA) is inviting applications for planning and construction grants for public telecommunications facilities. NTIA expects \$24 million to be available for this program in FY 1986. Applications must be filed with NTIA on or before January 15, 1986. Five copies of the application should be sent to this office for state review. Awards will be made in August, 1986. Contact this office or the Public Telecommunications Facilities Program, U.S. Department of Commerce, 14th and Constitution Ave., N.W., Room 4625, Washington, D.C. 20230, (202) 377-5802.

MARVIN A. HARDER
Secretary of Administration

Doc. No. 003686

State of Kansas

**DEPARTMENT OF ADMINISTRATION
DIVISION OF ARCHITECTURAL SERVICES****NOTICE OF COMMENCEMENT
OF NEGOTIATIONS
FOR TECHNICAL SERVICES**

Notice is hereby given of the commencement of negotiations for a subsoil investigation and soil testing services during construction for the Ellsworth Correctional Facility, Ellsworth, Kansas.

Any expression of interest should be directed to Jack Nelson, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, prior to November 22, 1985.

JOHN B. HIPPI, AIA
Director, Division of
Architectural Services

Doc. No. 003700

State of Kansas

DEPARTMENT OF ADMINISTRATION

NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS

A public hearing will be conducted at 9 a.m. Friday, November 22, in the Old Supreme Court Room, 3rd Floor, State Capitol, Topeka, to consider the adoption of proposed changes in existing rules and regulations and of proposed new rules and regulations of the Department of Administration. These regulations are being adopted on a permanent basis.

All interested parties may submit written comments prior to the hearing to the Secretary of Administration, 2nd Floor, State Capitol, Topeka 66612. All interested parties will be given a reasonable opportunity to present their views, orally, on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

A summary of the proposed regulations follows:

Division of Personnel Services

K.A.R. 1-6-16: The amendments to this regulation clarify language and allow the director the discretion of cancelling eligible lists as the director deems appropriate.

K.A.R. 1-10-6: The amendments to this regulation are technical changes.

Copies of the regulations and fiscal impact statement may be obtained from the Division of Personnel Services, State Office Building, Topeka 66612, (913) 296-4278, KANS-A-N 561-4278.

State Employee Awards Committee

K.A.R. 1-29-2: The amendment to this regulation corrects a reference to a regulation which was amended June 17, 1985. This amendment also makes some technical changes.

K.A.R. 1-30-1: The changes in this regulation clarify existing language.

K.A.R. 1-30-2: This regulation is revoked.

K.A.R. 1-30-3: The amendment to this regulation incorporates language from 1-30-13, which is revoked.

K.A.R. 1-30-4: The amendment to this regulation eliminates unnecessary language.

K.A.R. 1-30-5: The amendment to this regulation clarifies existing language.

K.A.R. 1-30-6: This regulation is revoked.

K.A.R. 1-30-7: The amendment to this regulation eliminates unnecessary language.

K.A.R. 1-30-8: The amendment to this regulation incorporates language from 1-30-15, which is revoked.

K.A.R. 1-30-9, 1-30-10: These regulations are revoked.

K.A.R. 1-30-11: The amendment to this regulation clarifies existing language.

K.A.R. 1-30-12, 1-30-13: These regulations are revoked.

K.A.R. 1-30-14: The amendment to this regulation

recognizes the agency head's authority to review recommendations relating to the award.

K.A.R. 1-30-15: This regulation has been revoked.

K.A.R. 1-30-16: The amendments to this regulation clarify language and give agencies authority to grant awards of \$50 or less.

K.A.R. 1-30-17: This regulation has been revoked.

K.A.R. 1-30-18: The amendment to this regulation clarifies existing language.

K.A.R. 1-30-19: The amendment to this regulation eliminates unnecessary language.

K.A.R. 1-30-20: This regulation has been revoked.

K.A.R. 1-30-22: The amendments to this regulation clarify existing language and require the agency coordinator to notify suggesters of certain rights.

K.A.R. 1-30-24: The amendment to this regulation clarifies existing language.

Copies of the regulations and fiscal impact statement may be obtained from Betty Boaz, Division of Personnel Services, State Office Building, Topeka 66612, (913) 296-4278, KANS-A-N 561-4278.

Division of General Services

K.A.R. 1-17-14 and 1-17-15. Amendments to these regulations transfer authority for approval of repairs and purchases for state vehicles from the Secretary of Administration to the Director of the Central Motor Pool and require approval of such repairs and purchases for vehicles in the central motor pool only. With implementation of the proposed amendment, repairs or purchases for a vehicle outside of the central motor pool would be under the authority of the agency owning or leasing the vehicle.

Nonsubstantive changes in format and language are included in the revised regulations to improve clarity.

K.A.R. 1-23-1 through 1-23-9. Amendments to Article 23—"State Vanpool Program" broaden the vanpool program to include the use of state-owned cars in carpools. It is recommended that Article 23 be titled, "State Vanpool-Carpool Program." Under the proposed regulations, carpools would have fewer passengers than vanpools. Carpool participants would be required to forfeit their parking permits for the duration of their membership in a carpool.

Nonsubstantive changes in format and language are included in the revised regulations to improve clarity.

Copies of the regulations and fiscal impact statements may be obtained by contacting the Division of General Services, State Office Building, Room 152 West, Topeka 66612, (913) 296-2147, KANS-A-N 561-2147.

MARVIN A. HARDER
Secretary of Administration

Doc. No. 003683

State of Kansas

STATE FIRE MARSHAL

NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS

A public hearing will be conducted at 10 a.m. Monday, November 25, in the State Fire Marshal's conference room, 503 Kansas Ave., Suite 303, Topeka, to consider the adoption of proposed permanent rules and regulations of the State Fire Marshal.

All interested parties may submit written comments prior to the hearing to Lawrence L. Tenopir, Legal Counsel, State Fire Marshal, 503 Kansas Ave., Suite 303, Topeka 66603. 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 five minutes.

Following the hearing, all written and oral comments submitted by interested parties will be considered by the State Fire Marshal as the basis for making changes to the proposed regulations.

Summaries of the regulations follow. Copies of the regulations and the fiscal impact statement may be obtained by writing the State Fire Marshal.

The following is a brief summary of the proposed regulations:

K.A.R. 22-2-1 relates to the regulation of tank vehicles for flammable and combustible liquids, updating the adopted NFPA pamphlet no. 385 from the 1979 to the 1985 edition.

K.A.R. 22-3-1 adopts by reference the Life Safety Code. The proposed amendment updates the adopted NFPA pamphlet no. 101 from the 1981 to the 1985 edition.

K.A.R. 22-4-1 adopts by reference the NFPA pamphlet no. 495, dealing with explosive materials, from the 1982 to the 1985 edition.

K.A.R. 22-5-1 is the basic regulation requiring the reporting of fire incidents to the State Fire Marshal. The amendment clarifies the definition of "incident."

K.A.R. 22-5-6 is a proposed new regulation required by L. 1985, Ch. 128, Sec. 1 (6) dealing with the reporting of second and third degree burn wounds by local hospitals and doctors to the State Fire Marshal.

K.A.R. 22-6-5 deals with the sale of fireworks clarifying the "sales" restricted to include the delivery of retail mail order fireworks.

K.A.R. 22-6-9 prohibits the discharge of fireworks in certain specified areas. The proposed amendment would add to that list of prohibited areas any public roadway or the right-of-way adjoining a public roadway.

K.A.R. 22-6-10 deals with the public exhibition of fireworks. The proposed amendment replaces several general requirements with the adoption of NFPA pamphlet no. 1123, 1982 edition.

K.A.R. 22-6-12 defines illegal fireworks as those not permitted by K.A.R. 22-6-7.

K.A.R. 22-6-13. The proposed amendment makes several changes in the empowering of officials who may seize illegal fireworks and the process to be followed in the disposition of the fireworks.

K.A.R. 22-6-14. The proposed amendment restructures the petition and hearing process for the seizure of illegal fireworks.

K.A.R. 22-7-1, dealing with flammable and combustible liquids, is proposed to be amended by updating the adopted NFPA pamphlet no. 30 from the 1981 to the 1984 edition.

K.A.R. 22-7-5 adopts new NFPA pamphlet no. 30A, 1984 edition, dealing with automotive and marine service stations, an area previously covered in NFPA pamphlet no. 30.

K.A.R. 22-8-7 requires and outlines the process for regular inspection of LP gas powered vehicles.

K.A.R. 22-10-1 deals with the certification of fire extinguisher servicing businesses. The proposed amendment clarifies the existing interpretation that the regulation applies to all portable extinguishers as well as certain other specified equipment.

K.A.R. 22-10-12 deals with portable fire extinguishers and updates the adopted NFPA pamphlet no. 10 from the 1982 to the 1984 edition.

K.A.R. 22-10-13 adopts NFPA pamphlet no. 96 concerning commercial cooking equipment duct systems. The proposed amendment deletes a section of that pamphlet which refers to other NFPA pamphlets not adopted by regulation in Kansas.

K.A.R. 22-10-14 deals with the dry chemical extinguishing systems. The proposed amendment updates the adopted pamphlet no. 17 from the 1980 to the 1985 edition.

K.A.R. 22-11-5 deals with health care facilities and their required fire protection. The proposed amendment clarifies the intent of the existing regulation.

K.A.R. 22-11-6 covers maternity centers. The proposed amendment updates the applicable Life Safety Code from the 1981 to the 1985 edition.

K.A.R. 22-11-8 covers adult care homes. The proposed amendment updates the applicable Life Safety Code from the 1981 to the 1985 edition.

K.A.R. 22-15-7 deals with juvenile detention centers. The proposed amendment updates editions of referenced codes.

K.A.R. 22-17-2 deals with the sale of early warning, fire suppression or fire alarm devices. The proposed amendment slightly changes the required approval process and clarifies the State Fire Marshal's role in that approval.

K.A.R. 22-21-1 is a proposed new regulation requiring that electrical Christmas decorations bear the label of a nationally-recognized testing laboratory.

EDWARD C. REDMON
State Fire Marshal

Doc. No. 003692

State of Kansas

DEPARTMENT ON AGING

NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS

A public hearing will be conducted at 9 a.m. Tuesday, November 26, in the State Corporation Commission's Hearing Room B, 4th Floor, State Office Building, Topeka, to consider the adoption of proposed temporary and permanent administrative regulations of the Kansas Department on Aging.

All interested parties may submit written comments prior to the hearing to the Secretary of Aging, 610 W. 10th, Topeka 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 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.

Summaries of the regulations follow. Copies of the regulations and the fiscal impact statement may be obtained by writing the Kansas Department on Aging at the address above.

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

K.A.R. 26-1-1 contains changes in existing definitions and adds new definitions.

K.A.R. 26-1-2 contains clarification of the procedures for redesignation of planning and service area boundaries.

K.A.R. 26-1-3 contains clarification of the procedures for redesignation of area agencies on aging.

K.A.R. 26-1-5 contains clarification of the requirements for area plan development.

K.A.R. 26-1-6 provides clarification of the requirements for area agency on aging policies and procedures manuals.

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

K.A.R. 26-2-3 contains clarification of the reporting requirements by grantees and contractors to the department.

K.A.R. 26-2-4 contains clarification of the procedures for making changes to approved grants and contracts.

K.A.R. 26-2-6 contains the rewording of the procedures for withholding payments.

K.A.R. 26-2-7 contains clarification of the procedures for closeout, suspension or termination of grants or subgrants.

K.A.R. 26-2-8 contains clarification of reporting requirements for the final financial reports.

K.A.R. 26-3-1 contains clarification of contracting and granting practices to be utilized by area agencies.

K.A.R. 26-3-2 contains clarification of the contents of sub-grant awards.

K.A.R. 26-3-3 contains clarification of the requirements for contracting with for-profit organization.

K.A.R. 26-3-4 contains clarification of the responsibilities when sub-granting or contracting services under the area plans.

K.A.R. 26-3-5 contains clarification of the procedures for modifying sub-grants or contracts.

K.A.R. 26-3-7 contains rewording of the procedures for appeals from certain area agency decisions.

K.A.R. 26-4-1 contains clarification of the requirements, procedures and policies for requesting hearings with the secretary.

K.A.R. 26-4-3 contains rewording of the hearing procedures.

K.A.R. 26-5-1 contains requirements and procedures for making application to provide in-home nutrition services.

K.A.R. 26-5-2 contains requirements and procedures for in-home nutrition service provider accountability.

K.A.R. 26-5-3 contains requirements and procedures for termination of in-home nutrition contracts.

K.A.R. 26-5-4 contains requirements for procurements made by providers of in-home nutrition services.

K.A.R. 26-5-5 describes the requirements for services to be provided in the in-home nutrition program.

K.A.R. 26-5-6 contains the requirements to be eligible to receive in-home nutrition services.

K.A.R. 26-5-7 contains the requirements for client contributions in the in-home nutrition program.

K.A.R. 26-6-1 contains the eligibility requirements to operate an Older Kansans Employment Program.

K.A.R. 26-6-2 contains the types of services that are required under the Older Kansans Employment Program.

K.A.R. 26-6-3 describes the expenses that are allowable under the Older Kansans Employment Program.

K.A.R. 26-6-4 contains the performance standards that must be maintained under the Older Kansans Employment Program.

K.A.R. 26-6-5 describes the requirements to be eligible to receive services under the Older Kansans Employment Program.

K.A.R. 26-6-6 contains the requirements governing grant or contract termination.

K.A.R. 26-6-7 contains the program requirements for services provided through Job Training and Partnership Act.

K.A.R. 26-6-8 contains the policies, procedures and requirements for making application for funding under the Job Training and Partnership Act.

JOYCE V. ROMERO
Secretary of Aging

Doc. No. 003680

State of Kansas

DEPARTMENT OF TRANSPORTATION

NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS

A public hearing will be conducted at 9 a.m. Friday, November 22, in the Kansas Department of Transportation Conference Room Number Two, 7th Floor, State Office Building, Topeka, to consider the adoption of proposed administrative regulations.

All interested parties may submit written comments prior to the hearing to the Secretary of Transportation, 7th Floor, State Office Building, Topeka 66612. All interested parties that desire to present their views orally on the adoption of the proposed regulations during the hearing are requested to provide prior written notice to the Department of Transportation no later than 5 p.m. Wednesday, November 20.

Copies of the full text of the regulations and the fiscal impact statement may be obtained by writing to the address above.

The following is a brief summary of the proposed permanent regulations:

K.A.R. 36-13-32. Revised to require an employer of a prospective school bus driver to inquire, at the time of application for employment, whether the applicant has been convicted in Kansas or any other state of any felony or Class A, B, or C misdemeanor, and to deny employment to any person convicted of such crimes. Presently, the regulation prohibits the employment of school bus drivers convicted of such crimes but does not require any action on the part of the employer to secure such information other than inspecting the applicant's driving record through the Division of Motor Vehicles of the Kansas Department of Revenue.

K.A.R. 36-16-1. Revised to adopt new federal regulations on relocation assistance as provided in 49 C.F.R. Part 25.

JOHN B. KEMP, P.E.
Secretary of Transportation

Doc. No. 003682

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, 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, NOVEMBER 18, 1985

#26552

University of Kansas Medical Center, Kansas City—RIA KITS, SUPPLEMENTAL ITEMS

#26828

University of Kansas Medical Center, Kansas City—LAUNDRY SERVICE

#26829

Kansas State University, Manhattan—NOVEMBER, DECEMBER (1985) MEAT PRODUCTS

#63745

Kansas State University, Manhattan—METEOROLOGICAL APPARATUS

#63748

Wichita State University, Wichita—PHOTOGRAPHIC EQUIPMENT

#63749

Wichita State University, Wichita—LUMINAIRES AND POLES

#63758

Kansas State University, Manhattan—DIPLOMA COVERS

#63782

Department of Revenue and Department of Transportation, Topeka—RIBBONS AND SUPPLIES

TUESDAY, NOVEMBER 19, 1985

#A-4959

Osawatomie State Hospital, Osawatomie—REEROOF COVERED WALK AT REHABILITATION CENTER AND A SMALL AREA ON RUSH BUILDING

#A-5259

Norton State Hospital, Norton—WATER RESERVOIR REPAIR

#63759

University of Kansas, Lawrence—REPLACE FRONT WALL REFRACTORY AND INSULATION ON BOILER

#63760

Wichita State University, Wichita—SEDAN

WEDNESDAY, NOVEMBER 20, 1985

#A-4858(a)

University of Kansas Medical Center, Kansas City—FURNISH LANDSCAPE MATERIALS, Wichita

#A-5236

Kansas State Fair, Hutchinson—GENERAL RENOVATION OF THE GRANDSTANDS

#63652

Department of Administration, Division of General Services, Topeka—MAIL ROOM EQUIPMENT

#63763

University of Kansas Medical Center, Kansas City—TRANSEND CUTANEOUS GAS SYSTEM (NEONATOLOGY)

#63764

University of Kansas Medical Center, Kansas City—NEONATAL AUTO SYRINGE

#63765

University of Kansas, Lawrence—AUDIO EQUIPMENT

#63767

University of Kansas, Lawrence—COMMUNICATION PROCESSOR

#63768

University of Kansas, Lawrence—PACKET ASSEMBLER DISASSEMBLER

THURSDAY, NOVEMBER 21, 1985

#A-5463

University of Kansas Medical Center, Kansas City—FURNISH AND INSTALL STORM/SECURITY WINDOWS, "G" Building

#63771

Kansas State University, Manhattan—ULTRACENTRIFUGE

(continued)

#63772

Department of Human Resources, Topeka—
COMPUTER OUTPUT MICROFICHE RECORDER

#63773

Kansas State University, Manhattan—PHYSICAL
TESTING APPARATUS

#63774

Kansas State University, Manhattan—LIQUID
HELIUM DEWARS

#63775

Department of Revenue, Topeka—
PHOTOTYPESETTING SYSTEM

#63776

Kansas Fish and Game Commission, Pratt—
FIBERGLASS FISH REARING TANKS, Milford Fish
Hatchery, Junction City

#63777

Department of Transportation, Topeka—FURNISH
AND INSTALL OVERHEAD DOORS, Osage City

#63778

State Corporation Commission, Topeka—
RE-PLUGGING WITT "A" #1 WELL, Russell
County

#63780

Fort Hays State University, Hays—MILKING
MACHINE

#63781

Department of Transportation, Topeka—
CONCRETE, MAGNESIUM PHOSPHATE "SET 45"

#63783

Kansas State Industrial Refractory,
Hutchinson—BEVERAGE SYRUP

#63784

Wichita State University, Wichita—ECG SYSTEM
CHANNEL RECORDER

#63785

Department of Social and Rehabilitation Services,
Topeka—POLYESTER BONDED BARRIER
BATTING, Kansas City

#63793

Department of Administration, Central Motor Pool;
University of Kansas; and Kansas State
University—SEDANS, Topeka, Lawrence and
Southeast Experiment Station, Parsons

FRIDAY, NOVEMBER 22, 1985

#63794

Kansas State Penitentiary, Lansing—CEILING TILE
AND BUILDING MATERIALS

#63795

Department of Transportation, Norton—FURNISH
AND INSTALL HEATING AND AIR
CONDITIONING SYSTEMS, Atwood

#63796

Fort Hays State University, Hays—STEAM TRAPS

#63797

Kansas Soldier's Home, Fort Dodge—FIRE
HYDRANTS

#63798

Norton State Hospital, Norton—ABRASION
RESISTANCE ACRYLIC SHEET

#63799

Topeka State Hospital, Topeka—FORK LIFT

#63800

State Board of Agriculture, Topeka—REMOVE
EXISTING AND INSTALL NEW LABORATORY
HOODS

MONDAY, NOVEMBER 25, 1985

#26831

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

MONDAY, DECEMBER 2, 1985

#26824

University of Kansas, Lawrence—JANUARY (1986)
MEAT PRODUCTS

WEDNESDAY, DECEMBER 4, 1985

#63746

Department of Administration, Division of
Information Systems and Communications,
Topeka—IBM 308X COMPATIBLE CPU COMPLEX

NICHOLAS B. ROACH
Director of Purchases

Doc. No. 003687

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

The Kansas Department of Health and Environment
will conduct a public hearing at 10 a.m. Friday, No-
vember 22, in the auditorium of the Topeka-Shawnee
County Health Department, 1615 W. 8th, Topeka, to
receive oral or written testimony concerning the fol-
lowing permanent administrative regulations:

Amending: K.A.R. 28-19-14, 28-19-14a, 28-19-16,
28-19-16b, 28-19-16d, 28-19-16g, 28-
19-16i, 28-19-16l, 28-19-17, 28-19-17a,
28-19-17b, 28-19-18, 28-19-18a, 28-19-
18b, 28-19-18c, 28-19-31, 28-19-63, 28-
19-64, 28-19-67, 28-19-68, 28-19-69,
28-19-85 through 28-19-102, 28-19-150
and 28-19-151.

Adopting: K.A.R. 28-19-71, 28-19-83, 28-19-84,
28-19-98a, 28-19-103 through 28-19-
149 and 28-19-163 through 28-19-199.

Revoking: K.A.R. 28-19-18e and 28-19-97.

All interested persons wishing to present testimony
may do so at the hearing either orally or in writing to
the hearing officer. The written testimony will not be
read aloud to those in attendance at the hearing. Writ-
ten testimony will also receive consideration if re-
ceived by the Department by November 27, 1985.

Copies of the proposed regulations and fiscal impact
statement may be obtained or reviewed at the Bureau
of Air Quality and Radiation Control, Building 321,
Forbes Field, Topeka 66620, (913) 862-9360, ext. 268.

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 003671

State of Kansas

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

A public hearing will be conducted at 1:30 p.m. Friday, November 22, in the auditorium of the Topeka-Shawnee County Health Department, 1615 W. 8th, Topeka, to consider the adoption of proposed new temporary and permanent rules and regulations of the Department of Health and Environment (K.A.R. 28-50-1 through 28-50-14).

These proposed rules and regulations implement S.B. 113, adopted during the 1985 legislative session, and provide for the licensing of business firms that remove or encapsulate asbestos containing materials (other than when using their own employees to renovate, maintain or repair their own facilities) and the certification of employees of these licensed firms and state and local governmental units that carry out this type of work. The regulations also prescribe work procedures for the removal or encapsulation of asbestos containing materials, and require that the department be notified before certain types of asbestos removal and encapsulation work is initiated. Other provisions of the regulations establish criteria for the training of asbestos workers.

Copies of the rules and regulations and a fiscal impact statement concerning their implementation may be obtained by writing the Bureau of Air Quality and Radiation Control, Kansas Department of Health and Environment, Forbes Field, Topeka 66620-7430.

All interested parties may submit written comments prior to the hearing to the Secretary of Health and Environment, Forbes Field, Topeka 66620-0110. All interested parties will be given a reasonable opportunity at the hearing to present their views, orally or in writing, 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 presentations to five minutes.

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

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 003681

State of Kansas

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

A public hearing will be conducted at 9 a.m. Monday, November 25, in the executive conference room of the Department of Health and Environment, Building 740, Forbes Field, Topeka, to consider the adoption of proposed permanent rules and regulations governing the environmental laboratory certification program (K.A.R. 28-15-35 through 28-15-37).

All interested parties may submit written comments prior to the hearing to Dr. Roger H. Carlson, Director, Laboratory Services and Research, Building 740, Forbes Field, Topeka 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 presentations to five minutes.

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

Summaries of the regulations follow. Copies of the regulations and the fiscal impact statement may be obtained by writing Theresa L. Hodges, Laboratory Certification and Improvement Supervisor, at the address above.

The following is a brief summary of the proposed regulations:

K.A.R. 28-15-35 relates to the conditions of approval and certification of environmental laboratories in Kansas. The revision of this regulation allows for certification of field laboratories.

K.A.R. 28-15-36 relates to the minimum requirements for approval of environmental laboratories.

K.A.R. 28-15-37 relates to the fee schedule required to maintain the environmental laboratory certification program.

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 003669

State of Kansas

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

A public hearing will be conducted at 9 a.m. Monday, November 25, in the Family Health Conference Room, Building 740, of the Kansas Department of Health and Environment offices, Forbes Field, Topeka, to consider the adoption of proposed permanent amendments to the rules and regulations of the Department of Health and Environment pertaining to the Bureau of Disease Prevention and Control and the Office of Vital Statistics.

All interested parties may submit written comments prior to the hearing to the Secretary of Health and Environment, Forbes Field, Topeka 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 amendments to the regulations.

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

Summaries of the proposed amendments follow. Copies of the regulations and the fiscal impact statements may be obtained by writing the Department of Health and Environment, Bureau of Disease Prevention and Control or Office of Vital Statistics, Forbes Field, Topeka 66620.

The following is a brief summary of the proposed amendments:

K.A.R. 28-1-2 would add eight diseases to those already reportable as infectious and contagious.

K.A.R. 28-1-4 would add five conditions to the existing list to be reported by hospital administrators.

K.A.R. 28-1-6 would be amended to update the format, to change the term "venereal" to "sexually transmitted" and to add chlamydia to the sexually transmitted diseases.

K.A.R. 28-1-13 would make a technical correction concerning animal rabies isolation and quarantine which affects operators of zoological parks and research institutions.

K.A.R. 28-1-18 would add chlamydia and haemophilus influenzae type B to the existing list of diseases which require positive test reports to be submitted to KDHE by laboratories.

K.A.R. 28-17-2, 28-17-7 and 28-17-15 are revised to conform with recent revocations or changes in their authorizing statutes regarding the designation of registration districts and references to illegitimate births and to burial permits.

K.A.R. 28-17-8 is revised to remove a conflict with a statute regarding the definition of a delayed birth certificate.

K.A.R. 28-17-9, 28-17-13 and 28-17-16 are revised to update references to the Department of Health and Environment.

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 003672

State of Kansas

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

A public hearing will be conducted at 9 a.m. Friday, November 22, in executive conference room 1-C-8, Kansas Department of Health and Environment, Forbes Field, Topeka, to consider the adoption of proposed permanent rules and regulations of the Department of Health and Environment.

All interested parties may submit written comments prior to the hearing to the Secretary of Health and Environment, Forbes Field, Bldg. 740, Topeka 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 five minutes.

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

Summaries of the regulations follow. Copies of the regulations and the fiscal impact statement may be obtained by writing Charles V. Hamm, Special Assistant to the Secretary, Kansas Department of Health and Environment, Forbes Field, Bldg. 740, Topeka 66620.

The following is a brief summary of the proposed regulations:

K.A.R. 28-3-1 through K.A.R. 28-3-4 are being revoked.

K.A.R. 28-3-6 pertains to hearings under the Kansas administrative procedure act.

K.A.R. 28-3-7 pertains to hearings not under the Kansas administrative procedure act.

K.A.R. 28-48-1 is a proposed new regulation pertaining to definitions—spill reporting.

K.A.R. 28-48-2 is a proposed new regulation providing actions required in reporting spills under K.S.A. 65-171d.

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 003699

State of Kansas

**DEPARTMENT OF HEALTH
AND ENVIRONMENT**

**NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS**

A public hearing will be conducted at 1 p.m. Tuesday, November 26, in the executive conference room of the Department of Health and Environment, Building 740, Forbes Field, Topeka, to consider the adoption of proposed temporary and permanent rules and regulations of the Crippled and Chronically Ill Children's Program.

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

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

Summaries of the regulations follow. Copies of the regulations and the fiscal impact statement may be obtained by writing the Department of Health and Environment at the address above.

The following is a brief summary of the proposed amendments to the regulations:

K.A.R. 28-4-401 was amended to clarify the language of this section and to establish the responsibility of each eligible person to obtain prior authorization for services.

K.A.R. 28-4-402 was amended to replace a self-directive to the Secretary by redirecting the responsibility to applicants and recipients to the program director.

K.A.R. 28-4-403 was amended to clarify the language of this section and to delete the stated exemption of the newborn screening and sickle cell programs from financial eligibility of the program, as these exemptions are already addressed by their respective laws.

K.A.R. 28-4-404 was amended to clarify the language of this section.

K.A.R. 28-4-405 was amended to clarify the qualifications and responsibilities of certain service providers.

K.A.R. 28-4-405a was amended to clarify the language of this section.

K.A.R. 28-4-405b was amended to designate the criteria used to revoke approval of a provider's participation with the program.

K.A.R. 28-4-406 was amended to clarify existing conditions eligible for treatment and to add three conditions eligible for treatment.

K.A.R. 28-4-407 was amended to include new conditions eligible for treatment to the system of priorities.

K.A.R. 28-4-408 was proposed to define criteria for authorization of out of state service.

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 003673

State of Kansas

**DEPARTMENT OF HEALTH
AND ENVIRONMENT**

**NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS**

A public hearing will be conducted at 1 p.m. Monday, November 25, at the Kansas Department of Health and Environment, Family Health Conference Room, Building 740, Forbes Field, Topeka, to consider the adoption of the following permanent regulations of the Department of Health and Environment.

K.A.R. 28-23-81 through 28-23-89 are proposed new regulations that establish retail food store sanitation standards. Except as provided for in the proposed regulations, each provision of Section 1 through 102 of the 1982 Retail Food Store Sanitation Code of the Department of Health and Human Services, Public Health Service, Food and Drug Administration, will be incorporated by reference in K.A.R. 28-23-81 through 28-23-89, inclusive. The incorporation shall cover the parts and sections in existence on May 1, 1986.

All interested parties may submit written comments prior to the hearing to Garth Hulse, Bureau of Disease Prevention and Control, Forbes Field, Bldg. 321, Topeka 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 regulations. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit oral presentations to five minutes.

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

Copies of the regulations, federal code and fiscal impact statement may be obtained by writing to the Bureau of Disease Prevention and Control at the address above.

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 003684

State of Kansas

DEPARTMENT OF HEALTH
AND ENVIRONMENTNOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS

A public hearing will be conducted at 9:30 a.m. Monday, November 25, at the Kansas Department of Health and Environment conference room, Building 321, Forbes Field, Topeka, to consider the adoption of the following proposed permanent rules and regulations of the Department of Health and Environment.

K.A.R. 28-4-120, concerning registered family day care homes, is amended to require a family day care home to be maintained in the residence of the applicant.

Administrative regulations concerning licensure of day care homes and group day care homes:

K.A.R. 28-4-115 is amended to require a telephone on the premises, previously required in K.A.R. 28-4-118.

K.A.R. 28-4-117 and **K.A.R. 28-4-118** are amended to revoke selected subsections which are being included in general regulations applying to all out-of-home child care facilities.

K.A.R. 28-4-119a is revoked. Transportation regulations applying to all child care facilities are being adopted.

Administrative regulations concerning licensure of preschools and child care centers:

K.A.R. 28-4-426 is amended to clarify accident and liability insurance regulations.

K.A.R. 28-4-428 is amended to include a grouping of children from two to three years of age.

K.A.R. 28-4-430 is amended to remove health requirements for persons older than 16 living, working, or volunteering in preschools or child care centers. Health requirements for persons older than 16 are included in proposed regulation 28-4-126.

K.A.R. 28-4-431 is amended to remove safety requirements. Such requirements are included in proposed regulation 28-4-128.

K.A.R. 28-4-440 is amended to strengthen regulations concerning conditions of sleeping equipment and safety of food served, and to amend regulations concerning diapering procedures to meet recommendations of the Center for Disease Control.

K.A.R. 28-4-441 is amended to address program plans for school-age children.

K.A.R. 28-4-424, 28-4-425, 28-4-432 and **28-4-433** are revoked.

K.A.R. 28-4-316 and **28-4-317** concerning family foster homes are amended to remove selected subsections which are included in general regulations K.A.R. 28-4-122 through K.A.R. 28-4-131.

K.A.R. 28-4-92 concerning fees for day care homes, group day care homes, group boarding homes, detention centers, child placing agencies, maternity centers, day care referral agencies, child care centers, preschools and residential centers is amended to reflect

legislative mandate included in L. 1985, Chapter 210, Section 2.

K.A.R. 28-4-122 is adopted to define the child care facilities regulated by general regulations K.A.R. 28-4-123 through K.A.R. 28-4-131.

K.A.R. 28-4-123 is adopted to allow parental access to child care facilities during hours of operation. This regulation has not appeared in previous regulations.

K.A.R. 28-4-124 is adopted to require informed consent of parents prior to each field trip for which children are transported away from the premises. This regulation strengthens previous parental permission requirements which appeared in individual sets of regulations.

K.A.R. 28-4-125 is adopted to implement L. 1985, Chapter 210, Section 1 relative to submission of information for KBI/SRS Child Abuse records checks.

K.A.R. 28-4-126 is adopted as a general regulation concerning health of persons older than 16 in child care facilities. This regulation combines the requirements currently included in the individual sets of regulations.

K.A.R. 28-4-127 is adopted as a general regulation concerning emergencies in child care facilities.

K.A.R. 28-4-128 is adopted as a general regulation concerning safety procedures in child care facilities.

K.A.R. 28-4-129 is adopted as a general regulation concerning swimming and wading activities in child care facilities. This regulation adopts, for all facilities defined in K.A.R. 28-4-122, the requirements currently in K.A.R. 28-4-424, preschools and child care centers.

K.A.R. 28-4-130 is adopted as a general regulation concerning transportation of children in child care facility vehicles. This regulation combines the requirements currently included in K.A.R. 28-4-425, preschool and child care centers, and K.A.R. 28-4-119a, day care homes and group day care homes. It is a new regulation for family day care homes and family foster homes and strengthens the regulations for group boarding homes and residential centers.

K.A.R. 28-4-131 is adopted as a general regulation concerning care of animals in child care facilities. It combines the requirements currently appearing in individual sets of regulations.

Administrative regulations concerning group boarding homes and residential centers:

K.A.R. 28-4-268 through **28-4-280** are adopted to establish one set of regulations applicable to both group boarding homes and residential centers.

K.A.R. 28-4-268 defines the facilities regulated by K.A.R. 28-4-269 through K.A.R. 28-4-280.

K.A.R. 28-4-269. License procedures. This regulation represents no substantial change from current procedures.

K.A.R. 28-4-270. Terms of license. This regulation represents no substantial change from current procedures.

K.A.R. 28-4-271. Administration. This regulation eliminates the requirement that the sponsor be a non-profit corporation, that board members be drawn from the community where the facility is located, and that

there be a rotation of board membership. It also specifies meeting SRS "levels of care" staff/child ratios for those facilities under contract with SRS, and establishes a staff/child ratio for facilities not under contract with SRS.

K.A.R. 28-4-272. Records. This regulation represents no substantial change.

K.A.R. 28-4-273. Admission policies. This regulation represents no substantial change.

K.A.R. 28-4-274. Services. This regulation makes no substantial change in general services offered. It does detail prohibited punishment.

K.A.R. 28-4-275. Health care of residents. This regulation represents no substantial change from current regulations concerning health care of residents. Regulations concerning health care of persons older than 16 are included in proposed general regulation 28-4-126.

K.A.R. 28-4-276. Mental health policies. This regulation represents no substantial change from current requirements.

K.A.R. 28-4-277. Environmental standards. This regulation represents no substantial change from current requirements. Presence of friable asbestos is prohibited.

K.A.R. 28-4-278. Food service. The major change in this regulation strengthens requirements concerning sources, separation of and storage of food.

K.A.R. 28-4-279. Maternity care. This regulation represents no substantial change from current practice.

K.A.R. 28-4-280. Services to mothers in residential centers. This regulation includes detailed requirements for the residential care of mothers and their newborn infants.

K.A.R. 28-4-75 through 28-4-90 are revoked.

K.A.R. 28-4-250 through 28-4-266 are revoked.

All interested parties may submit written comments prior to the hearing to the Director, Bureau of Adult and Child Care Facilities, Forbes Field, Topeka 66620. All interested parties will be given a reasonable time 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 limit each presentation to five minutes.

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

Copies of the regulations and the fiscal impact statement may be obtained by writing the Bureau of Adult and Child Care Facilities, Department of Health and Environment, Forbes Field, Topeka 66620.

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 003678

State of Kansas

GRAIN INSPECTION DEPARTMENT

NOTICE OF HEARING ON PROPOSED ADMINISTRATIVE REGULATIONS

The Kansas State Grain Inspection Department will conduct a public hearing regarding adoption of amended K.A.R. 24-4-1 and 25-4-4 to become effective May 1, 1986.

K.A.R. 25-4-1 has been amended to provide fees for check testing the weights in elevator head-houses, utilizing a mass comparator. Use of the mass comparator will eliminate the necessity of removing the weights from the head-house, transporting them to Topeka to be check tested and returned to the elevator on completion of the check testing.

K.A.R. 25-4-4 has been amended to reflect a change in fees for special or requested examinations as well as changes in annual license fees for public grain warehouses.

The hearing will be conducted at 2 p.m. Monday, November 25, in the conference room of the Grain Inspection Department, 235 S. Topeka, Topeka.

All interested parties will be given a reasonable opportunity to orally express their views on the proposed amendments. Written comments should be addressed to the Director, Kansas State Grain Inspection Department, P.O. Box 1918, Topeka 66601.

MARVIN R. WEBB
Director

Doc. No. 003690

(Published in the KANSAS REGISTER, November 7, 1985.)

NOTICE OF CALL FOR REDEMPTION TO THE HOLDERS OF THE CITY OF WICHITA, KANSAS WATER UTILITY REVENUE BONDS SERIES 1982

Notice is hereby given that pursuant to the provisions of Article III of Ordinance No. 37-837 of the city of Wichita, Kansas, the above mentioned bonds maturing in the years 1990 and thereafter have been called for redemption and payment on October 1, 1989 at the office of the principal corporate trust office of Kansas State Bank & Trust Co., Wichita, Kansas, or at the principal corporate trust office of The Chase Manhattan Bank, N.A., New York, New York.

On such redemption date there shall become due and payable on each of the above mentioned bonds the redemption price thereof equal to 102 percent of the principal amount of each bond together with interest accrued to the redemption date (upon the presentation and surrender of each such bond, together with all unmaturing coupons appertaining thereto attached). Interest shall cease to accrue on the bonds so called for redemption from and after October 1, 1989.

THE FOURTH NATIONAL BANK AND TRUST
COMPANY OF WICHITA, WICHITA, KANSAS
AS ESCROW TRUSTEE

Doc. No. 003670

(Published in the KANSAS REGISTER, November 7, 1985.)

**NOTICE OF REDEMPTION
LABETTE COUNTY
AND
COWLEY COUNTY, KANSAS
Single Family Mortgage Revenue Bonds
(Multiple Originators and Servicers)
1981 Series A**

Notice is hereby given that \$1,020,000 principal amount of the bonds, as listed below, are called for redemption on December 1, 1985 at the redemption price of 100 percent of the principal amount being redeemed plus accrued interest thereon to the redemption date.

The serial numbers of the coupon bonds to be redeemed are as follows:

| | | | | | | |
|-----|-----|-----|------|------|------|------|
| 130 | 480 | 831 | 977 | 1580 | 1745 | 1910 |
| 138 | 483 | 835 | 981 | 1586 | 1752 | 1913 |
| 181 | 486 | 840 | 986 | 1595 | 1757 | 1920 |
| 184 | 491 | 845 | 991 | 1599 | 1762 | 1924 |
| 189 | 495 | 850 | 994 | 1605 | 1769 | 1931 |
| 194 | 498 | 855 | 1000 | 1610 | 1775 | 1935 |
| 202 | 500 | 860 | 1005 | 1615 | 1780 | 1941 |
| 242 | 505 | 863 | 1011 | 1620 | 1787 | 1947 |
| 245 | 578 | 872 | 1014 | 1627 | 1791 | 1954 |
| 250 | 581 | 876 | 1020 | 1632 | 1797 | 1959 |
| 253 | 588 | 881 | 1027 | 1636 | 1801 | 1964 |
| 259 | 592 | 885 | 1031 | 1642 | 1809 | 1970 |
| 262 | 598 | 892 | 1036 | 1652 | 1812 | 1975 |
| 313 | 603 | 895 | 1041 | 1654 | 1819 | 1980 |
| 317 | 609 | 900 | 1048 | 1661 | 1823 | 1987 |
| 321 | 612 | 905 | 1051 | 1664 | 1831 | 1991 |
| 327 | 617 | 910 | 1059 | 1671 | 1836 | 1996 |
| 331 | 691 | 914 | 1062 | 1676 | 1841 | 2001 |
| 334 | 693 | 920 | 1066 | 1682 | 1846 | 2009 |
| 389 | 700 | 927 | 1531 | 1687 | 1853 | 2014 |
| 391 | 703 | 931 | 1534 | 1693 | 1856 | 2020 |
| 394 | 708 | 935 | 1540 | 1697 | 1865 | 2025 |
| 399 | 711 | 941 | 1545 | 1702 | 1870 | 2030 |
| 402 | 716 | 944 | 1551 | 1710 | 1875 | 2035 |
| 409 | 719 | 951 | 1555 | 1720 | 1880 | 2047 |
| 412 | 724 | 956 | 1561 | 1724 | 1887 | 2051 |
| 417 | 727 | 962 | 1567 | 1731 | 1892 | 2059 |
| 420 | 822 | 965 | 1570 | 1734 | 1896 | 2065 |
| 478 | 826 | 970 | 1575 | 1742 | 1904 | |

The serial numbers of the registered bonds to be redeemed are as follows:

| Bond Number | Total Principal | Amount Called |
|-------------|-----------------|---------------|
| R-12 | \$5,000 | \$5,000 |
| R-21 | \$5,000 | \$5,000 |

On December 1, 1985, all bonds designated for redemption will become due and payable upon presentation thereof at the address of the Trustee given below. On and after December 1, 1985, interest on the principal amount called for redemption shall cease to accrue.

Bonds should be presented for payment in person or by mail at the following address:

Continental Illinois National Bank
and Trust Company of Chicago
Attention: Corporate Trust Operations
30 North LaSalle Street—16th Floor
Chicago, Illinois 60697

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, paying agents making

payments of interest or principal on corporate securities or making payments of principal on municipal securities, may be obligated to withhold a 20 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the above described securities who wish to avoid the imposition of this tax should submit certified taxpayer identification numbers when presenting their securities for collection.

Dated November 1, 1985.

By: Continental Illinois National Bank
and Trust Company of Chicago, Trustee

Doc. No. 003677

(Published in the KANSAS REGISTER, November 7, 1985.)

**NOTICE OF CALL FOR REDEMPTION
TO THE HOLDERS OF
CITY OF DODGE CITY, KANSAS
INDUSTRIAL REVENUE BONDS
SERIES 6, 1981
(SUPER "8" MOTEL OF DODGE CITY, KANSAS)
DATED NOVEMBER 1, 1981**

Notice is hereby given that pursuant to an order by the District Court of Ford County, Kansas, on October 25, 1985, that the above mentioned bonds, issued under Ordinance No. 2571 of the city of Dodge City, Kansas, numbered 1 through 60 and maturing on May 1, 2001, have been called for redemption and payment on November 1, 1985 at the offices of the Southwest National Bank of Wichita, Kansas, Trust Department, P.O. Box 1401, Wichita, KS 67201.

On such redemption date there shall become due and payable on each of the above mentioned bonds, the redemption price equal to the principal amount of each bond with no premium together with the interest accrued to the redemption date of November 1, 1985 (upon presentation and surrender of each such bond and appertenant coupons). Interest shall cease to accrue on the bonds from and after November 1, 1985 and interest coupons maturing after November 1, 1985 shall be void.

THE SOUTHWEST NATIONAL BANK
OF WICHITA, KANSAS
AS FISCAL AGENT
FOR THE CITY OF DODGE CITY, KANSAS
By E. Gordon Johnson
Senior Vice-President and Trust Officer

Doc. No. 003701

(Published in the KANSAS REGISTER, November 7, 1985.)

**NOTICE OF BOND SALE
CITY OF ST. MARYS, KANSAS
\$150,000
GENERAL OBLIGATION BONDS
SERIES 1985A (FIRE STATION)**

The city of St. Marys, Kansas, will receive sealed bids at the office of the City Clerk, City Hall, 412 W. Bertrand, St. Marys, Kansas, until 7:30 p.m., C.S.T., Tuesday, November 19, 1985, for the purchase of \$150,000 par value general obligation bonds of the city, at which time and place such bids will be publicly opened. No oral or auction bids will be considered.

The Series 1985A Bonds initially issued will be dated as of December 1, 1985, and shall mature on December 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 or integral multiples thereof not exceeding the principal amount of bonds maturing in each year. Interest will be payable semiannually, commencing December 1, 1987, and each June 1 and December 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 May 15 and November 15 (the record dates). The fees of the bond registrar for registration and transfer of the bonds shall be paid by the city.

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

| Principal Amount | Maturity Date |
|------------------|------------------|
| \$15,000 | December 1, 1987 |
| 15,000 | December 1, 1988 |
| 15,000 | December 1, 1989 |
| 15,000 | December 1, 1990 |
| 15,000 | December 1, 1991 |
| 15,000 | December 1, 1992 |
| 15,000 | December 1, 1993 |
| 15,000 | December 1, 1994 |
| 15,000 | December 1, 1995 |
| 15,000 | December 1, 1996 |

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 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 1/8 or 1/20 of 1 percent. The difference between the highest and lowest interest 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 on Monday, November 18, 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 submitted on the official bid form furnished by the city, and shall be addressed to the city at City Hall, 412 W. Bertrand, St. Marys, KS 66536, 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 city of St. Marys, Kansas. In the event a bidder whose bid is accepted shall fail to carry out his contract of purchase, said deposit shall be retained by the city as liquidated damages. The checks of unsuccessful bidders will be returned promptly.

The bonds, duly printed, executed and registered, will be furnished and paid for by the city, and the bonds will be sold subject to the unqualified approving opinion of Nichols and Wolfe Chartered, Topeka, Kansas, Bond Counsel, whose opinion will be paid for by the city.

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 December 20, 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 December 31, 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.

The bonds will constitute general obligations of the city, payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all of the taxable, tangible property within the territorial limits of the city. The Series 1985A Bonds are being issued for the purpose of paying the cost of constructing and equipping a building to house the fire-fighting vehicles and equipment of the city.

The sealed bids for the bonds shall be opened publicly and only at the time and place specified in this notice. The city reserves the right to reject any and all of the bids, and to waive any irregularities. Unless all bids are rejected, the bonds will be awarded to the bidder whose proposal results in the lowest net interest cost to the city, and the net interest cost will be determined by deducting any amount of any premium paid from the aggregate amount of in-

(continued)

terest upon all of the bonds from their date until their respective maturities.

Assessed valuation figures of the city of St. Marys, Kansas, for the year 1984, are as follows:

| | |
|---|-------------|
| Equalized assessed valuation of taxable, tangible property | \$3,276,974 |
| Assessed tangible valuation of motor vehicles | 866,276 |
| Equalized tangible valuation for computation of bonded indebtedness limitations | \$4,143,250 |

The total general obligation bonded indebtedness of the city of St. Marys, Kansas, at the date hereof, including this proposed issue of bonds in the amount of \$150,000, is \$260,400.

Additional copies of this notice of bond sale or further information may be received from Jodeane Reese, City Clerk, City Hall, St. Marys, KS 66536.

Dated November 1, 1985.

CITY OF ST. MARYS, KANSAS
By JODEANE REESE, City Clerk

Doc. No. 003695

(Published in the KANSAS REGISTER, November 7, 1985.)

**NOTICE OF BOND SALE
\$950,000
INTERNAL IMPROVEMENT BONDS
SERIES 1985-B
OF THE
CITY OF ROELAND PARK, KANSAS
(General obligation bonds payable from
unlimited ad valorem taxes)**

Sealed Bids

Sealed bids will be received by the undersigned, City Clerk of the City of Roeland Park, Kansas, on behalf of the Commission at the City Hall, 4600 W. 51st, Roeland Park, Kansas, until 7:30 p.m., C.S.T., on Wednesday, November 20, 1985, for the purchase of \$950,000 principal amount of internal improvement bonds, Series 1985-B, of the city hereinafter described. All bids will be publicly opened and read at said time and place and will be acted upon by the governing body immediately thereafter.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof dated December 1, 1985, and becoming due serially on December 1 in the years as follows:

| Year | Principal Amount | Year | Principal Amount |
|------|------------------|------|------------------|
| 1986 | \$65,000 | 1991 | \$ 95,000 |
| 1987 | 70,000 | 1992 | 105,000 |
| 1988 | 75,000 | 1993 | 115,000 |
| 1989 | 80,000 | 1994 | 125,000 |
| 1990 | 90,000 | 1995 | 130,000 |

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on December 1 and June 1 in each year, beginning on June 1, 1986.

Place of Payment and Bond Registration

The principal of and interest on the bonds will be

payable in lawful money of the United States of America by check or draft of the Treasurer of the State of Kansas, Topeka, Kansas (the paying agent and bond registrar), to the registered owners thereof whose names are on the registration books of the bond registrar as of the 15th day of the month preceding each interest payment date. The bonds will be registered pursuant to a plan of registration approved by the city and the Attorney General of the State of Kansas. The bonds may be registered as fully registered certificated bonds or uncertificated (book entry) bonds at the option of each registered owner.

The city will pay the fees of the bond registrar for registration and transfer of the bonds and will also pay for printing a reasonable supply of registered bond blanks. Any additional costs or fees that might be incurred in the secondary market, other than fees of the bond registrar, will be the responsibility of the bondholders.

The type and denominations of the bonds and the names, addresses and social security or taxpayer identification numbers of the registered owners shall be submitted in writing by the successful bidder to the city and bond registrar at least two weeks prior to the closing date.

Conditions of Bids

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: The same rate shall apply to all bonds of the same maturity. Each interest rate specified shall be a multiple of 1/8 or 1/20 of 1 percent. No interest rate shall exceed a rate equal to 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, plus 2 percent. No rate specified shall be lower than any rate specified for an earlier maturity of the bonds. No bid of less than the par value of the bonds and accrued interest thereon to the date of delivery will be considered and no supplemental interest payments will be authorized. Each bid shall specify the total interest cost to the city during the life of the bonds on the basis of such bid, the premium, if any, offered by the bidder, and the net interest cost to the city on the basis of such bid. Each bid shall also specify the average annual net interest rate to the city on the basis of such bid.

Basis of Award

The award of the bonds will be made on the basis of the lowest net interest cost to the city, which will be determined by subtracting the amount of the premium bid, if any, from the total interest cost to the city. 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 and the interest rates specified in the bid shall be adjusted accordingly. If two or more proper bids providing for identical amounts for the lowest net interest cost are received, the governing body shall determine which bid, if any, shall be accepted, and its determination

shall be final. The city reserves the right to reject all bids and to waive any irregularities in a submitted bid.

Authority, Purpose and Security

The bonds are being issued pursuant to K.S.A. 12-685 to 12-690, inclusive, as amended, for the purpose of paying the cost of certain construction and improvement of existing major trafficways in the city. The bonds and the interest thereon will constitute general obligations of the city, payable from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the city.

Legal Opinion

The bonds will be sold subject to the legal opinion of Gaar & Bell, Overland Park, Kansas, Bond Counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered. Said opinion will also state that in the opinion of bond counsel, under existing laws and regulations, the interest on the bonds is exempt from federal income taxation.

Delivery and Payment

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder within 45 days after the date of sale at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder. The successful bidder will also be furnished with a certified transcript of the 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 federal reserve funds, immediately subject to use by the city.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$19,000 payable to the order of the city to secure the city from any loss resulting from the failure of the successful bidder to comply with the terms of his bid. No interest will be paid upon the successful bidder's good faith check. Said check shall be returned to the bidder if the bid is not accepted. If a bid is accepted, said check will be held by the city until the bidder shall have complied with all of the terms and conditions of this notice, at which time the check will be returned to the successful bidder or paid to his order at the option of the city. If a bid is accepted but the city shall fail to deliver the bonds to the bidder in accordance with the terms and conditions of this notice, said check will be returned to the bidder. If a bid is accepted but the bidder defaults in the performance of any of the terms and conditions of this notice, the proceeds of such check

will be retained by the city as and for liquidated damages.

CUSIP Numbers

It is anticipated that CUSIP identification numbers will be printed on certificated bonds or assigned to uncertificated bonds, but neither the failure to print such number on or assign such number to any bond nor any error with respect thereto shall constitute cause for failure or refusal by the purchaser thereof to accept delivery of and pay for the bonds in accordance with the terms of the purchase contract. All expenses in relation to the assignment and printing of CUSIP numbers on the bonds will be paid by the city.

Bid Forms

All bids must be made on forms which may be procured from the City Clerk. No additions or alterations in such forms shall be made and any erasures may cause rejection of any bid. The city reserves the right to waive irregularities and to reject any and all bids.

Submission of Bids

Bids must be submitted in sealed envelopes addressed to the undersigned City Clerk, and marked "Proposal for the Purchase of Internal Improvement Bonds." Bids may be submitted by mail or delivered in person to the undersigned at the City Hall and must be received by the undersigned prior to 7:30 p.m., C.S.T., November 20, 1985.

Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property within the city for the year 1984 is \$16,856,708. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$2,334,000. Temporary notes in the principal amount of \$1,100,000 will be retired out of proceeds of the bonds and other available funds which will leave the city with a total general obligation indebtedness of \$1,234,000.

Additional Information

Additional information regarding the bonds may be obtained from the City Clerk.

Dated October 30, 1985.

CITY OF ROELAND PARK, KANSAS

Gail J. Sweany

City Clerk

City Hall

4600 W. 51st

Roeland Park, KS 66205

(913/722-2600)

Doc. No. 003703

(Published in the KANSAS REGISTER, November 7, 1985.)

NOTICE OF BOND SALE
\$150,000
INTERNAL IMPROVEMENT BONDS
SERIES 1985
OF THE
CITY OF BASEHOR, KANSAS
 (General obligation bonds payable from
 unlimited ad valorem taxes)

Sealed Bids

Sealed bids will be received by the undersigned, City Clerk of the City of Basehor, Kansas, on behalf of the city at the office of the city's special bond counsel, John F. Steineger, Jr., 600 Security Bank Building, One Security Plaza, Kansas City, KS 66101, until 10 a.m., C.S.T., on Tuesday, November 19, 1985, for the purchase of \$150,000 principal amount of internal improvement bonds, Series 1985, of the city hereinafter described. All bids will be publicly opened and read at said time and place and will be reported to the governing body of the city for official acceptance of the best bid at a special meeting of the governing body to be held on such date at 7:30 p.m., C.S.T., at the City Hall, 2620 N. 155th, Basehor, Kansas.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, dated November 1, 1985, and becoming due serially on May 1 in the years as follows:

| Year | Principal Amount | Year | Principal Amount |
|------|------------------|------|------------------|
| 1987 | \$ 5,000 | 1992 | \$15,000 |
| 1988 | 10,000 | 1993 | 15,000 |
| 1989 | 15,000 | 1994 | 20,000 |
| 1990 | 15,000 | 1995 | 20,000 |
| 1991 | 15,000 | 1996 | 20,000 |

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on May 1 and November 1 in each year, beginning on May 1, 1987.

Place of Payment and Bond Registration

The principal of and interest on the bonds will be payable in lawful money of the United States of America by check or draft of the Treasurer of the State of Kansas, Topeka, Kansas (the paying agent and bond registrar), to the registered owners thereof whose names are on the registration books of the bond registrar as of the 15th day of the month preceding each interest payment date. The bonds will be registered pursuant to a plan of registration approved by the city and the Attorney General of the State of Kansas. The bonds may be registered as fully registered certificated bonds or uncertificated (book entry) bonds at the option of each registered owner.

The city will pay for the fees of the bond registrar for registration and transfer of the bonds and will also pay for printing a reasonable supply of registered bond blanks. Any additional costs or fees that might be incurred in the secondary market, other than fees of the bond registrar, will be the responsibility of the bondholders.

The type and denominations of the bonds and the names, addresses and social security or taxpayer identification numbers of the registered owners shall be submitted in writing by the successful bidder to the city and bond registrar at least two weeks prior to the closing date.

Redemption of Bonds Prior to Maturity

Bonds maturing in the years 1987 to 1991, inclusive, shall become due without option of prior payment. At the option of the city, bonds maturing in the years 1992 to 1996, inclusive, may be called for redemption and payment prior to maturity in whole or in part in inverse order of maturity (selection of bonds within the same maturity to be by lot by the city in such equitable manner as it may determine) on May 1, 1991, or on any interest payment date thereafter at the redemption prices set forth below (expressed as percentages of the principal amount), plus accrued interest thereon to the date of redemption:

| Redemption Dates | Redemption Price |
|-----------------------------------|------------------|
| May 1, 1991, and November 1, 1991 | 101.00% |
| May 1, 1992, and November 1, 1992 | 100.50% |
| May 1, 1993, and thereafter | 100.00% |

Whenever the city is to select the bonds for the purpose of redemption, it shall, in the case of bonds in denominations greater than \$5,000, if less than all of the bonds then outstanding are to be called for redemption, treat each \$5,000 of face value of each such fully registered bond as though it were a separate bond of the denomination of \$5,000.

If the city shall elect to call any bonds for redemption and payment prior to the maturity thereof, the city shall give written notice of its intention to call and pay said bonds on a specified date, the same being described by number and maturity, said notice to be mailed by United States registered or certified mail addressed to the registered owners of said bonds, to the State Treasurer of Kansas, and to the manager or managers of the underwriting account making the successful bid, each of said notices to be mailed not less than 30 days prior to the date fixed for redemption. If any bond be called for redemption and payment as aforesaid, all interest on such bond shall cease from and after the date for which such call is made, provided funds are available for its payment at the price hereinbefore specified.

Conditions of Bids

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: The same rate shall apply to all bonds of the same maturity. Each interest rate specified shall be a multiple of 1/8 or 1/20 of 1 percent. No interest rate shall exceed a rate equal to 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, plus 2 percent. The difference between the highest rate specified and the lowest rate specified shall not exceed 2.5 percent. No bid of less than the par value of the bonds and accrued interest

thereon to the date of delivery will be considered and no supplemental interest payments will be authorized. Each bid shall specify the total interest cost to the city during the life of the bonds on the basis of such bid, the premium, if any, offered by the bidder, and the net interest cost to the city on the basis of such bid. Each bid shall also specify the average annual net interest rate to the city on the basis of such bid.

Basis of Award

The award of the bonds will be made on the basis of the lowest net interest cost to the city, which will be determined by subtracting the amount of the premium bid, if any, from the total interest cost to the city. 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 and the interest rates specified in the bid shall be adjusted accordingly. If two or more proper bids providing for identical amounts for the lowest net interest cost are received, the governing body shall determine which bid, if any, shall be accepted, and its determination shall be final. The city reserves the right to reject all bids and to waive any irregularities in a submitted bid.

Authority, Purpose and Security

The bonds are being issued pursuant to K.S.A. 15-720 and 12-631t, both as amended, for the purpose of paying the cost of certain street and sewer improvements. The bonds and the interest thereon will constitute general obligations of the city, payable from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the city.

Legal Opinion

The bonds will be sold subject to the legal opinion of Gaar & Bell, Overland Park, Kansas, Bond Counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered. Said opinion will also state that in the opinion of bond counsel, under existing laws and regulations, the interest on the bonds is exempt from federal income taxation.

Delivery and Payment

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder within 45 days after the date of sale at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder. The successful bidder will also be furnished with a certified transcript of the 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 federal reserve funds, immediately subject to use by the city.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or

certified check drawn on a bank located in the United States of America in the amount of \$3,020 payable to the order of the city to secure the city from any loss resulting from the failure of the successful bidder to comply with the terms of his bid. No interest will be paid upon the successful bidder's good faith check. Said check shall be returned to the bidder if the bid is not accepted. If a bid is accepted, said check will be held by the city until the bidder shall have complied with all of the terms and conditions of this notice, at which time the check will be returned to the successful bidder or paid to his order at the option of the city. If a bid is accepted but the city shall fail to deliver the bonds to the bidder in accordance with the terms and conditions of this notice, said check will be returned to the bidder. If a bid is accepted but the bidder defaults in the performance of any of the terms and conditions of this notice, the proceeds of such check will be retained by the city as and for liquidated damages.

CUSIP Numbers

CUSIP identification numbers will not be obtained for the bonds.

Bid Forms

All bids must be made on forms which may be procured from the City Clerk. No additions or alterations in such forms shall be made and any erasures may cause rejection of any bid. The city reserves the right to waive irregularities and to reject any and all bids.

Submission of Bids

Bids must be submitted in sealed envelopes addressed to the undersigned City Clerk, and marked "Proposal for the Purchase of Internal Improvement Bonds." Bids may be submitted by mail or delivered in person to the undersigned at the City Hall, or at the office of John F. Steineger, Jr., Special Bond Counsel, and must be received prior to 10 a.m., C.S.T., November 19, 1985.

Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property within the city for the year 1984 is \$2,477,920. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$480,750. Temporary notes in the principal amount of \$132,760 will be retired out of proceeds of the bonds and other available funds.

Additional Information

Additional information regarding the bonds may be obtained from the City Clerk.

Dated November 5, 1985.

CITY OF BASEHOR, KANSAS

Mary A. Mogle

City Clerk

City Hall

2620 N. 155th

P.O. Box 406

Basehor, KS 66007

(913/724-1370)

Doc. No. 003702

State of Kansas

**DEPARTMENT OF REVENUE
DIVISION OF
ALCOHOLIC BEVERAGE CONTROL**

**NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS**

A public hearing will be conducted at 9 a.m. Thursday, November 21, in Room 519-S, State Capitol, Topeka, to consider the adoption of proposed changes in existing rules and regulations and proposed new rules and regulations of the Alcoholic Beverage Control Division.

All interested parties may submit written comments prior to the hearing to John A. Lamb, Director, Alcoholic Beverage Control Division, Kansas Department of Revenue, State Office Bldg., Topeka 66612-1584. 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.

Following the hearing, all written and oral comments submitted by interested parties will be considered by the Director of the Alcoholic Beverage Control Division and the Alcoholic Beverage Control Board of Review as a basis for making changes to these proposed regulations. Copies of the proposed regulations and fiscal impact statement may be obtained by contacting the Alcoholic Beverage Control Division, (913) 296-3946.

A summary of the regulations follows:

K.A.R. 14-2-1. Living quarters connected with licensed premises prohibited.

K.A.R. 14-2-2. Lessor of business deemed partner when beneficially interested in business. Proposed change states that certain forms of percentage rent leases constitute a beneficial interest.

K.A.R. 14-2-15. Alteration or repair of licensed premises; permission of director required. Change eliminates the requirement that installation of refrigeration equipment be reported.

K.A.R. 14-3-6. Sales and deliveries on certain days and during certain hours prohibited. Proposed change would allow a retailer to accept deliveries at hours when the store is not open for business (see also K.A.R. 14-4-13).

K.A.R. 14-3-17. Untaxed on unstamped liquor prohibited on licensed premises. Proposed change would apply the prohibition of unstamped liquor to whatever types are required by law to carry a stamp.

K.A.R. 14-3-18. Drinking on premises prohibited. Proposed change adds cereal malt beverage to prohibition.

K.A.R. 14-3-35. Sales to licensed clubs; requirements for; reports of sales. The proposed change will add a requirement that each holder of a Federal Wholesaler Basic Permit submit monthly reports of sales to private clubs to the Director.

K.A.R. 14-4-1. Manufacturers and distributors shipping alcoholic liquor [except beer] into state required to furnish affidavits and reports to director. Proposed

change would relax requirement to allow invoice or other commercial document in lieu of affidavit.

K.A.R. 14-4-10. Licensed distributor's warehouse to be separate. Proposed change would allow director to approve temporary storage.

K.A.R. 14-4-12. Revoked.

K.A.R. 14-4-13. Licensed distributor's order for alcoholic liquor; requirements for filing. Proposed change requires that orders be filled within six months or cancelled. Eliminates other requirements for handling back orders.

K.A.R. 14-4-14. Transportation of alcoholic liquor by distributors. Proposed changes would eliminate the 2 p.m. cutoff for orders; expand hours of delivery if retailer agrees; and eliminate restriction to liquor only on truck.

K.A.R. 14-4-14. [Alternate] In addition to the above, the requirement for a delivery every eight days is eliminated.

K.A.R. 14-4-27. [New] Industry seminars. Language from K.A.R. 14-8-7 regarding seminars would be a separate regulation.

K.A.R. 14-4-28. [New] Export permits; requirements; shipping procedures. Specifies that export permits are required for distributors to ship back to out of state suppliers and what information should be submitted to the ABC.

K.A.R. 14-6-2a. Capacities of containers. Adds a separate procedure whereby the director can approve new sizes without having to amend this regulation.

K.A.R. 14-7-1. Revoked.

K.A.R. 14-7-6. Kansas liquor stamps or strips; securing, affixation to original package; who shall affix, placing of stamps or strips. Proposed changes eliminate procedure for distributors to purchase stamps and adds language to allow identification strips instead of stamps.

K.A.R. 14-8-6. Advertising on vehicles prohibited. Amendments would allow company names, brand names and logos on vehicles used to transport alcoholic liquor.

K.A.R. 14-8-7. House-to-house, door-to-door solicitation prohibited. Language regarding industry seminars deleted, transferred to K.A.R. 14-4-27.

K.A.R. 14-8-9. Revoked.

K.A.R. 14-8-10. Revoked.

K.A.R. 14-8-13. Revoked.

K.A.R. 14-10-1. Trade practices between distributors and retailers. Proposed change would remove language authorizing distributors to price retailers' goods.

K.A.R. 14-16-2. Revoked.

K.A.R. 14-18-10. Director to be notified of persons dispensing liquor. Proposed change would require that employees be over the minimum legal age in compliance with the new law.

K.A.R. 14-18-31. [New] Meal defined; meal package limited to one drink. This regulation defines "meal" for purposes of packages to include free drinks and limits such meal packages to one drink.

K.A.R. 14-18-32. [New] Clubs charge the same price for the same drink all day; day defined. This regulation requires clubs to maintain the same price for a

drink all day and defines the term day to be a calendar day.

K.A.R. 14-20-7. Temporary memberships; granting; records and billing. Proposed changes would expand coverage to include clubs that contract with hotels pursuant to a statute change and to require guest information from the hotel to the club.

K.A.R. 92-8-11. Storage of cereal malt beverage in warehouse in which beer or wine is also stored. Proposed change would specify that cereal malt beverage distributors who sell wine must meet the same requirements for storage as alcoholic liquor distributors.

K.A.R. 92-8-18. [New] Regulations that apply to CMB distributors who sell wine. This regulation lists the alcoholic liquor regulations that should apply to any cereal malt beverage distributors who sell wine.

JOHN A. LAMB
Director, Division of
Alcoholic Beverage Control

Doc. No. 003676

State of Kansas

DEPARTMENT OF REVENUE

NOTICE OF HEARING ON PROPOSED ADMINISTRATIVE REGULATIONS

A public hearing will be conducted at 10 a.m. Wednesday, November 27, in the office of the Kansas Department of Revenue, Secretary's Conference Room, 2nd Floor, State Office Building, Topeka, to consider the adoption of proposed permanent regulations of the Department of Revenue.

A copy of the full text of the proposed regulations and the fiscal impact statement may be obtained by contacting Melanie Caro, Legal Services Bureau, Kansas Department of Revenue, State Office Building, Topeka 66612-1588.

All interested parties may submit written comments prior to or at the hearing. All interested parties will be given a reasonable opportunity to present their views, orally, on the adoption of the proposed regulations during the hearing.

Ch. 92, Art. 2—Inheritance Tax

92-2-42 through 92-2-53 relating to property included in the gross estate; alternate valuation method; special valuation of farm and closely held business properties; property interest in decedent's estate; exemptions from taxation of class A distributees; deduction of funeral and administration expenses; deductions of claims and debts against the estate; allocation of federal estate tax deductions and federal estate tax returns are revoked.

92-2-56 is a new regulation requiring a family settlement agreement filed with the Department for estate distribution purposes be approved by a court of competent jurisdiction.

92-2-57 is a new regulation establishing standards for tax liability of a class A distributee acquiring property as the result of simultaneous deaths.

92-2-58 is a new regulation providing for the inclu-

sion and exclusion of a debt obligation in a debtor's distributable share of decedent's estate and the taxing thereof.

92-2-59 is a new regulation concerning the status of a common law spouse.

92-2-60 is a new regulation providing an exemption from taxation for charitable organizations.

92-2-61 is a new regulation establishing a method for making a terminable interest property election.

92-2-62 is a new regulation providing for the payment of inheritance tax from the residue of the estate if the will so provides.

92-2-63 and 92-2-64 are new regulations establishing methods for computing inheritance tax in relation to the federal credit for state death taxes between jurisdictions.

92-2-66 is a new regulation setting forth the property valuation requirements included in a decedent's gross estate.

92-2-67 and 92-2-68 are new regulations detailing certain requirements and procedures for filing an election to exclude special valuation of certain farm and closely held business properties.

92-2-69 through 92-2-77 are new regulations setting forth the criteria for determining the property to be included in a decedent's gross estate including transfers of property in contemplation of death; transfer of property with a retained life estate; transfers of property taking effect at death; revocable transfers of property; annuities or other payments received by reason of surviving the decedent; property held as joint tenants with the rights of survivorship; powers of appointments and its value; life insurance proceeds; and transfers of property for insufficient consideration.

92-2-78 is a new regulation relating to the proration of deductions for expenses and debts when the assets of an estate are both within and without the jurisdiction of Kansas.

92-2-79 is a new regulation setting forth the method for determining the deduction of expenses and debts against a decedent's estate.

92-2-80 is a new regulation providing that expenses which have been deducted for inheritance tax purposes cannot be deducted for income tax purposes.

92-2-81 is a new regulation setting forth the criteria for deductions of federal estate tax.

92-2-82 is a new regulation setting forth the criteria which represents a complete return. This regulation specifies that a complete return should be timely filed in order to avoid the accrual of interest. It also includes a provision for extension of time to file a return to abate the interest.

92-2-83 is a new regulation requiring that a representative of an estate shall report adjustments made by the internal revenue service.

92-2-84 is a new regulation setting forth the criteria for obtaining a refund for overpayment of fees.

Ch. 92, Art. 3—Motor Fuel Tax and Transportation of Liquid Fuel

92-3-4 is amended to encompass deliveries into the

(continued)

state which may not be a "sale." Amendments also update language and make clean-up changes.

92-3-6 is amended to eliminate the requirement that "flammable" appear on vehicles transporting liquid fuels. Amendments also update language and make clean-up changes.

92-3-9a is a new regulation setting forth the criteria for a manifest when delivery of liquid fuels is made to one other than the original consignee.

92-3-10 relating to capacity markers is amended to delete the provision of importation of motor fuels in an original container. Amendment includes all vehicle tanks transporting fuel from a refinery, place of manufacture or production or pipeline terminal.

92-3-11 relating to capacity markers and calibration is amended to delete the provisions concerning original containers and meter based transactions.

93-2-12 relating to remeasurement of vehicle tanks when damaged is revoked.

92-3-12a is a new regulation requiring the director to remark calibrations when a vehicle tank is damaged.

92-3-13 relating to calibration fees is revoked.

92-3-14 is amended to require the seller of a tank vehicle to return the certification card to the director when the vehicle is sold. The amendment also requires inspection every 10 years instead of five years.

92-3-15 through 92-3-17 relating to refunds and license applications are revoked.

92-3-17a is a new regulation replacing 92-3-17. This regulation requires distributors, importers and manufacturers to post a bond. The regulation allows the director to require additional bonds or a current certified financial statement under certain conditions.

92-3-18 is a new regulation requiring that all transactions and tax payments be on the basis of gallon capacity as certified unless the fuel has been purchased from a refinery, place of manufacture or production, or pipeline terminal with an approved or sealed meter.

92-3-19 is a new regulation setting forth criteria for a distributor claiming a handling allowance.

92-3-20 is a new regulation detailing the procedures for claiming a refund of motor fuel tax for non-highway use.

Ch. 92, Art. 11—Withholding and Estimated Tax

92-11-1 is amended to delete the reference to the Kansas income tax withholding formula and wage table. The amendment incorporates K.A.R. 92-11-4 as a standard for employer withholding.

92-11-4 is amended to eliminate the formula for estimating employer withholding tax and allows for a method prescribed by the director.

92-11-7 is amended to require the amount of wages subject to social security tax and the amount withheld to appear on an employee's K-2 form. The amendment also makes clean-up changes.

92-11-9 is amended to delete paragraph (a) concerning quarterly tax returns. The amendment sets forth the criteria for filing a final withholding tax deposit report.

92-11-10 is amended to establish that an employer is

liable for the amount on the wage and tax statement submitted to the employee and an employer is liable for any overpayment. The amendment also makes provisions for the director to excuse an employer from payment of the overstatement.

92-11-11 is amended to change the date for filing an annual withholding tax return from January 31 to the last day of February following the close of the calendar year. The amendment deletes the provisions regarding the filing of returns where an employer permanently sells his business or ceases to pay wages.

92-11-12 is amended to update language and make minor clean-up changes.

Ch. 92, Art. 12—Income Tax

92-12-91 relating to the payroll factor is amended to delete the provision that all compensation properly accrued shall be deemed to have been paid.

Ch. 92, Art. 19—Kansas Retailers' Sales Tax

92-19-25 is amended to require that a bond be posted in an amount equal to six months average tax liability or \$1,000, whichever is greater. The amendment provides that a new business may submit a bond in an amount equal to 50 percent of projected tax liability or \$1,000, whichever is greater. The amendment also deletes the conditions in which the director may waive bond requirements.

Ch. 92, Art. 22—Homestead Tax Relief

92-22-3 defining a claimant is revoked.

92-22-4 is amended to update the language and make minor clean-up changes.

92-22-5 is amended to eliminate the definition of a homestead.

92-22-6 defining gross rent is revoked.

92-22-7 defining disability is revoked.

92-22-8 relating to proof of disability is amended to require a certified statement of a physician licensed to practice in Kansas. The amendment provides for alternative proof of disability in lieu of a physician's statement.

92-22-9 defining income is revoked.

92-22-10 defining household is revoked.

92-22-11 is amended to delete the provision that a household income includes all income received in a calendar year by all members of the household.

92-22-13 defining property taxes accrued is revoked.

92-22-14 is amended to delete the provision defining rent constituting property taxes accrued.

92-22-15 relating to homestead tax relief for households with more than one claimant is revoked.

92-22-16 relating to homestead tax relief for a recipient of public funds is revoked.

92-22-17 is amended to delete unnecessary provisions and make minor clean-up changes.

92-22-18 is amended to delete the provision that a homestead tax refund shall be disbursed to a surviving member of the household. The amendments establish the criteria for allowing a member of the household, heir at law or an appointed executor or administrator to collect a disbursement.

92-22-19 is amended to require a request for the extension of time to file a homestead property tax

refund to be submitted to the director prior to October 15 of the year following the year in which the taxes were levied.

92-22-20 relating to the department's determination of amount of claim is revoked.

92-22-21 relating to homestead tax relief for minimum claim and interest is revoked.

92-22-25 is amended to delete the provisions of proof of disability, statement of property taxes, and certification of rent paid. The regulation establishes that a statement of ownership shall be filed with the director when a deed is not recorded listing the claimant as owner.

92-22-26 through 92-22-30 relating to penalties for fraudulent claims, negligent returns, failure to report all household income, and failure by the landlord to sign certification of rent paid are revoked.

92-22-31 relating to appeals of homestead tax relief is revoked.

Ch. 92, Art. 23—Bingo

92-23-16 is amended to require that prize checks be cashed by someone other than the licensee, lessor or other person located upon the bingo premises which will reduce the likelihood of prize winners using fictitious names.

92-23-38 is amended to add that a licensee must include in his data the number of players present each day that bingo games are conducted.

Ch. 92, Art. 51—Titles and Registration

92-51-22 is amended to clarify the 30 day registration period when a vehicle is acquired. It makes the 30 day period inclusive of weekends and holidays.

92-51-26 is amended to allow corrections of titles and registration receipts to be performed in the county treasurer's office.

92-51-34 is amended to extend the issuance cycle for a one year period of time in accordance with K.S.A. 1984 Supp. 8-132(b).

92-51-38 is a new regulation that defines a retention period for county treasurers for which they must retain an unclaimed personalized license plate and the destruction of the unclaimed plate. The regulation establishes that the \$40 fee for the issuance of a personalized plate which is not claimed is not refundable and if the same combination is requested again, the \$40 fee is required.

92-51-39 is a new regulation which enables the division of vehicles to process refunds and additional fees due in conjunction with reregistration.

Ch. 92, Art. 52—Motor Vehicle Driver's Licenses

92-52-11 is a new regulation which establishes criteria for determining whether a licensee who has sustained a seizure disorder is deemed incompetent to drive within the meaning of K.S.A. 1984 Supp. 8-255(a)(3). It also defines when seizure disorders are deemed not to be controlled by prescribed medication.

HARLEY T. DUNCAN
Secretary of Revenue

State of Kansas

STATE CORPORATION COMMISSION MINED-LAND CONSERVATION AND RECLAMATION BOARD

NOTICE OF HEARING ON PROPOSED ADMINISTRATIVE REGULATIONS

A public hearing will be conducted at 1:30 p.m. Monday, November 25, at the Holiday Inn, Highway 69 North, Pittsburg, to consider the adoption of proposed permanent regulations of the Kansas Mined-Land Conservation and Reclamation Board.

All interested parties may submit written comments prior to the hearing to the Chairman of the Mined-Land Conservation and Reclamation Board, Attention: Nadine Martinez, Legal Counsel, 4th Floor, State Office Building, Topeka 66612. Copies of the proposed permanent regulations and the fiscal impact statement may be obtained at the address above. Persons requesting a copy of the proposed regulations, in accordance with K.S.A. 1984 Supp. 45-219, will be required to compensate the Board for the cost of reproduction. 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.

Following the hearing, all written or oral comments submitted by interested parties will be considered by the Board as a basis for making changes to these proposed permanent regulations.

K.A.R. 47-1-4, 47-2-53, 47-3-75, 47-3-2, 47-3-42, 47-4-14, 47-4-15, 47-6-3, 47-6-4, 47-6-6, 47-7-2, 47-8-9, 47-9-1, 47-10-1, 47-11-8, 47-12-4 and 47-15-1a will be amended.

The following are new proposed regulations: K.A.R. 47-2-53a, 47-3-3a and 47-9-4. K.A.R. 47-2-7, 47-2-17, 47-2-44, 47-3-3, 47-3-4, 47-3-21, 47-3-40, 47-6-5, 47-8-2, 47-8-9a, 47-8-10 and 47-9-3 will be revoked. To the extent practicable, these proposed regulations incorporate by reference federal regulations promulgated to implement the Surface Mining Control and Reclamation Act of 1977 (P.L. 95-87).

The following is a brief summary of the proposed permanent regulations:

K.A.R. 47-1-4. This regulation is proposed to be amended so that greater flexibility will exist for purposes of scheduling Board meetings.

K.A.R. 47-2-7. This regulation will be revoked. The definition of "Applicant" will appear in K.A.R. 47-2-75, as amended.

K.A.R. 47-2-17. This regulation will be revoked. The definition of "Disturbed Area" will appear in K.A.R. 47-2-75, as amended.

K.A.R. 47-2-44. This regulation will be revoked. The definition of "Performance Bond" will appear in K.A.R. 47-2-75, as amended.

K.A.R. 47-2-53. This regulation defines the term "Regulatory Authority" or "State Regulatory Authority." This regulation is amended to clarify the author-

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ity the Board's staff has in administering the state act on a day to day basis.

K.A.R. 47-2-53a. This is a new regulation which would define the term "Regulatory Program." This definition is proposed for purposes of clarification.

K.A.R. 47-2-75. This regulation is amended so as to revise the Board's definitions to correspond with current applicable definitions as promulgated by the Office of Surface Mining (OSM).

K.A.R. 47-3-2. This regulation is amended to reflect current OSM regulations. These provisions pertain to the general content requirements for mining permits.

K.A.R. 47-3-3. This regulation will be revoked. These provisions will be replaced by K.A.R. 47-3-42(a)(17), (18), and (22). No substantive changes.

K.A.R. 47-3-3a. This regulation is proposed so as to allow greater flexibility in establishing acceptable color coding methods for permit maps.

K.A.R. 47-3-4. This regulation will be revoked. These provisions will be placed at K.A.R. 47-3-42(a)(1). No substantive changes.

K.A.R. 47-3-21. This regulation will be revoked. These provisions will be placed at K.A.R. 47-3-42(a)(37) and in the definition of "historically used for crop land" as set out in 30 C.F.R. 701.5 (1984). No substantive changes.

K.A.R. 47-3-40. This regulation will be revoked. These provisions will be placed at K.A.R. 47-3-42(a)(41). No substantive changes.

K.A.R. 47-3-42. This regulation will be amended to incorporate by reference all pertinent coal mining permit requirements as promulgated by OSM. This regulation identifies various materials which must be included in each permit and the procedures for approving applications.

K.A.R. 47-4-14. This regulation is amended to adopt current rules of procedures promulgated by the State Corporation Commission. No substantive changes have been made, except for further clarification of discovery procedures.

K.A.R. 47-4-15. This regulation is amended to adopt pertinent provisions pertaining to discovery procedures. No substantive changes have been made, except for clarification of these procedures.

K.A.R. 47-6-3. This regulation will be amended. This regulation pertains to permit renewal regulations and will be revised to reflect current OSM regulations. No substantive changes.

K.A.R. 47-6-4. This regulation will be amended to reflect current OSM regulations pertaining to permit transfers, assignments and sales. No substantive changes.

K.A.R. 47-6-5. This regulation will be revoked. These provisions will be located at K.A.R. 47-3-42(a)(43). No substantive changes.

K.A.R. 47-6-6. This regulation will be amended to reflect current OSM regulations concerning permit conditions. No substantive changes.

K.A.R. 47-7-2. This regulation will be amended to reflect current OSM regulations pertaining to coal exploration operations. No substantive changes.

K.A.R. 47-8-2. This regulation will be revoked. Re-

placement bond provisions will be located at K.A.R. 47-8-9(m). No substantive changes.

K.A.R. 47-8-9. This regulation will be amended to reflect current OSM bonding procedures. No substantive changes.

K.A.R. 47-8-9a. This regulation will be revoked. The bond forfeiture criteria and procedures will be placed at K.A.R. 47-8-9(o). No substantive changes.

K.A.R. 47-8-10. This regulation will be revoked. The provisions governing options to satisfy bonding requirements will be located at K.A.R. 47-8-9(k) and (l). No substantive changes.

K.A.R. 47-9-1. This regulation relates to the performance standards in conducting coal mining and reclamation operations. This regulation will be amended to reflect current OSM performance standards.

K.A.R. 47-9-3. This regulation will be revoked. Alternate design criteria provisions have been replaced with the flexibility created in adopting current OSM performance standards as incorporated by reference in K.A.R. 47-9-1.

K.A.R. 47-9-4. This regulation is proposed to establish interim bond standards and to allow operators the flexibility of utilizing permanent program performance standards as appropriate.

K.A.R. 47-10-1. This regulation will be amended to adopt current OSM requirements pertaining to underground mining.

K.A.R. 47-11-8. This regulation will be amended to reflect the assistance which is available to small coal mining operators for conducting surface mining activities.

K.A.R. 47-12-4. This regulation will be amended to adopt current OSM regulations concerning land unsuitable for mining. No substantive changes have been proposed.

K.A.R. 47-15-1a. This regulation governs inspection and enforcement actions. Technical amendments are proposed so it will be consistent with the other proposed regulations.

JUDITH McCONNELL
Executive Secretary

Doc. No. 003679

State of Kansas

STATE CORPORATION COMMISSION

NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS

A public hearing will be conducted at 10 a.m. Wednesday, November 27, in the Commission's Hearing Room B, 4th Floor, State Office Building, Topeka, to consider the adoption of a proposed permanent regulation of the State Corporation Commission.

All interested parties may submit written comments prior to the hearing to the Chairman, State Corporation Commission, Attention: Jo Jenkins, Hearing Examiner, 4th Floor, State Office Building, Topeka 66612. Copies of the proposed permanent regulation and fiscal impact statement may be obtained at the address above. Persons requesting a copy of the proposed regulation, in accordance with K.S.A. 1984 Supp. 45-219, will be required to compensate the Commission for the cost of reproduction. All interested parties will be given a reasonable opportunity at the hearing to present their views, orally or in writing, in regard to the adoption of the proposed regulation.

All written or oral comments submitted by interested parties on or before November 27 will be considered by the Commission as a basis for making changes to the proposed permanent regulation.

K.A.R. 82-1-214 is proposed to be amended as follows:

82-1-214. Commencement of a proceeding; responsive pleadings. (a) A proceeding is shall be commenced either by the filing of an application, a complaint, or a petition, or an order of the commission initiating a proceeding on its own motion; except that an application filed by any investor owned utility for permission to make changes in its rates and tariffs shall not commence a proceeding under this section unless the commission shall have received written notification of the intent to file said the application no less than thirty (30) nor more than 90 days prior to the application filing date.

(b) Any party may file and serve a protest, motion or other proper pleading within ten (10) days after service upon him of any application, petition, notice, formal complaint, supplemental complaint or amended complaint. Answers to formal complaints shall be filed as prescribed by rule 82-1-220.

(Authorized by K.S.A. 55-604, 55-704, 66-106; implementing K.S.A. 1984 Supp. 55-605, K.S.A. 55-706, 66-110, as amended by L. 1985, Ch. 225, Sec. 25, 66-111, as amended by L. 1985, Ch. 225, Sec. 31, 66-117; effective January 1, 1966; amended February 15, 1977; amended May 1, 1981; amended May 1, 1986.)

JUDITH McCONNELL
Executive Secretary

Doc. No. 003693

State of Kansas

STATE CORPORATION COMMISSION

NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS

A public hearing will be conducted at 10 a.m. Wednesday, November 27, by the State Corporation Commission at the Commission's office, Hearing Room B, 4th Floor, State Office Building, Topeka, to receive written comments and testimony on the Commission's proposed amendment to the railroad rate regulation (K.A.R. 82-9-6) to comply with certification requirements under the Staggers Rail Act of 1980.

Persons may review a copy of the proposed amendment at the office of the State Corporation Commission after November 7, 1985, between the hours of 7:50 a.m. and 4:50 p.m., Monday through Friday. The regulation will be available for review until the day of the hearing.

Persons may receive a copy of the proposed amended regulation and the fiscal impact statement by written request, after November 7, 1985, to the Administrator of the Transportation Division, State Corporation Commission, 4th Floor, State Office Building, Topeka 66612. Persons requesting a copy of the revised regulation, in accordance with the Open Records Act, K.S.A. 1984 Supp. 45-219, will be required to compensate the State Corporation Commission for the cost of reproduction.

The following is a brief summary of the proposed amended regulation:

K.A.R. 82-9-6. Proposed to be amended. Regulation is amended for the Commission to meet the requirements for certification by the Interstate Commerce Commission (I.C.C.) to approve intrastate rail rates as required by the Staggers Rail Act of 1980. The I.C.C. requires this Commission to determine revenue adequacy based on the standards contained in Standards for Railroad Revenue Adequacy, 364 I.C.C. 803 (1981). The proposed amendment will bring the State Corporation Commission under the same standards for determining revenue adequacy as is presently used by the I.C.C.

MICHAEL LENNEN
Chairman
State Corporation Commission

Doc. No. 003675

State of Kansas

STATE CORPORATION COMMISSION

NOTICE OF HEARING
ON PROPOSED

ADMINISTRATIVE REGULATIONS

A public hearing will be conducted to consider the State Corporation Commission's adoption of proposed temporary and permanent regulations for the conservation of crude oil and natural gas. The hearing will begin at 9 a.m. Tuesday, November 26, in the conference room of the Conservation Division, 200 Colorado Derby Bldg., 202 W. 1st, Wichita.

All interested parties may submit written comments prior to the hearing by addressing them to the State Corporation Commission, Attention: David W. Nickel, Assistant General Counsel, 200 Colorado Derby Bldg., 202 W. 1st, Wichita 67202. Written comments must be received by November 25. All interested parties will be given a reasonable opportunity at the hearing to present their views regarding the adoption of the proposed regulations.

At a public meeting the Commission will consider all oral and written comments by interested parties as the basis for making changes to these proposed regulations. The meeting will be conducted at 8:30 a.m. Wednesday, November 27, in Hearing Room A, State Office Bldg., 4th Floor, Topeka.

Copies of the regulations and the fiscal impact statements may be obtained by writing to the State Corporation Commission, Conservation Division, at the address above. Summaries of the regulations follow.

K.A.R. 82-3-101 (Permanent). Amends the definition section of the rules and regulations by adding two new definitions: Gas well and hardship well. The definitions of the terms, oil well and oil (crude), were also amended. These definitions were added or amended in conjunction with implementation of proposed new regulation K.A.R. 82-3-311.

K.A.R. 82-3-106 (Temporary and Permanent). The amendment updates the reference to Table 1 surface pipe requirements, effective October 15, 1985. Sentence structure has also been revised. The amendment also specifies that an operator must verify that the surface casing and any additional casing was cemented in the well bore below the lowest known fresh and usable water at the time the ACO-1 completion report is filed. Failure to provide such verification is punishable by a \$5,000 penalty.

K.A.R. 82-3-108 (Permanent). The amendment clarifies the information which shall be included in an application for a well location exception. The amendment also specifies the oil well location requirements for certain counties in eastern Kansas versus the general requirement that wells shall be located not less than 330 feet from the nearest lease or unit boundary line. The amendment provides that only those operators, operator's lessors or unleased mineral owners who have acreage located less than the minimum distance from the proposed well shall receive notice of the application.

K.A.R. 82-3-111 (Permanent). The amendment clarifies that an operator must either (1) plug the well; or (2) give notice of the temporary abandonment within 90 days after operations on the well have ceased.

K.A.R. 82-3-114 (Temporary and Permanent). The amendment provides that the Commission may request the tagging of plugs under a joint KCC-KDHE regulatory program-industry cooperative study plan.

K.A.R. 82-3-130 (Permanent). The amendment provides that the due date of the completion report for a well (ACO-1 form) shall be filed within 120 days of the spud date of the well, unless the deadline is extended. The amendment ties in the due date of the Completion Report to the due date of completing Alternate II cementing, pursuant to K.A.R. 82-3-106.

K.A.R. 82-3-135 (Permanent). The amendment provides that the Commission will publish notice of hearings initiated by the Attorney General or the Commission in the following newspapers: The Kansas Register, Wichita Eagle-Beacon, and the official county newspaper where lands affected by the hearing are located.

K.A.R. 82-3-139 (Permanent). This proposed new regulation requires the applicant to submit a proposed order to the Conservation Division within 20 days of the close of administrative hearings, unless the requirement is waived, extended or a transcript is requested. If a transcript is requested, the proposed order is due within 20 days after receipt of the transcript.

K.A.R. 82-3-200 through 82-3-207 (Permanent). These regulations were amended to revise sentence structure and style for clarity and understanding.

K.A.R. 82-3-208 (Permanent). The amendment clarifies that applications for approval to vent or flare gas shall be considered on a well-by-well basis. If a well is capable of producing more than 25 Mcf per day, approval may be granted by the Commission after notice and hearing.

K.A.R. 82-3-304 (Permanent). The amendment provides that an annual open flow test is required for gas well allowables and production under the general rules and regulations; the operator is responsible for conducting the test.

K.A.R. 82-3-312 (Permanent). The amendment clarifies the regulation to reflect that the standard daily allowable for gas wells is 25 percent of open flow potential. The minimum daily allowable is 65 Mcf per day.

K.A.R. 82-3-313 (Permanent). This proposed new regulation creates a priority system of gas production, which becomes applicable whenever market demand is in excess of the market demand. There are four classifications:

- (1) Enhanced Recovery Project wells and hardship wells;
- (2) Casinghead gas from oil wells;
- (3) Gas from wells in combination reservoirs;
- (4) All other gas.

In order to become designated into one of the first three classifications (thus gaining some priority), the well must be classified by the Commission. The

Commission is afforded discretion in the use of factors which can be used to determine the proper classification for the well. Once a well is classified by the Commission, the classification shall remain in effect until the Commission determines otherwise, after notice and hearing.

K.A.R. 82-3-400 (Permanent). The amendment clarifies the regulation to reflect that Table II shall be used to determine minimum depths for the underground injection of salt water.

K.A.R. 82-3-401 (Permanent). The amendment allows for the submission of a design approval application for proposed injection wells. Such an application would be treated as would any normal injection well application except it is submitted prior to constructing the well.

K.A.R. 82-3-410 (Permanent). The amendment provides that the operator shall be assessed for each injection well application, rather than for each lease involved in the application.

MICHAEL LENNEN
Chairman
State Corporation Commission

Doc. No. 003704

State of Kansas

STATE CORPORATION COMMISSION

NOTICE OF HEARING ON PROPOSED

ADMINISTRATIVE REGULATIONS

A public hearing will be conducted at 10 a.m. Wednesday, November 27, by the State Corporation Commission, at the Commission's office, Hearing Room B, 4th Floor, State Office Building, Topeka, to receive written comments and testimony on the Commission's proposed new and amended motor carrier regulations.

Persons may review the proposed regulations at the office of the State Corporation Commission, 4th Floor, State Office Building, Topeka, after November 7, 1985, between the hours of 7:50 a.m. and 4:50 p.m., Monday through Friday. The regulations will be available for review until the day of the hearing.

Persons may receive a copy of the proposed new and amended regulations and the fiscal impact statement by submitting a written request after November 7, 1985, to the Administrator of the Transportation Division, State Corporation Commission, 4th Floor, State Office Building, Topeka 66612. Persons requesting a copy of the revised regulations, in accordance with the Open Records Act, K.S.A. 1984 Supp. 45-219, will be required to compensate the State Corporation Commission for the cost of reproduction.

The following is a brief summary of the proposed amended regulations:

K.A.R. 82-4-19a. Proposed new regulation. Exempts from the daily log requirements, drivers operating motor vehicles whose registered gross weight does not exceed 12,000 pounds. Exemption does not apply if the vehicle is used to transport passengers, explosives

or other dangerous articles requiring placards under K.A.R. 82-4-20.

K.A.R. 82-4-27c. Proposed to be amended. Authorizes transfer of certificates or permits without hearing if incorporation of sole proprietorship or partnership or if dissolution of a corporation to form partnership. Requires the above mentioned transfer applications to comply with the requirements contained in K.A.R. 82-4-27a.

K.A.R. 82-4-27d. Proposed to be revoked.

K.A.R. 82-4-27e. Proposed new regulation. Sets forth the requirement that if lease entities intend to merge, consolidate, acquire control or change management of a motor carrier operation, the lease entities are required to file an application with the Commission. The applications are required to comply with K.A.R. 82-4-27a (a) through (h). The proposed regulation also sets out additional requirements related to percent of ownership and details of stock transactions, with notice of these types of applications being published in the Kansas Register.

K.A.R. 82-4-27f. New proposed regulation. This regulation is currently K.A.R. 82-4-27d, Application For Temporary Operating Authority. The substance of the regulation remains the same as the current K.A.R. 82-4-27d and sets forth the procedure for filing applications for temporary operating authority.

K.A.R. 82-4-46. Proposed to be amended. Regulation would require intrastate common carriers to file the required annual reports by May 1 of each year instead of the current due date of April 1 of each year.

K.A.R. 82-4-49a. Proposed to be revoked.

K.A.R. 82-4-49b. Proposed new regulation. Establishes the applicability of the C.O.D. regulations applying to intrastate common carriers, except transportation auxiliary to or supplemental to transportation by rail or on a railroad bill of lading.

K.A.R. 82-4-49c. Proposed new regulation. Requires motor carriers who offer C.O.D. service under proposed 82-4-49b to publish in their tariff the rates and rules for C.O.D. shipments. Without publication of the above in the tariff no C.O.D. service shall be rendered. The regulation also requires motor carriers to comply with proposed K.A.R. 82-4-49d, 82-4-49e and 82-4-49f.

K.A.R. 82-4-49d. Proposed new regulation. Requires motor carriers who offer C.O.D. service to remit C.O.D. collections to the consignor within 10 days after delivery of C.O.D. shipment. Paragraph (b) explains the procedure to be followed if a C.O.D. shipment cannot be delivered.

K.A.R. 82-4-49e. Proposed new regulation. Regulation sets out the detail of the record keeping method motor carriers shall utilize if they provide C.O.D. service.

K.A.R. 82-4-49f. Proposed new regulation. Regulation requires motor carriers who offer C.O.D. services to file a fidelity bond with the Commission in the amount of \$5,000.

MICHAEL LENNEN
Chairman
State Corporation Commission

Doc. No. 003674

State of Kansas
STATE CORPORATION COMMISSION

NOTICE OF
MOTOR CARRIER HEARINGS

Applications set for hearing are to be heard at 9:30 a.m. before the State Corporation Commission, State Office Building, 4th Floor, Topeka, unless otherwise noticed.

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

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

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

Applications set for December 3, 1985

Application for Contract Carrier Permit:

Transfer 200, Inc.) Docket No. 148,059 M
315 Partridge)
Independence, MO 64051)

Applicant's Attorney: Larry Gregg, 3401 S.W.
Harrison, Topeka, KS 66611

General commodities (except classes A and B explosives, household goods and commodities in bulk),

Between points in Kansas. Under contract with The Carter-Waters Corporation.

Application for Certificate of Convenience and Necessity:

Philip Emmett Martin, dba) Docket No. 148,057 M
Phil's Wrecker Service)
630 Cherokee)
Leavenworth, KS 66048)

Applicant's Attorney: Michael Waite, 520 S. 4th,
Chambers Building, Leavenworth, KS 66048

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between all points and places in Leavenworth, Jefferson and Atchison counties, Kansas.

Also,

Between all points and places in Leavenworth, Jefferson and Atchison counties, Kansas, on the one hand, and on the other hand, all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Daniel R. Oller) Docket No. 148,058 M
Route 1)
Garden City, KS 67846)

Applicant's Attorney: William Barker, 3401 S.W.
Harrison, Topeka, KS 66611

Grain, dry feed, dry feed ingredients, dry fertilizer and dry fertilizer ingredients,

Between points in Wichita, Scott, Kearny, Finney, Grant, Haskell, Gray and Ford counties, Kansas, on the one hand, and on the other, all points and places in Kansas.

Application for Certificate of Convenience and Necessity:

LeRoy McConico, Sr.) Docket No. 148,056 M
LeRoy McConico, Jr.)
Herman McConico,)
James McConico, and)
John McConico, dba)
Jonathan Tow)
658 W. Kump)
Bonner Springs, KS 66012)

Applicant's Attorney: None

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between points and places in Wyandotte, Johnson and Leavenworth counties, Kansas.

Also,

Between points and places in Wyandotte, Johnson and Leavenworth counties, Kansas, on the one hand, and points and places in Kansas, on the other.

Application for Certificate of Convenience and Necessity:

Larry Bedore, dba) Docket No. 148,055 M
Larry's Tank Service)
191 11th St.)
Phillipsburg, KS 67661)

Applicant's Attorney: Thomas Sullivan, 773 3rd St.,
Phillipsburg, KS 67661

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

Between points and places in Phillips, Rooks, Graham and Norton counties in the state of Kansas.

Application for Extension of Certificate of Convenience and Necessity:

J. S. Enterprises of) Docket No. 147,576 M
Oswego, Inc.)
1700 W. 4th)
Oswego, KS 67356)

Applicant's Attorney: Fred Johnson, 321 Commercial,
P.O. Box 306, Ottawa, KS 67356

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between all points and places in Labette County

and that portion of Cherokee County west of Hwy. K-7.

Also,
Between all points and places in Labette County and that portion of Cherokee County west of Hwy. K-7, on the one hand, and on the other hand, all points and places in the state of Kansas.

Applications set for December 10, 1985

Application for Certificate of Convenience and Necessity:

James Murphy, dba) Docket No. 148, 061 M
Murphy Truck Repair)
702 10th St.)
Great Bend, KS 67530)

Applicant's Attorney: Charles Buehler, Claflin, KS 67525

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between all points and places in Barton, Pawnee, Stafford, Rice, Reno, Russell, Edwards, Ellsworth and Rush counties, Kansas.

Also,
Between all points and places in Barton, Pawnee, Stafford, Rice, Reno, Russell, Edwards, Ellsworth and Rush counties, Kansas, on the one hand, and all points and places in the state of Kansas, on the other.

Application for Certificate of Convenience and Necessity:

Kansas Transit Corporation) Docket No. 148,062 M
1521 S. Tyler Road)
Wichita, KS 67209)

Applicant's Attorney: None

Persons and baggage in charter party operations,
Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Hollis Bird) Docket No. 148,066 M
913 S. 11th)
Salina, KS 67401)

Applicant's Attorney: None

Processed feed, seed, grain, feed ingredients, dry fertilizer,
Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

G. E. McCabe) Docket No. 148,065 M
1131 Johnstown)
Salina, KS 67401)

Applicant's Attorney: None

Processed feed, seed, grain, feed ingredients, dry fertilizer,

Between all points and places in the state of Kansas.

Construction equipment and building materials,

Between all points and places in Saline, Ottawa, Clay, McPherson, Dickinson, Ellsworth, Lincoln, Marion and Rice counties, Kansas.

Also,

Between all points and places in the above described territory, on the one hand, and all points and places in the state of Kansas, on the other hand.

Application for Certificate of Convenience and Necessity:

Shawnee Automotive) Docket No. 148,064 M
Service, Inc.)
1300 California)
Topeka, KS 66607)

Applicant's Attorney: Clyde Christey, Southwest Plaza Building, Suite 202, 3601 W. 29th, Topeka, KS 66614

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between points and places in Pottawatomie, Jackson, Jefferson, Wabaunsee, Shawnee, Douglas and Osage counties, Kansas.

Also,

Between points and places in the above described territory, on the one hand, and points and places in the state of Kansas, on the other hand.

Applications set for December 12, 1985

Application for Transfer of Certificate of Convenience and Necessity:

Richardson and Sons) Docket No. 136,348 M
Transfer Co.)
P.O. Box 1875)
Kansas City, MO 64141) MC ID No. 111015

TO:
Nationwide Traffic Services, Inc.
2800 Nicholson
Kansas City, MO 64120

Applicant's Attorney: None

Medical materials and supplies,

Between all points and places in Lenexa, Kansas, on the one hand, and all points and places in the state of Kansas, on the other hand.

Application for Extension of Certificate of Convenience and Necessity to re-describe authority:

Nationwide Traffic) Docket No. 136,348 M
Services, Inc.)
2800 Nicholson)
Kansas City, MO 64120) MC ID No. 117076

(continued)

Applicant's Attorney: None

Medical materials and supplies,

Between all points and places in Wyandotte County, Kansas, on the one hand, and all points and places in the state of Kansas, on the other hand.

Application for Transfer of Certificate of Convenience and Necessity:

Yellow Cab Company) Docket No. 130,842 M
of Topeka)
200 S.E. 21st)
Topeka, KS 66603) MC ID No. 104422
TO:

Yellow Cab Co.,
a Division of Johnson Enterprises
200 S.E. 21st
Topeka, KS 66603

Applicant's Attorney: Bob Storey, Shadow Wood Office Park, 5863 S.W. 29th, Topeka, KS 66614-2461

Passengers and baggage,

Between all points and places within the state of Kansas.

Application for Certificate of Convenience and Necessity:

Corporate Coach of) Docket No. 148,067 M
Lawrence, L.P.)
3604 Lakecrest Court)
Lawrence, KS 66044)

Applicant's Attorney: None

Persons and their baggage,

Between all points and places in Douglas, Franklin, Miami, Johnson, Wyandotte, Leavenworth, Osage, Shawnee, Wabaunsee, Jackson, Jefferson, Atchison, Lyon, Coffey, Anderson and Linn counties, Kansas.

Application for Certificate of Convenience and Necessity:

J. T. Richardson Rig) Docket No. 148,068 M
& Construction, Inc.)
2518 Milliron Road)
P.O. Box 1382)
Pampa, TX 79065)

Applicant's Attorney: Bob Storey, Shadow Wood Office Park, 5863 S.W. 29th, Topeka, KS 66614-2461

Fresh water and salt water,

Between points and places within an area bounded by Highway I-70 on the north, by the Kansas-Oklahoma state line on the south, by the Kansas-Missouri state line on the east, and by the Kansas-Colorado state line on the west.

Application for Certificate of Convenience and Necessity:

D & L, Ltd., dba) Docket No. 148,060 M
D & L Used Cars)
1206 N. 155th)
Basehor, KS 66007)

Applicant's Attorney: None

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between all points and places in Wyandotte, Johnson, Leavenworth, Miami, Shawnee, Franklin and Douglas counties, Kansas.

Applications set for December 17, 1985

Application for Extension of Certificate of Convenience and Necessity:

Eugene George, dba) Docket No. 118,239 M
Eugene George Trucking)
Service)
Route 1, Box 14A)
Oswego, KS 67356) MC ID No. 102353

Applicant's Attorney: William Barker, 3401 S.W. Harrison, Topeka, KS 66611

Metal products, wood products, building materials and machinery, equipment, materials and supplies used in the construction business,

Between points in Kansas on and east of U.S. Highway 75, on the one hand, and on the other, all points in Kansas.

Application for Certificate of Convenience and Necessity:

Mobile Home Movers, Inc.) Docket No. 148,071 M
3002 S. Douglas Blvd.)
Suite B)
Oklahoma City, OK 73150)

Applicant's Attorney: Clyde Christey, Southwest Plaza Building, Suite 202, 3601 W. 29th, Topeka, KS 66614

Manufactured housing units (mobile homes, house trailers and pre-fab buildings), boats and house boats and recreational vehicles,

Between points and places in Morris, Rush, Barton, Rice, McPherson, Marion, Chase, Lyon, Coffey, Anderson, Linn, Pawnee, Harvey, Edwards, Stafford, Reno, Greenwood, Allen, Bourbon, Woodson, Kiowa, Pratt, Kingman, Sedgwick, Butler, Wilson, Neosho, Crawford, Elk, Comanche, Barber, Harper, Sumner, Cowley, Chautauqua, Montgomery, Labette and Cherokee counties, Kansas.

Also,

Between points and places in the above described territory, on the one hand, and points and places in the state of Kansas, on the other hand.

*Application for Certificate of Convenience
and Necessity:*

Stagecoach Charters, Inc.) Docket No. 148,070 M
P.O. Box 954)
Dodge City, KS 67801)

Applicant's Attorney: Clyde Christey, Southwest
Plaza Building, Suite 202, 3601 W. 29th, Topeka, KS
66614

*Passengers and light hand baggage in charter party
service, and in special operations,*
Between all points and places in Kansas.

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

Groendyke Transport, Inc.) Docket No. 42,135 M
P.O. Box 632)
Enid, OK 73702) MD ID No. 106967

Applicant's Attorney: Don Hulst, P.O. Box 225,
Lawrence National Bank Building, Lawrence,
KS 66044

*General commodities (except class A and B
explosives and household goods),*
Between all points and places in Kansas.

*Application for Transfer of Certificates of
Convenience and Necessity:*

Thomas C. Holmes, dba) Docket No. 30,824 M
Garnett Truck Line)
Route 4) Docket No. 35,283 M
Garnett, KS 66032) MC ID No. 100277
TO:

Joe Donohue, dba
Greeley Seed Company
Greeley, KS 66033

Applicant's Attorney: William Barker, 3401 S.W.
Harrison, Topeka, KS 66611

Livestock,

Between all points and places within a 15-mile
radius of Harris, Kansas.

Also,

Between any points or places within a 15-mile
radius of Harris, Kansas, on the one hand, and commu-
nity sales at Iola, Paola, and Ottawa, Kansas, and the
market at Kansas City, Kansas, on the other.

Also,

Between any points or places within a 15-mile
radius of Harris, Kansas, on the one hand, and pastures,
farms and rural locations within a 50-mile radius of
Harris, Kansas, on the other.

Unprocessed farm feeds, hay and grain,

Between all points and places within a 15-mile
radius of Harris, Kansas.

Also,

Between all points and places within a 15-mile
radius of Harris, Kansas, on the one hand, and Kansas
City, Kansas, on the other.

Used farm machinery, set up,

Between all points and places within a 15-mile
radius of Harris, Kansas.

Salt,

From Hutchinson, Kansas, to any points or places
within a 15-mile radius of Harris, Kansas.

Processed mill feed,

Between all points and places within a 15-mile
radius of Garnett, Kansas.

Also,

Between Kansas City, Fredonia, Hutchinson, Law-
rence, Ottawa, Wichita, Coffeyville and Topeka, Kan-
sas, on the one hand, and all points and places within a
15-mile radius of Garnett, Kansas.

Salt, in truck load lots,

Between Hutchinson, Lyons and Kanopolis, Kansas,
on the one hand, and all points and places within a
15-mile radius of Garnett, Kansas, on the other.

Unprocessed hay, grains and seeds, in bulk,

Between all points and places within a 15-mile
radius of Garnett, Kansas.

Also,

Between all points and places within a 15-mile
radius of Garnett, Kansas, on the one hand, and all
points and places in Kansas, on the other.

Used farm machinery,

Between all points and places within a 15-mile
radius of Garnett, Kansas.

Also,

Between all points and places within a 15-mile
radius of Garnett, Kansas, on the one hand, and all
points and places in Kansas, on the other.

*New farm machinery, knocked down or set up,
but not parts,*

Between all points and places within a 15-mile
radius of Garnett, Kansas.

Also,

Between all points and places within a 15-mile
radius of Garnett, Kansas, on the one hand, and Ot-
tawa, Paola, Fort Scott, Iola, Fairfax and Kansas City,
Kansas, on the other.

Brick and tile,

Between all points and places within a 15-mile
radius of Garnett, Kansas.

Also,

From Humboldt, Buffalo and Pittsburg, Kansas, to
all points and places within a 15-mile radius of Gar-
nett.

Building material,

Between all points and places within a 15-mile
radius of Garnett, Kansas.

Also,

Between all points and places within a 15-mile
radius of Garnett, Kansas, on the one hand, and Kansas
City, Kansas, Lawrence, Ottawa, Wellsville and Fort
Scott, Kansas, on the other.

(continued)

Newsprint, in truck loads of not less than 6000 pounds,

From Topeka, Kansas, to Garnett, Kansas.

Logs,

Between all points and places within a 15-mile radius of Garnett, Kansas.

Fertilizers,

Between all points and places within a 15-mile radius of Garnett, Kansas.

Also,

Between all Kansas points of supply, on the one hand, and all points and places within a 15-mile radius of Garnett, Kansas, on the other.

Livestock,

Between all points and places within a 50-mile radius of Garnett, Kansas.

Also,

Between all points and places within a 50-mile radius of Garnett, Kansas, on the one hand, and points and places in the state of Kansas, on the other hand.

Hay, grain, dry feed and dry feed ingredients (except salt),

Between all points and places within a 25-mile radius of Garnett, Kansas.

Also,

Between all points and places within a 25-mile radius of Garnett, Kansas, on the one hand, and points and places in the state of Kansas, on the other hand.

Application for Extension of Certificates of Convenience and Necessity to eliminate the radius and re-describe the authorities:

Joe Donohue, dba) Docket No. 30,824 M
Greeley Seed Company) Docket No. 35,283 M
Greeley, KS 66033)

Applicant's Attorney: William Barker, 3401 S.W.
Harrison, Topeka, KS 66611

Livestock, hay, grain, dry feed, dry feed ingredients, salt, seed, farm machinery and building materials,

Between points in Shawnee, Douglas, Johnson, Lyon, Osage, Franklin, Miami, Coffey, Anderson, Linn, Greenwood, Woodson, Allen, Bourbon, Wilson, Neosho and Crawford counties, Kansas, on the one hand, and on the other, all points and places in Kansas.

Application for Certificate of Convenience and Necessity:

John Shaver) Docket No. 148,069 M
414 S. 15th)
Independence, KS 67301)

Applicant's Attorney: None

Manufactured housing units (mobile homes, house trailers and pre-fab homes) and semi trailers,

Between all points and places in Montgomery, Wilson, Elk, Chautauqua, Allen, Labette, Cherokee,

Neosho, Crawford, Greenwood, Woodson, Bourbon, Cowley, Sumner, Sedgwick, Reno, Harper, Kingman, Harvey, Lyon and Franklin counties, Kansas.

Applications set for December 19, 1985

Application for Certificate of Convenience and Necessity:

John R. Blundell, dba) Docket No. 148,073 M
John R. Blundell Trucking)
812 Westlawn)
Dodge City, KS 67801)

Applicant's Attorney: None

Grain,

Between points and places west of Highway 81.

Also,

Between points and places west of Highway 81, on the one hand, and points and places in the state of Kansas, on the other.

Application for Certificate of Convenience and Necessity:

Vernon L. Blundell and) Docket No. 148,072 M
Dianna C. Blundell, dba)
B & D Trucking)
807 Westlawn)
Dodge City, KS 67801)

Applicant's Attorney: None

Grain,

Between points and places west of Highway 81.

Also,

Points and places west of Highway 81, on the one hand, and all points and places in Kansas, on the other hand.

Application for Certificate of Convenience and Necessity:

Paul M. Flowers, dba) Docket No. 148,074 M
Flowers Trucking)
107 N. Central)
Coldwater, KS 67029)

Applicant's Attorney: None

Grain,

Between points and places west of Highway 81.

Also,

Between points and places west of Highway 81, on the one hand, and on the other hand, points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Marlin Johansen, dba) Docket No. 148,075 M
Johansen Truck Line)
Route 1)
Hiawatha, KS 66434)

Applicant's Attorney: William Barker, 3401 S.W.
Harrison, Topeka, KS 66611

*Grain, dry fertilizer, dry fertilizer ingredients,
dry feed, dry feed ingredients, building materials,
livestock and machinery,*

Between points in Nemaha, Brown, Doniphan,
Jackson and Atchison counties, Kansas, on the one
hand, and on the other, all points and places in Kansas.

Application for Contract Carrier Permit:

Marlin Johansen, dba) Docket No. 148,076 M
Johansen Truck Line)
Route 1)
Hiawatha, KS 66434)

Applicant's Attorney: William Barker, 3401 S.W.
Harrison, Topeka, KS 66611

Gasoline and diesel fuel,

Between points in Kansas to Brown County, Kansas.
Under contract with Robinson Farmers Union Coop-
erative Association, of Robinson, Kansas, and Brown
County Cooperative Association, of Hiawatha, Kansas.

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

Jensen Trucking Company,) Docket No. 148,077 M
Inc.)
P.O. Box 349)
Gothenburg, NE 69138) MC ID No. 101419

Applicant's Attorney: John Jandera, 641 Harrison,
Topeka, KS 66603

Feed and feed ingredients,

Between points in the Kansas counties of Meade,
Seward, Stevens, Morton, Stanton, Grant, Haskell,
Gray, Ford, Finney, Kearney and Hamilton.

Also,

Between said Kansas counties, on the one hand, and
on the other, points and places in Kansas.

**Application for Abandonment
of Contract Carrier Permit:**

David Garst, Stephen) Docket No. 78,950 M
Garst and John)
Crystal, dba)
Garst Seed Co.)
615 Main)
Coon Rapids, IA 50058) MC ID No. 105690

Applicant's Attorney: None

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

Hills Truck Line, Inc.) Docket No. 99,203 M
P.O. Box 96)
Adrian, MO 64720) MC ID No. 101278

Applicant's Attorney: None

Applications set for December 24, 1985

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

Phillip E. Ricker) Docket No. 147,929 M
300 S. Penn)
Box 101)
Anthony, KS 67003)

Applicant's Attorney: None

Grain,

Between points and places in the state of Kansas.

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

Margie L. Berrie) Docket No. 29,533 M
Route 2)
Arkansas City, KS 67005) MC ID No. 100244
TO:

Thomas P. Reynolds, dba
Tom Reynolds Trucking Co.

Route 3, Box 145
Winfield, KS 67156

Applicant's Attorney: Clyde Christey, Southwest
Plaza Building, Suite 202, 3601 W. 29th, Topeka, KS
66614

Livestock,

Between all points and places in Sedgwick and
Harvey counties, that portion of Butler County south
and west of Kansas Highway 196, west of U.S. High-
way 54 and south of Kansas Highway 96, that portion
of Cowley County west of U.S. Highway 77 and north
of U.S. Highway 160, that portion of Sumner County
north of U.S. Highway 60, and that portion of Reno
County east of Kansas Highway 17 and south of Kansas
Highway 96.

Also,

Between all points and places within the above
described territory, on the one hand, and all points
and places in the state of Kansas, on the other hand.

Also,

Between all points and places in Chautauqua,
Cowley, Elk, Greenwood, Butler, Sedgwick and
Sumner counties, Kansas.

Also,

Between all points and places within the aforesaid
counties, on the one hand, and all points and places in
the state of Kansas, on the other hand.

*Processed and unprocessed feed, seed, hay, fruit and
vegetables, rock, stone, sand, gravel, chat, building
tiles, cement blocks and cinder blocks,*

Between all points and places in Sedgwick and
Harvey counties, that portion of Butler County south
and west of Kansas Highway 196, west of U.S. High-
way 54 and south of Kansas Highway 96, that portion

(continued)

of Cowley County west of U.S. Highway 77 and north of U.S. Highway 160; that portion of Sumner County north of U.S. Highway 60 and that portion of Reno County east of Kansas Highway 17 and south of Kansas Highway 96.

Also,

Between all points and places within the above described territory, on the one hand, and all points and places in the state of Kansas, on the other hand.

Also,

Between all points and places in Chautauqua, Cowley, Elk, Greenwood, Butler, Sedgwick and Sumner counties, Kansas.

Also,

Between all points and places within the aforesaid counties, on the one hand, and all points and places in the state of Kansas, on the other hand.

Demountable or portable buildings, knocked down,

From Wichita in Sedgwick County, Kansas, to points and places in the state of Kansas.

Ordinary livestock,

Between Arkansas City in Cowley County, Kansas, on the one hand, and Wichita in Sedgwick County, Kansas, on the other hand.

Grain,

To, from and between a 50-mile radius of Wichita, Kansas, and the points of Topeka, Emporia, Fredonia, and Kansas City, Kansas, on the one hand, and all points and places in the state of Kansas, on the other.

Also,

Between Salina, Kansas, and the terminal elevators within a 5-mile radius of Salina, Kansas, on the one hand, and points and places in Kansas, on the other hand.

Dry feed and dry feed ingredients,

To, from and between Wichita, Kansas, on the one hand, and points in Kansas, on the other.

Restricted, however, to provide no service within Finney County, Kansas, except to terminal elevators located in Finney County, Kansas.

Alfalfa meal and pellets,

Between points and places within a 75-mile radius of Arkansas City, Kansas, on the one hand, and the state of Kansas, on the other.

Restricted, however, to provide no service in bulk, in tank vehicles.

Application for Extension of Certificate of Convenience and Necessity to eliminate the radius and re-describe the authority:

Thomas P. Reynolds, dba) Docket No. 29,533 M
Tom Reynolds Trucking)
Co.)
Route 3, Box 145)
Winfield, KS 67156)

Applicant's Attorney: Clyde Christey, Southwest Plaza Building, Suite-202, 3601 W. 29th, Topeka, KS 66614

Livestock, feed and feed ingredients, hay, seeds, fruits and vegetables,

Between points and places in Harvey, Reno, Greenwood, Kingman, Sedgwick, Butler, Elk, Wilson, Harper, Sumner, Cowley, Chautauqua and Montgomery counties.

Also,

Between points and places in the above described territory, on the one hand, and points and places in the state of Kansas, on the other hand.

Building materials,

Between points and places in Harvey, Reno, Greenwood, Sedgwick, Butler, Elk, Sumner, Cowley and Chautauqua counties.

Also,

Between points and places in the above described territory, on the one hand, and points and places in the state of Kansas, on the other hand.

Portable buildings,

From points in Sedgwick County, Kansas, to points and places in Kansas.

Grain,

Between points and places in Saline, Shawnee, Wyandotte, McPherson, Marion, Chase, Lyon, Reno, Harvey, Greenwood, Kingman, Sedgwick, Butler, Elk, Wilson, Harper, Sumner, Cowley and Chautauqua counties.

Also,

Between points and places in the above described territory, on the one hand, and points and places in the state of Kansas, on the other hand.

Application for Certificate of Convenience and Necessity:

Robert Westgate, dba) Docket No. 148,053 M
Westgate Auto Repair)
121 Poyntz Ave.)
Manhattan, KS 66502)

Applicant's Attorney: John Stites, 620 Humboldt, P.O. Box 369, Manhattan, KS 66502

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between all points and places in an area commencing at a point where U.S. Highway 24 and Kansas Highway 99 intersects, thence north to Highway 16, thence west to U.S. Highway 77, thence south to Interstate Highway 70, thence east to Highway 99.

Application for Certificate of Convenience and Necessity:

George Fox and) Docket No. 148,054 M
Gary Fox, dba)
Fox's Body and Glass)
604 Loomis)
Winfield, KS 67156)

Applicant's Attorney: J. Dennis Herlocker, 115 E. 9th, P.O. Box 754, Winfield, KS 67156-0754

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between all points and places in Cowley, Sumner, Sedgwick, Butler, Elk and Chautauqua counties, Kansas.

Application for Abandonment of Certificate of Convenience and Necessity:

Priority Air Courier, Inc.) Docket No. 131,118 M
 P.O. Box 23165)
 Kansas City, MO 64141) MC ID No. 104185

Applicant's Attorney: None

Application for Abandonment of Certificate of Convenience and Necessity:

George R. Winchell, Inc.) Docket No. 32,384 M
 P.O. Drawer 639)
 Sublette, KS 67877) MC ID No. 100329

Applicant's Attorney: None

Application for Certificate of Convenience and Necessity:

J 5 Trucking, Inc.) Docket No. 148,282 M
 305 E. Williams)
 Solomon, KS 67480)

Applicant's Attorney: Clyde Christey, Southwest Plaza Building, Suite 202, 3601 W. 29th, Topeka, KS 66614

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

Between points and places in Saline, Dickinson, Geary, Wabaunsee, Shawnee, Ellsworth, Rice, McPherson, Marion, Harvey, Reno, Russell, Barton, Sedgwick, Morris, Ottawa, Lincoln, Riley, Clay, Cloud, Butler, Chase and Mitchell counties, Kansas.

Also,

Between points and places in the above described territory, on the one hand, and points and places in the state of Kansas, on the other hand.

WILLIAM E. GREEN
 Administrator
 Transportation Division

Doc. No. 003698

KANSAS LAND AND NATURAL RESOURCES

Located in the heart of the nation, Kansas is a 208 by 411 mile rectangle. It rises from less than 700 feet above sea level in its southeastern corner to more than 4,100 feet at its western border and has a total of 82,264 square miles. Kansas ranks 14th among the states in geographic size. Because of its distance from east to west Kansas has a great variation of climate, terrain, soil, native plants and animals, although most of the state lies within a region generally called the Great Plains.

The original Kansas Territory included portions of what is now Colorado west to the Continental Divide. Pike's Peak was in Kansas at that time.

The geographic center of the contiguous 48 states of the United States is located near Lebanon, in Smith County in north central Kansas. Of more scientific interest is the North American geodetic datum, established in Osborne County, forty miles south and east of the historic geographical center. This geodetic datum is the controlling point for all land surveys in the United States, Canada and Mexico.

Kansas has a varied climate with an average annual temperature of 55 degrees. Normal annual precipitation ranges from slightly more than 40 inches in the southeastern counties to less than 20 inches in the western counties. From 70 to 77 percent of the annual precipitation falls between April 1 and September 30. The overall average annual rainfall for the state is about 27 inches a year.

Although Kansas is often considered a dry state, it has five river systems, and over 50,000 streams which are large enough to be named. The Missouri, the Kaw and the Arkansas Rivers are considered navigable, although the Missouri is the only river in Kansas on which there is a considerable amount of river traffic. A number of springs in the state were important sources of water for early travelers through Kansas. There are many lakes in the state, most of which are man-made. Osage County is the only county in the U.S. which has two federal reservoirs.

Kansans enjoy as many as 300 clear or partly clear days over the western half of the state and around 275 such days in the eastern half.

Kansas is a windy state. Dodge City in western Kansas is the windiest city in the United States with an average wind speed of 14 m.p.h.

The Flint Hills extend north and south across the east central part of the state, covering an area about 50 miles wide. Bluestem grass growing in the Flint Hills makes it a unique grazing land, and the area also contains oil and gas.

The soils of Kansas are among the best in the world. These soils have come from decomposition of underlying rock formations or have been transported into the region by water, wind or ice.

Kansas ranks among the top 10 mineral-producing states in the nation. There is an abundance of petroleum and natural gas—Kansas ranks seventh in the nation in petroleum production. Leading mineral resources in Kansas, by total dollar value of production:

(continued)

petroleum, natural gas, propane, helium, cement, salt, coal, building stone, sand and gravel, and clay and shale products.

Limestone is an important resource in Kansas and has been used extensively for buildings and early day fenceposts. Limestone is also the basis for a large cement manufacturing industry.

One of the most extensive beds of pre-historic ocean fossils is located in Kansas in the chalk beds of Logan and Gove counties.

The Grassland of the Great Plains was a natural habitat for the buffalo, or American Bison, whose numbers in early historic times have been estimated at 60 to 75 million. By 1830, after gunpowder had begun to take its toll, an estimated 40 million buffaloes remained. Early explorers reported sighting herds containing as many as three or four million buffaloes.

The buffalo was the supermarket for the Indians of the Great Plains. Food, shelter, clothing, fuel, and some war materials could be fashioned from a buffalo carcass. The Plains Indian followed the buffalo for his livelihood. Market hunters in later years slaughtered buffaloes for their hides, often leaving the carcasses to rot. However, many explorers, fur trappers and others enjoyed buffalo meat.

Today, Kansas hunters enjoy the opportunity to harvest a wide variety of game within the state. Because there is almost no wasteland, there are few areas outside those held by federal or state agencies as wildlife management areas in which wildlife receive prime consideration. Kansas boasts the largest flock of prairie chickens on the North American Continent, and ranks among the top five states in quail, pheasant, prairie chicken and dove hunting. Also extensively sought by hunters are turkey, duck, geese, coyote, deer, rabbit, squirrel, and other fur-bearing animals.

Fur trapping is carried on for beaver, bobcat, raccoon, opossum, skunk, muskrat, mink, badger, fox and coyote.

There are now more than 304,000 acres of public hunting and wildlife management lands in Kansas. These units are scattered throughout the state within short driving distances for most sportsmen and outdoor enthusiasts.

Good fishing abounds in Kansas, with a great variety of species found in the state's lakes and reservoirs. Largemouth Bass, Crappie, Channel Catfish, White Bass, Bluegill, Flathead Catfish, Kentucky or Spotted Bass, Striped Bass, Walleye and Wipers are all available from Kansas lakes and streams. Kansas' 24 beautiful federal reservoirs, together with many well-established state, county and city lakes, provide ample opportunity for angling enjoyment.

Kansas has 22 state parks located throughout the state with campsites which can be enjoyed overnight or for a longer period of time. Many of the more than 100 privately owned and operated campsites are located near lakes or streams and provide facilities for fishing, swimming, boating, skiing, picnicking, hiking, and all types of outdoor recreation. Many have restaurants, grocery stores and boat rental.

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