

# KANSAS REGISTER

State of Kansas

**JACK H. BRIER**  
Secretary of State

Vol. 5, No. 4

January 23, 1986

Pages 73-88

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## State of Kansas

## SECRETARY OF STATE

## EXECUTIVE APPOINTMENTS

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

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

The following appointments were filed January 10 through 15, 1986:

**Kansas Commission for the 125th  
State Steering Committee**

**Tom Collinson**, 1604 Woodland Terrace, Pittsburg 66762. Effective January 10, 1986. Serves at the pleasure of the Governor. Represents Crawford County.

**Shirley Jacques**, 509 W. Republic, Salina 67401. Effective January 10, 1986. Serves at the pleasure of the Governor. Represents Saline County.

**Anita Wolgast**, 3711 S.W. 33rd, Topeka 66614. Effective January 10, 1986. Serves at the pleasure of the Governor. Represents Shawnee County.

**Coffey County Commissioner**

**Karen S. Rogers**, LeRoy 66857. Effective January 13, 1986. Expires when a successor is elected and qualifies according to law. Succeeds Danny Rogers, deceased.

**Stanton County Commissioner**

**Guy Rorick**, Manter 67862. Effective January 13, 1986. Expires when a successor is elected and qualifies according to law. Succeeds Frank N. Hoopin-garner, resigned.

**JACK H. BRIER**  
Secretary of State

## State of Kansas

## ATTORNEY GENERAL

## Opinion No. 86-3

**Infants—Kansas Code for Care of Children—Post Adjudicatory Proceedings; Duties of County Attorney.** Perry Murray, Thomas County Attorney, Colby, January 10, 1986.

A county attorney is required to file the appropriate pleadings for, and appear in, proceedings following an adjudication that a child is in need of care pursuant to the Kansas Code for Care of Children, K.S.A. 1984 Supp. 38-1501 *et seq.* and K.S.A. 1984 Supp. 19-702. In that these services are a statutory duty, a county attorney is entitled to no additional compensation for such services. Cited herein: K.S.A. 1984 Supp. 19-702; 38-1502(e), as amended by L. 1985, ch. 144, § 1 and ch. 145, § 3; 38-1510; 38-1529; 38-1562; 38-1581. JLM

## Opinion No. 86-4

**Crimes and Punishments—Kansas Criminal Code; Preliminary—Effect of Former Prosecution.** Douglas Lancaster, Fairway City Prosecutor, Overland Park, January 13, 1986.

Under the provisions of K.S.A. 21-3108(4)(c), a second prosecution in a municipal court is not barred by the Double Jeopardy Clause of the Fifth Amendment, after a trial *de novo* is dismissed at the district court level. A defendant who elects to be tried *de novo* is in the same position as a convicted defendant who successfully appeals. Both Kansas law and United States Supreme Court decisions provide that such circumstances clearly allow a successive trial. As a result, the case may be re-prosecuted in municipal court, for the defendant's election to exercise his right to a *de novo* trial has the effect of wiping out the earlier judgment. Cited herein: K.S.A. 21-3108; 22-3609. BPA

**ROBERT T. STEPHAN**  
Attorney General

Doc. No. 003865

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Topeka, KS 66612-1594



PHONE: 913/296-3489

## State of Kansas

**BOARD OF ACCOUNTANCY****NOTICE OF MEETING**

The State Board of Accountancy will meet at 9 a.m. Thursday, January 30, in Room 237, 503 Kansas Ave., Topeka. Persons interested in agenda items or in attending this meeting should contact the Board office at (913) 296-2162.

GLENDIA SHERMAN  
Board Secretary

Doc. No. 003858

## State of Kansas

**STATE CORPORATION COMMISSION****NOTICE OF HEARING**

The supplemental application of Jayhawk Pipeline Corporation (Docket No. 56,436-R) for additional authority to construct and operate a crude oil pipeline in Gove, Trego, Ellis and Russell counties, Kansas, has been assigned for hearing before the State Corporation Commission at 10 a.m. Monday, February 24, in the commission's hearing room.

The applicant proposes to build a line from southwestern Gove County, Kansas, eastward to Holtzinger Receiving Station on Clear Creek Transportation, Inc. gathering system located in southeastern Trego County, Kansas, then eastward to Jayhawk Pipeline Corporation's Bunker Hill block valve site on its system in southeastern Russell County, Kansas.

The commission's rule provides that anyone who has an interest may appear and represent himself or herself; however, an organization or corporation must be represented by an attorney who is a resident of Kansas and regularly admitted to practice in the courts of record of this state or by an attorney sponsored by Kansas counsel.

The applicant must provide proper notice to all concerned parties by furnishing a copy of the notice of hearing to all certificated common carrier pipelines of crude oil and petroleum products in Kansas and by publishing such notice in the local newspapers of Grainfield, WaKeeney, Hays and Russell, Kansas. The applicant must provide evidence of such notices to the commission by January 22, 1986.

Only parties acknowledging receipt of this notice indicating an interest in this matter will be notified in the event this hearing is continued or cancelled. All parties otherwise interested or concerned shall take notice of the foregoing and govern themselves accordingly. If any additional information is necessary, please contact the legal section of the State Corporation Commission at (913) 296-3361.

JUDITH McCONNELL  
Executive Secretary

Doc. No. 003851

## State of Kansas

**DEPARTMENT OF HUMAN RESOURCES****KANSAS COUNCIL ON  
EMPLOYMENT AND TRAINING****NOTICE OF MEETING**

The Kansas Council on Employment and Training will meet from 9 a.m. to noon Friday, January 24, in the Pozez Education Center, Stormont-Vail Regional Medical Center, 1500 S.W. 10th, Topeka. The agenda includes: Legislative Subcommittee report, Dislocated Worker Subcommittee report, Evaluation Subcommittee report, State Plan Subcommittee report, remarks from Dean Prohaska, statewide Private Industry Council meeting, and the service delivery area plan workshop.

The March meeting's major topic of discussion will be the service delivery area plans review.

The meeting is open to the public.

LARRY E. WOLGAST, Ed.D.  
Secretary of Human Resources

Doc. No. 003861

## State of Kansas

**SOCIAL AND REHABILITATION SERVICES****NOTICE OF MEETING**

The Department of Social and Rehabilitation Services will conduct an open meeting at 9 a.m. Tuesday, February 4, in the Staff Development Training Center, 2700 W. 6th, Topeka.

The scheduled agenda includes:

- Initiate budget discussions for FY 1988 for Mental Health and Retardation Services.
- Review of Governor Carlin's budget message.
- Presentation of proposed State Economic Opportunity Office Weatherization Plan (Department of Energy).

The public is invited to this meeting. Telephone hook-ups are provided at the following locations of Social and Rehabilitation Services offices: Chanute, Emporia, Garden City, Hays, Hiawatha, Hutchinson, Junction City, Kansas City, Lawrence, Olathe, Ottawa, Parsons, Pittsburg, Pratt, Salina, Topeka (Area Office and State Office Building), Wichita and Winfield.

ROBERT C. HARDER  
Secretary of Social  
and Rehabilitation Services

Doc. No. 003864

**State of Kansas**  
**DEPARTMENT OF REVENUE**  
**LIQUOR LAW REVIEW COMMISSION**

**NOTICE OF MEETINGS**

The Liquor Law Review Commission will meet from 10 a.m. to 3 p.m. Monday, January 27, in Room 220-S, State Capitol.

The Liquor Law Review Commission Subcommittee on Off Premises will meet from noon to 2 p.m., Friday, January 31, in the secretary's conference room, Department of Revenue, 2nd Floor, State Office Building.

The Liquor Law Review Commission Subcommittee on Wholesalers will meet from 2:30 p.m. to 4:30 p.m., Friday, February 14 and Friday, February 21, in the secretary's conference room, Department of Revenue, 2nd Floor, State Office Building.

HERB ROHLEDER  
 Chairman, Kansas  
 Liquor Law Review Commission

Doc. No. 003862

**State of Kansas**  
**DEPARTMENT OF ADMINISTRATION**  
**DIVISION OF ARCHITECTURAL SERVICES**

**NOTICE OF COMMENCEMENT  
 OF NEGOTIATIONS  
 FOR ENGINEERING SERVICES**

Notice is hereby given of the commencement of negotiations for engineering services to provide a comprehensive parking and engineering study for the University of Kansas, Lawrence. The scope of work for services to be provided is available.

Any questions or expressions of interest should be directed to Don Kearns, Director of Parking, University of Kansas Parking Services, P. O. Box 2500, 105 Hoch Auditorium, Lawrence 66045, (913) 864-3516, prior to February 7, 1986.

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

Doc. No. 003856

**State of Kansas**  
**DEPARTMENT OF ADMINISTRATION**  
**DIVISION OF ARCHITECTURAL SERVICES**

**NOTICE OF COMMENCEMENT  
 OF NEGOTIATIONS  
 FOR ARCHITECTURAL SERVICES**

Notice is hereby given of the commencement of negotiations for a contract for architectural services for the general renovation and locking system for the "A" Cellhouse, Kansas State Penitentiary, Lansing.

Negotiations for ancillary technical services shall be conducted as required. Such services shall include but shall not be limited to geo-technical and other soil or subsurface investigation and testing services, surveying, adjusting and balancing of HVAC and other mechanical systems, infrared testing and other consultant services.

To be considered, individuals or firms must be on file with the Division of Architectural Services. Any architect or architectural firm not on file but having a Kansas office staffed by one or more architects licensed by the State Board of Technical Professions may contact Jack Nelson, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, by February 7, 1986. Only eligible individuals or firms will be considered.

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

Doc. No. 003868

**State of Kansas**  
**DEPARTMENT OF ADMINISTRATION**  
**DIVISION OF ARCHITECTURAL SERVICES**

**NOTICE OF COMMENCEMENT  
 OF NEGOTIATIONS  
 FOR ARCHITECTURAL SERVICES**

Notice is hereby given of the commencement of negotiations for a contract for architectural services for the Kansas Army National Guard Armory, Salina.

The facility is to be located on a 5-acre site at the Salina Airport. Total square footage is expected to be approximately 24,896 with an estimated construction cost of \$1,162,000.

Negotiations for ancillary technical services shall be conducted as required. Such services shall include but shall not be limited to geo-technical and other soil or subsurface investigation and testing services, surveying, adjusting and balancing of HVAC and other mechanical systems, infrared testing and other consultant services.

To be considered, individuals or firms must be on file with the Division of Architectural Services. Any architect or architectural firm not on file but having a Kansas office staffed by one or more architects licensed by the State Board of Technical Professions may contact Jack Nelson, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, by February 7, 1986. Only eligible individuals or firms will be considered.

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

Doc. No. 003867

**State of Kansas**  
**SOCIAL AND REHABILITATION SERVICES**  
**DIVISION OF SERVICES FOR THE BLIND**  
**ADVISORY COMMITTEE**

**NOTICE OF MEETING**

The Division of Services for the Blind Advisory Committee will meet at 10 a.m. Friday, February 7, in the Rehabilitation Center for the Blind conference room, 2516 W. 6th, Topeka.

**RICHARD A. SCHUTZ**  
 Director, Division of  
 Services for the Blind

Doc. No. 003863

**State of Kansas**

**LEGISLATURE**

**LEGISLATIVE BILLS INTRODUCED**

The following lists the numbers and titles of bills and resolutions recently introduced in the Kansas Legislature.

Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N State Capitol, Topeka 66612, (913) 296-4096. There is a limit of 25 copies of any one item.

**Bills Introduced January 13-15:**

- SB 396**, by Senator Anderson: An act concerning the Kansas public employees retirement system; relating to the election of employees not to participate; amending K.S.A. 74-4911, 74-4935 and 74-4955 and repealing the existing sections.
- SB 397**, by Senator Bogina: An act concerning cities; relating to the annexation of land thereby.
- SB 398**, by Senators Vidricksen, Bogina, Daniels, Ehrlich, Langworthy, Martin, Morris and Reilly: An act relating to the taxation of property; exempting certain property from taxation; and repealing K.S.A. 79-1434.
- SB 399**, by Senators Johnston, Anderson, Daniels, Gannon, Martin, Norvell, Steineger and Strick: An act relating to property taxation; exempting parsonages therefrom; amending K.S.A. 1985 Supp. 79-201 and repealing the existing section.
- SB 400**, by Senators Reilly, Arasmith, Bogina, Burke, Gordon, Harder, Montgomery, Thiessen, Vidricksen and Yost: An act relating to property taxation; exempting parsonages therefrom; amending K.S.A. 1985 Supp. 79-201 and repealing the existing section.
- SB 401**, by Senator Daniels: An act establishing the Kansas comprehensive criminal justice commission to study and make recommendations regarding the improvement of the criminal justice system.
- SB 402**, by Senator Winter: An act concerning community colleges; transferring supervision thereof from the state board of education to the state board of regents; amending K.S.A. 71-201, 71-202, 71-211, 71-302, 71-306, 71-403, 71-406, 71-602, 71-607, 71-609, 71-615, 71-701, 71-801, 71-802, 71-901, 71-902, 71-1104, 71-1105, 71-1106, 71-1201, 71-1309, 71-1406, 72-4517, 72-4521, 72-4525, 72-5015, 72-5017, 72-5326, 72-5369, 72-6201, 72-6202, 72-7101, 72-7515, 72-7518a, 72-9002 and 72-9006, and repealing the existing sections; also repealing K.S.A. 72-1393.
- SB 403**, by Special Committee on Agriculture and Livestock, re Proposal No. 4: An act concerning domestic animal trespass; requiring the enclosure of such animals by a legal fence and defining such fence; amending K.S.A. 29-101, 29-102, 29-105 and 47-122 and repealing the existing sections; also repealing K.S.A. 29-410 to 29-423, inclusive, 47-101 to 47-103, inclusive, 47-105 to 47-110, inclusive, 47-112 to 47-119, inclusive, and 47-301 to 47-313, inclusive.
- SB 404**, by Special Committee on Assessment and Taxation, re Proposal No. 5: An act relating to property taxation; concerning the valuation of land devoted to agricultural use; amending K.S.A. 1985 Supp. 79-1476 and repealing the existing section.
- SB 405**, by Special Committee on Assessment and Taxation, re Proposal No. 6: An act relating to property taxation; concerning the submission of certificates of value for assessment-sales ratio study purposes; amending K.S.A. 58-2223a and 58-2223b and repealing the existing sections.
- SB 406**, by Special Committee on Assessment and Taxation, re Proposal No. 6: An act amending the open records act; excepting certain information required by county appraisers therefrom; amending K.S.A. 1985 Supp. 45-221 and repealing the existing section.
- SB 407**, by Special Committee on Assessment and Taxation, re Proposal No. 9: An act relating to the mortgage registration tax; concerning exemptions therefrom and the administration thereof; amending K.S.A. 79-3106 and K.S.A. 1985 Supp. 79-3102 and repealing the existing sections.
- SB 408**, by Special Committee on Financial Institutions and Insurance, re Proposal No. 15: An act concerning the reporting of suspected employee-related losses by state agencies to the commissioner of insurance.
- SB 409**, by Special Committee on Federal and State Affairs, re Proposal No. 28: An act relating to farm wineries; concerning regulation of such wineries and taxation of their products; amending K.S.A. 1985 Supp. 41-308a, 41-311 and 41-501 and repealing the existing sections.
- SB 410**, by Special Committee on Federal and State Affairs, re Proposal No. 31: An act establishing a commission to review, evaluate and make recommendations regarding correctional facilities and services and policies impacting thereon.
- SB 411**, by Special Committee on Federal and State Affairs, re Proposal No. 64: An act amending the transient merchant licensing act; relating to exemptions from the application thereof; amending K.S.A. 1985 Supp. 19-2233 and 19-2235 and repealing the existing sections; also repealing K.S.A. 1985 Supp. 19-2237.
- SB 412**, by Special Committee on Federal and State Affairs, re Proposal No. 64: An act relating to the taxation of property; exempting certain property from taxation; amending K.S.A. 79-1434 and repealing the existing section.
- SB 413**, by Special Committee on Judiciary, re Proposal No. 34: An act concerning subcontractors' liens; amending K.S.A. 60-1103 and K.S.A. 1985 Supp. 28-170 and repealing the existing sections.
- SB 414**, by Special Committee on Judiciary, re Proposal No. 35: An act concerning civil procedure; relating to certain negligence actions; amending K.S.A. 60-258a and 60-258b and repealing the existing sections.
- SB 415**, by Special Committee on Judiciary, re Proposal No. 36: An act amending the act for judicial review and civil enforcement of agency actions; providing for application thereof to political subdivisions; amending K.S.A. 77-602, 77-609 and 77-621 and K.S.A. 1985 Supp. 60-2101 and repealing the existing sections.
- SB 416**, by Special Committee on Judiciary, re Proposal No. 38: An act concerning the local alcoholic liquor fund; amending K.S.A. 1985 Supp. 79-41a04 and repealing the existing section.
- SB 417**, by Special Committee on Judiciary, re Proposal No. 38: An act relating to taxes on alcoholic beverages; concerning the distribution of revenues therefrom; amending K.S.A. 41-1126 and 79-41a02 and K.S.A. 1985 Supp. 41-501, 79-41a03 and 79-41a04 and repealing the existing sections.
- SB 418**, by Special Committee on Judiciary, re Proposal No. 38: An act relating to alcoholic beverages; concerning a tax thereon; amending K.S.A. 79-41a02 and 79-41a03a and K.S.A. 1985 Supp. 79-41a01 and 79-41a03 and repealing the existing sections; also repealing K.S.A. 79-41a07 and 79-41a08.
- SB 419**, by Special Committee on Judiciary, re Proposal No. 41: An act concerning crimes and punishments; relating to sentencing; amending K.S.A. 21-4601, 21-4607, 21-4611, 21-4613, 21-4615, 21-4618, 22-2703, 22-2713, 22-2722, 22-2723, 22-2726, 22-3431, 22-3608, 22-4104, 22-4106, 75-5284 and 75-52,109 and K.S.A. 1985 Supp. 21-3809, 21-3831, 21-3832, 21-4602, 21-4603, 21-4606a, 21-4608, 21-4610, 21-4610a, 21-4619, 22-3716, 22-3717 and 79-3304 and repealing the existing sections.
- SB 420**, by Legislative Budget Committee, re Proposal No. 42: An act concerning the state finance council; amending K.S.A. 75-3711c and repealing the existing section.
- SB 421**, by Legislative Educational Planning Committee, re Proposal No. 43: An act concerning vocational education; revising certain statutory terminology; affecting certain definitions; amending K.S.A. 72-4408, 72-4411, 72-4412, 72-4413, 72-4415, 72-4418, 72-4422, 72-4424, 72-4429, 72-4430 and 72-4440 and repealing the existing sections; also repealing K.S.A. 72-4424a.
- SB 422**, by Legislative Educational Planning Committee, re Proposal No. 43: An act concerning certain publicly funded institutions of postsecondary education; relating to the determination of out-district tuition and out-district state aid for community colleges and municipal universities; amending K.S.A. 13-13a27, 71-301, 71-601 and 71-607 and K.S.A. 1985 Supp. 13-13a26 and 13-13a28, and repealing the existing sections.
- SB 423**, by Legislative Educational Planning Committee, re Proposal No. 43: An act concerning vocational education; affecting the determination of financial aid for the provision of vocational education programs by community colleges; amending K.S.A. 71-602, 72-4415 and 72-4424, and repealing the existing sections.
- SB 424**, by Special Committee on Local Government, re Proposal No. 45: An act concerning cities; relating to the exclusion of certain land following annexation.
- SB 425**, by Special Committee on Local Government, re Proposal No. 45: An act concerning municipalities; relating to annexation; amending K.S.A. 17-1330b, 17-1335f, 17-1356, 17-1359, 19-2752b, 19-2752c, 19-3503, 19-3504, 19-3525, 19-3538, 19-3602, 19-3604, 19-3619, 19-3801, 19-3805, 24-127, 24-132, 24-401, 24-458, 24-463, 24-501, 24-657, 24-667, 31-301, 80-1512, 80-1513, 80-1514, 80-1526, 80-1541, 80-1547, 80-1920, 80-2002, 80-2013, 82a-601, 82a-613, 82a-623 and 82a-639 and K.S.A. 1985 Supp. 17-1330, 19-2755, 19-27a03, 19-27a13, 19-27a14, 19-27a16, 19-3512, 19-3613, 19-3624, 24-137, 28-138 and 24-601 and repealing the existing sections.
- SB 426**, by Special Committee on Local Government, re Proposal No. 45: An act concerning cities; relating to annexation.
- SB 427**, by Special Committee on Local Government, re Proposal No. 45: An act concerning cities; relating to annexation and annexation procedures; amending K.S.A. 12-519 and 12-520 and K.S.A. 1985 Supp. 12-520a and repealing the existing sections; also repealing K.S.A. 12-521.
- SB 428**, by Special Committee on Local Government, re Proposal No. 45: An act concerning cities; relating to granting of franchises following annexation.
- SB 429**, by Special Committee on Transportation, re Proposal No. 62: An act concerning motor vehicles; relating to handicapped parking; amending K.S.A. 8-161 and K.S.A. 1985 Supp. 8-2118 and repealing the existing sections; also repealing K.S.A. 1985 Supp. 8-132a.
- SB 430**, by Special Committee on Ways and Means, re Proposal No. 57: An act concerning the advisory commission on mental health and retardation services and community mental health and retardation programs; relating to membership and duties thereof; amending K.S.A. 1985 Supp. 75-3302d and 75-3302e and repealing the existing sections.
- SB 431**, by Special Committee on Ways and Means, re Proposal No. 59: An act concerning compensation and allowances of legislators; amending K.S.A. 1985 Supp. 46-137a and repealing the existing section.
- SB 432**, by Senator Arasmith: An act relating to banks and banking; enacting the community resources security act; amending K.S.A. 1985 Supp. 9-1111 and repealing the existing section.
- SB 433**, by Senators Mulich, Steineger and Strick: An act concerning school districts; relating to school transportation vehicles as therein defined; requiring certain equipment.
- SB 434**, by Senators Steineger, Francisco, Martin, Mulich, Norvell, Strick and Warren: An act concerning anatomical gifts; requiring hospitals to develop protocols for identifying potential organ and tissue donors; requiring that next of kin of deceased be informed of the option to donate organs and tissues of the deceased.
- SB 435**, by Senators Mulich, Steineger and Strick: An act relating to the composition of law enforcement personnel review boards established by cities; requiring appointment of members of the general public.
- HB 2631**, by Representatives Acheson, Barr, Bunten, Freeman, Love, Mollenkamp, Patterson, Smith, Sughruue, Sutter and Vancrum: An act relating to the taxation of property; exempting certain property from taxation; and repealing K.S.A. 79-1434.
- HB 2632**, by Representatives Leach, Blumenthal, Cribbs, Dean, Francisco, Fry, Gjerstad, Hamm, Lacey, Laird, Rezac, Rosenau, Schmidt, Sutter and Webb: An act relating to property taxation; exempting parsonages therefrom; amending K.S.A. 1985 Supp. 79-201 and repealing the existing section.
- HB 2633**, by Representative Patterson: An act relating to motor vehicles; concerning headlights; amending K.S.A. 8-1703 and repealing the existing section.
- HB 2634**, by Representative Green (by request): An act concerning motor vehicles; relating to studded traction equipment; amending K.S.A. 1985 Supp. 8-1742 and repealing the existing section.
- HB 2635**, by Representative Fox: An act relating to state moneys; concerning the investment thereof; amending K.S.A. 75-4201 and repealing the existing section.
- HB 2636**, by Representative Leach: An act relating to agricultural lands; establishing the Kansas reserve program; granting certain power to and placing certain duties upon the secretary of the state board of agriculture; providing injunctive remedies.
- HB 2637**, by Representative Laird: An act concerning tobacco; requiring certain warning labels be affixed to tins or other containers of chewing tobacco or snuff; prescribing penalties for violations.
- HB 2638**, by Representatives Crumbaker and Apt: An act relating to retailers' sales taxes; increasing the rate of the state retailers' sales tax; abolishing the countywide retailers' sales tax; providing for the disposition and distribution to counties of revenue received from the state retailers' sales tax; amending K.S.A. 12-189a, 12-190, 12-193, 12-194, 12-197, 79-2959, 79-2964, 79-34,147, 79-3603 and 79-3703 and K.S.A. 1985 Supp. 12-187, 12-187a, 12-189, 12-191, 12-191a and 12-195 and repealing the existing sections; also repealing K.S.A. 12-196 and K.S.A. 1985 Supp. 12-192 and 12-195a.
- HB 2639**, by Representatives Buehler and Culdner: An act concerning divorce; relating to division of property; amending K.S.A. 1985 Supp. 60-1610 and repealing the existing section.

(continued)

- HB 2640**, by Special Committee on Agriculture and Livestock, re Proposal No. 3: An act establishing the international livestock program; providing the purpose thereof; establishing an advisory committee to assist in the implementation thereof.
- HB 2641**, by Special Committee on Assessment and Taxation, re Proposal No. 7: An act relating to local retailers' sales and compensating use taxes; concerning the taxation of certain motor vehicles thereunder; amending K.S.A. 12-190 and 12-198 and repealing the existing sections.
- HB 2642**, by Special Committee on Assessment and Taxation, re Proposal No. 8: An act imposing an excise tax upon the severance and production of hydrogen; amending K.S.A. 79-4216, 79-4217 and 79-4219 and repealing the existing sections.
- HB 2643**, by Special Committee on Assessment and Taxation, re Proposal No. 8: An act relating to natural gas; concerning certain contract provisions for the sale thereof.
- HB 2644**, by Special Committee on Assessment and Taxation, re Proposal No. 10: An act relating to property taxation; concerning exemptions therefrom for special care housing; amending K.S.A. 1985 Supp. 79-201b and repealing the existing section.
- HB 2645**, by Special Committee on Financial Institutions and Insurance, re Proposal No. 13: An act relating to insurance; concerning uninsured and underinsured motorist coverage; amending K.S.A. 1985 Supp. 40-284 and repealing the existing section.
- HB 2646**, by Special Committee on Energy and Natural Resources, re Proposal No. 23: An act concerning the Kansas pesticide law; relating to actions for damages; repealing K.S.A. 2-2457.
- HB 2647**, by Special Committee on Energy and Natural Resources, re Proposal No. 23: An act concerning the Kansas pesticide law; establishing bond and insurance requirements; amending K.S.A. 2-2448 and 2-2467a and repealing the existing sections.
- HB 2648**, by Special Committee on Energy and Natural Resources, re Proposal No. 23: An act concerning the Kansas groundwater exploration and protection act; providing civil penalties for violations; amending K.S.A. 1985 Supp. 82a-1214 and repealing the existing section.
- HB 2649**, by Special Committee on Energy and Natural Resources, re Proposal No. 23: An act concerning the Kansas pesticide law; providing civil penalties for violations; amending K.S.A. 2-2461 and repealing the existing section.
- HB 2650**, by Special Committee on Energy and Natural Resources, re Proposal No. 23: An act establishing the oil, gas and minerals commission; providing for the powers, duties and functions thereof; providing for administration of the mined-land conservation and reclamation act thereby; creating the water protection fee fund; amending K.S.A. 45-106, 49-402, 49-403, 49-404, 49-405, 49-405a, 49-405b, 49-405c, 49-405d, 49-407, 49-408, 49-409, 49-410, 49-413, 49-415, 49-416, 49-416a, 49-417, 49-420, 49-421a, 49-422a, 49-426, 49-427, 49-428, 49-429, 49-432, 49-433, 55-128c, 55-128d, 55-129, 55-131, 55-139, 55-140a, 55-140b, 55-141, 55-143, 55-150, 55-151, 55-152, 55-155, 55-158, 55-159, 55-160, 55-161, 55-162, 55-164, 55-901, 55-903, 55-904, 55-1003, 55-1004, 55-1006, 65-171d, 79-4217 and 82a-728 and K.S.A. 1985 Supp. 49-406 and 55-140; and also repealing K.S.A. 55-163.
- HB 2651**, by Special Committee on Energy and Natural Resources, re Proposal No. 26: An act concerning the Kansas water authority; relating to the membership thereof; amending K.S.A. 74-2622 and repealing the existing section.
- HB 2652**, by Special Committee on Energy and Natural Resources, re Proposal No. 23: An act concerning water; relating to groundwater exploration and protection; amending K.S.A. 82a-1203 and repealing the existing section.
- HB 2653**, by Special Committee on Energy and Natural Resources, re Proposal No. 23: An act concerning groundwater exploration and protection; requiring the filing of an application of intent to drill.
- HB 2654**, by Special Committee on Energy and Natural Resources, re Proposal No. 23: An act concerning pesticide; relating to pesticide dealers; amending K.S.A. 1985 Supp. 2-2469 and repealing the existing section.
- HB 2655**, by Special Committee on Federal and State Affairs, re Proposal No. 30: An act amending the prison-made goods act of Kansas; amending K.S.A. 75-5274, 75-5275, 75-5276, 75-5277, 75-5278 and 75-5282 and repealing the existing sections.
- HB 2656**, by Special Committee on Federal and State Affairs, re Proposal No. 33: An act concerning municipalities; relating to the cooperation of municipalities in the exercise of the powers thereof; amending K.S.A. 12-2904 and repealing the existing section.
- HB 2657**, by Special Committee on Judiciary, re Proposal No. 39: An act relating to investment securities; amending K.S.A. 17-2002, 17-6401, 17-6405, 17-6406, 17-6408, 17-6409, 17-6414, 17-6425, 17-6603, 17-6701, 17-6702, 17-6703, 17-6710, 17-6712, 84-1-201, 84-5-114, 84-8-102 through 84-8-302, 84-8-304 through 84-8-406, 84-9-103, 84-9-105, 84-9-203, 84-9-302, 84-9-304, 84-9-305 and 84-9-309 and K.S.A. 1985 Supp. 84-9-312 and repealing the existing sections.
- HB 2658**, by Special Committee on Judiciary, re Proposal No. 61: An act concerning support and visitation of certain parties; relating to orders for child support, maintenance and child visitation; concerning certain parentage actions; amending K.S.A. 1985 Supp. 20-302b, 23-473, 23-4-105, 23-4-107, 23-4-108, 23-4-109, 23-4-111, 23-4-118, 23-4-125, 23-4-130, 23-4-131, 23-4-132, 23-4-137, 23-4-146 and 39-755 and repealing the existing sections.
- HB 2659**, by Special Committee on Local Government, re Proposal No. 46: An act concerning public and governmental buildings; relating to handicapped accessibility standards; amending K.S.A. 58-1304, 58-1305, 58-1306, 58-1307 and 58-1308 and repealing the existing sections; also repealing K.S.A. 58-1310.
- HB 2660**, by Special Committee on Local Government, re Proposal No. 46: An act concerning handicapped accessibility standards; relating to apartment complexes, hotels and motels.
- HB 2661**, by Special Committee on Medical Malpractice, re Proposal No. 47: An act concerning certain health care providers; relating to medical malpractice liability and insurance coverage thereof; concerning regulation of certain health care providers; amending K.S.A. 7-121b, 65-430, 65-2809, 65-2812, 65-2813, 65-2814, 65-2822, 65-2833, 65-2836, 65-2837, 65-2838, 65-2840a, 65-2898a, 65-28-121, 65-28-122, 65-4902, 65-4904 and 65-4907 and K.S.A. 1985 Supp. 40-3003, 40-3401, 40-3403, 40-3404 and 40-3408 and repealing the existing sections.
- HB 2662**, by Special Committee on Medical Malpractice, re Proposal No. 47: An act concerning interest on judgments; amending K.S.A. 1985 Supp. 16-204 and repealing the existing section.
- HB 2663**, by Special Committee on Public Health and Welfare, re Proposal No. 49: An act relating to the Kansas act on credentialing; concerning the procedure of credentialing of health care personnel; amending K.S.A. 65-5001, 65-5002, 65-5003, 65-5004, 65-5005, 65-5006, 65-5007 and 65-5009 and repealing the existing sections.
- HB 2664**, by Special Committee on Public Health and Welfare, re Proposal No. 51: An act concerning the bureau of child research of the university of Kansas; amending K.S.A. 76-317 and repealing the existing section.
- HB 2665**, by Special Committee on Transportation, re Proposal No. 52: An act concerning the bureau of child research of the university of Kansas; amending K.S.A. 76-317 and repealing the existing section.
- HB 2666**, by Special Committee on Transportation, re Proposal No. 53: An act enacting the Kansas damage prevention act.
- HB 2667**, by Special Committee on Transportation, re Proposal No. 63: An act concerning highways; maintenance of city connecting links; amending K.S.A. 68-416 and 68-416a and repealing the existing sections.
- HB 2668**, by Special Committee on Washburn University, re Proposal No. 55: An act establishing and authorizing the operation of a state university to be known as Washburn state university; imposing certain express conditions thereon; providing a procedure for the conveyance and transfer of certain property of Washburn university of Topeka to the state of Kansas; requiring certain property tax levies; providing for the retirement of bonded indebtedness of the university; establishing a board of trustees for the university and prescribing its composition, powers rights and authority.
- HB 2669**, by Special Committee on Washburn University, re Proposal No. 55: An act establishing and authorizing the operation of a state university to be known as Washburn state university; imposing certain express conditions thereon; requiring a referendum on the question of imposition of a certain county retailers' sales tax for the support of the university; providing a procedure for the conveyance and transfer of certain property of Washburn university of Topeka to the state of Kansas; requiring certain property tax levies; providing for the retirement of bonded indebtedness of the university; establishing a board of trustees for the university and prescribing its composition, powers, rights and authority.
- HB 2670**, by Special Committee on Ways and Means, re Proposal No. 58: An act concerning the Kansas civil service act; relating to job classification and layoff procedures; amending K.S.A. 75-2938 and 75-2948 and repealing the existing sections.
- HB 2671**, by Legislative Educational Planning Committee, re Proposal No. 43: An act concerning tuition grants; affecting the maximum amount thereof which may be awarded to qualified students of accredited independent institutions; amending K.S.A. 72-6107, 72-6109, 72-6111 and 72-6112, and repealing the existing sections.
- HB 2672**, by Representatives Buehler and Friedeman: An act concerning hospitals; relating to liens upon personal injury damages recovered by patients; amending K.S.A. 65-406 and repealing the existing section.
- HB 2673**, by Representative Sifers: An act relating to agricultural soil conservation; establishing the agricultural lands conservation fund; providing for the crediting of certain moneys to such fund and expenditures therefrom; and prescribing the authority and duties of the secretary of agriculture therefor.
- HB 2674**, by Representative Flottman: An act concerning recreation commissions; relating to tax levies thereby; amending K.S.A. 1985 Supp. 12-1908 and repealing the existing section.
- HB 2675**, by Legislative Educational Planning Committee: An act providing for vocational education scholarships and for the designation of vocational education scholars.
- HB 2676**, by Representatives Leach and Fry: An act concerning unified school districts; relating to the authority of boards of education to close or change the use of school buildings; amending K.S.A. 72-8213 and repealing the existing section.
- HB 2677**, by Representative DeBaun: An act concerning state officers and employees; relating to participation in political activity; amending K.S.A. 75-2953 and repealing the existing section.
- HB 2678**, by Representative DeBaun: An act concerning civil procedure; relating to small claims procedure; amending K.S.A. 61-2703 and 61-2704 and repealing the existing sections.
- HB 2679**, by Representatives Williams, Baker, Foster, Fuller, Pottorff and Spaniol: An act concerning state educational institutions under the control and supervision of the state board of regents; relating to residence requirements for fee purposes; amending K.S.A. 76-729 and 76-730, and repealing the existing sections.
- HB 2680**, by Representative Brown: An act concerning townships; relating to tax levies for township halls; amending K.S.A. 8-115 and K.S.A. 1985 Supp. 79-1962 and repealing the existing sections.
- HB 2681**, by Representative Sughru: An act concerning the food service and lodging act; requiring food service establishments to provide notice to customers of use of sulfiting agents.
- HB 2682**, by Representative Williams (by request): An act concerning the Kansas public employees retirement system; relating to the normal and early retirement date; accumulated contributions; amending K.S.A. 74-4914, 74-4915 and 74-4919 and repealing the existing sections.
- HB 2683**, by Representatives Williams, Acheson, Baker, Bowden, Francisco, Polson, Pottorff and Wilbert: An act concerning benefits of members of Kansas public employees retirement system; relating to retirement date and benefits; accumulated contributions; retirement health care program assessment; amending K.S.A. 74-4902, 74-4914, 74-4915, 74-4919, 74-4989 and 75-6511 and repealing the existing sections.
- HB 2684**, by Representative Heinemann: An act concerning municipal court procedure; relating to release of persons unable to make bond; amending K.S.A. 12-4213 and repealing the existing section.
- HB 2685**, by Representatives Baker and Fox: An act concerning the commissioner of education; making the appointment thereof subject to confirmation by the senate; amending K.S.A. 72-7601 and repealing the existing section.
- HB 2686**, by Representative Eckert: An act relating to the Kansas tort claims act; concerning the payment of attorney fees; amending K.S.A. 75-6108 and repealing the existing section.
- HB 2687**, by Committee on Assessment and Taxation: An act increasing the state sales and compensating use tax rate; increasing the refund of such taxes paid upon food; amending K.S.A. 79-3603, 79-3633, 79-3635 and 79-3703 and repealing the existing sections.
- HB 2688**, by Representative Hassler: An act concerning preparation and certification of teachers in Kansas; imposing a requirement for the study of Kansas history; amending K.S.A. 72-1372 and 72-1388, and repealing the existing sections.
- HB 2689**, by Representative Whiteman: An act concerning birth certificates; relating to completion of certain information thereon and certain changes therein.
- HB 2690**, by Representative Brown: An act concerning municipalities; relating to public recreation and playgrounds; amending K.S.A. 12-1901, 12-1904 and 12-1907 and repealing the existing sections.
- HB 2691**, by Representatives Neufeld, Braden, Bryant, C. Campbell, DeBaun, Guldner, Harper, Holmes, King, Mayfield, R.D. Miller, Mollenkamp, Moomaw, Polson, Sallee, Shore and Smith: An act concerning the sale of certain agricultural land; and prescribing certain conditions and granting certain rights therefor.
- HB 2692**, by Representatives Baker and Fox: An act establishing a professional teaching standards and practices board and a professional school administration standards advisory board and the professional practices commission; amending K.S.A. 72-8502, 72-8504, 72-8505, 72-8506, 72-8507, 72-8508, 72-8509, 72-8510, 72-8511, 72-8512 and 72-8514, and repealing the existing sections; also repealing K.S.A. 72-8503.
- SCR 1631**, by Senators Talkington, Burke and Johnston: A concurrent resolution relating to the 1986 regular session of the legislature; providing for an adjournment of the Senate and the consent of the House of Representatives thereto.
- HR 6153**, by Representatives Braden and Barkis: A resolution relating to the organization of the House of Representatives.
- HR 6154**, by Representatives Patrick, Douville, Fox, Freeman, Friedeman, Graeber, Guldner, Harper, King, Long, Mollenkamp, B. Ott, K. Ott, Snowbarger, Spaniol and Williams: A resolution requesting Lt. Gov. Thomas R. Docking to address the House of Representatives.
- HR 6155**, by Representative D. Miller: A resolution honoring Miss Roberta Nottingham for her many years of outstanding teaching in the Eudora School System.
- HR 6156**, by Representative Harper: A resolution in memory of Donald Salmon.
- HCR 5025**, by Special Committee on Ways and Means, re Proposal No. 56: A concurrent resolution memorializing the Congress of the United States of America to fully consider and exercise caution in enacting any protectionist foreign trade legislation.
- HCR 5026**, by Representatives Braden and Barkis: A concurrent resolution relating to a committee to inform the governor that the two houses of the legislature are duly organized and ready to receive communications.
- HCR 5027**, by Representatives Braden and Barkis: A concurrent resolution providing for a joint session of the Senate and House of Representatives for the purpose of hearing a message from the governor.
- HCR 5028**, by Representatives Baker and Fox: A proposition to revise article 6 of the constitution of the state of Kansas, relating to education.

## 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, FEBRUARY 3, 1986**

#A-5332

University of Kansas, Lawrence—SUB-BASEMENT REMODELING AND MOISTURE CORRECTION, Bailey Hall

#26946

University of Kansas, Lawrence—LAUNDRY, DRY CLEANING AND ALTERATION SERVICE FOR UNIFORMED PERSONNEL

#26953

University of Kansas Medical Center, Kansas City—MISCELLANEOUS REHABILITATION SUPPLIES

#26954

Fort Hays State University, Hays—DIPLOMAS AND CASES

#64402

State Board of Agriculture, Topeka—NETWORK

#64404

University of Kansas Medical Center, Kansas City—MICROCOMPUTER

#64405

University of Kansas, Lawrence—MINI-VAN

#64406

Kansas State University, Manhattan—DATA SWITCHING

#64407

Pittsburg State University, Pittsburg—LEASE OF PRIME 750 COMPUTER

#64408

Kansas State Penitentiary, Lansing—FIRE PROTECTION SPRINKLER SYSTEM

#64409

Kansas State Penitentiary, Lansing—FURNISH MATERIAL ONLY FOR COMPLETE HVAC DUCT SYSTEM

#64413

Kansas State University, Manhattan—APPLIANCES

#64414

Department of Transportation, Topeka—PAVEMENT MARKING TAPE, various locations

#64454

Department of Human Resources, Topeka—MICROCOMPUTERS AND PRINTERS

**TUESDAY, FEBRUARY 4, 1986**

#A-5309

Youth Center at Atchison, Atchison—REPLACE COLD WATER LINES AND INSULATE HOT AND COLD WATER LINES, Sequoia Cottage

#26918

Statewide—MARCH (1986) MEAT PRODUCTS

#26955

Department of Social and Rehabilitation Services, Topeka—IBM TYPEWRITER MAINTENANCE SERVICE

#64417

Department of Administration, Division of Printing, Topeka—ENVELOPES

#64421

Kansas Correctional Industries, Lansing—PARTICLE BOARD

#64457

Kansas State University, Manhattan—WORD PROCESSING EQUIPMENT

**WEDNESDAY, FEBRUARY 5, 1986**

#A-4791

University of Kansas, Lawrence—REPAIR CONCRETE RING BEAM, DOMED ROOF AREA, Nichols Hall

#26915

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

#26920

Statewide—SPICES AND MISCELLANEOUS GROCERIES

#64424

Kansas State University, Manhattan—AIR QUALITY APPARATUS

#64425

University of Kansas, Lawrence—GEOLOGICAL SURVEY APPARATUS

#64427

Kansas State University, Manhattan—LAB BALANCES

#64430

University of Kansas, Lawrence—GRAPHIC ARTS CAMERA

#64431

Department of Revenue, Topeka—COLLATOR

#64432

Department of Social and Rehabilitation Services, Topeka—VAN CONVERSION, Merriam

#64435

University of Kansas Medical Center, Kansas City—STATION WAGON

#64437

Kansas State University, Manhattan—MAGNETIC TAPES

#64438

Kansas State University, Manhattan—VIDEO PROJECTION SYSTEM

**THURSDAY, FEBRUARY 6, 1986**

#26919

Statewide—FROZEN FOOD

#26936

Vocational Rehabilitation Center, Salina—LAUNDRY SERVICE

#26939

Statewide—TELEPHONES WITH INTEGRATED SPEAKER PHONES AND AUTOMATIC DIALERS

#63974-A

University of Kansas, Lawrence—PRINTING AND BINDING OF "PRAIRIE"

#64439

University of Kansas, Lawrence—ROWING EQUIPMENT

#64440

Secretary of State, Topeka—MICROFILM SERVICE

*(continued)*

#64441

Kansas Highway Patrol, Topeka—TRAFFIC RADAR

#64442

University of Kansas, Lawrence—SCIENTIFIC EQUIPMENT

#64443

University of Kansas, Lawrence—LAB APPARATUS

#64453

Department of Administration, Central Motor Pool, Topeka—COMPACT SEDANS

#64455

Kansas State University, Manhattan—PICKUPS

#64456

University of Kansas Medical Center, Kansas City—VIDEO AND AUDIO VISUAL EQUIPMENT, Wichita

#64458

Department of Administration, Division of Information Systems and Communications, Topeka—SWITCHING DEVICE

#64459

Department of Administration, Division of Information Systems and Communications, Topeka—TAPE CONTROLLER AND DRIVE—IBM COMPATIBLE

#64460

University of Kansas Medical Center, Kansas City—RADIOACTIVE SOURCE

#64461

Kansas State University, Manhattan—MULTIWALL SEED BAGS

**FRIDAY, FEBRUARY 7, 1986**

#26951

General Services, Topeka and Department of Revenue, Topeka—PRE-SORT MAILING SERVICE

**WEDNESDAY, FEBRUARY 12, 1986**

#26952

Kansas State Industrial Reformatory, Hutchinson—BURIAL SERVICES

**FRIDAY, FEBRUARY 21, 1986**

#26948

Department of Revenue, Topeka—COMPUTER HARDWARE, OPERATING SYSTEM AND SUPPORT SOFTWARE FOR THE VEHICLE INFORMATION PROCESSING SYSTEMS

**MONDAY, FEBRUARY 24, 1986**

#26949

Kansas Fish and Game Commission, Pratt—AGRICULTURAL LEASE, El Dorado Wildlife Area

#26960

Kansas Fish and Game Commission, Pratt—LEASE OF LAND, Clinton Wildlife Management Area

NICHOLAS B. ROACH  
Director of Purchases

Doc. No. 003857

State of Kansas

**BOARD OF EDUCATION****NOTICE OF HEARING  
ON PROPOSED  
ADMINISTRATIVE REGULATIONS**

The Kansas State Board of Education will conduct a public hearing at 1:30 p.m. Tuesday, February 11, in Room 121 of the Kansas State Education Building, 120 E. 10th, Topeka, to consider proposed amendments to State Board Regulations (S.B.R.) 91-1-32a and 91-1-129a.

The proposed amendments to S.B.R. 91-1-32a and 91-1-129a would allow individuals who are in the process of completing a state-approved District School Administrator program during the spring semester of 1986 to receive the 3001 District administrator endorsement with all the rights which are attached to the endorsement. These individuals would be able to serve as elementary or secondary building administrators on the basis of their district school administrator endorsement.

A copy of each proposed regulation is being mailed to all chief school administrators in the state and may be reviewed in their offices by interested persons. Also, a copy of each proposed regulation and its fiscal impact statement may be obtained by contacting the secretary of the State Board of Education, Kansas State Education Building, 120 E. 10th, Topeka 66612, prior to the date of the hearing.

On the date of the hearing, all interested persons will be given a reasonable opportunity to present their views or arguments, either orally or in writing, in regard to the proposed regulation. Individuals or organizations that cannot appear at the hearing may submit to the secretary of the state board of education, at least five days before the hearing, their views regarding the proposed regulation. This may be done by letter, regular audio cassette tape, or one-half inch VHS video cassette tape. Audio or video cassette tapes shall not exceed three minutes in length and shall be accompanied by a signed transcript. Persons using tapes shall first identify themselves in the tapes and state whether they represent only themselves or whether they represent a group. All comments received will be considered by the Board. The hearing shall be conducted in compliance with the public hearing procedures of the Board.

**91-1-32a. District school administrator endorsements issued prior to May 1, June 1, 1986.** Any applicant who holds a district school administrator endorsement issued prior to **May 1, June 1, 1986** shall be issued a building administrator endorsement at the elementary and secondary levels upon submitting an application and appropriate fee. (Authorized by, and implementing, Kansas Constitution Article 6, Section 2(a); effective ~~(temporary)~~ July 12, 1985; ~~(permanent)~~ **May 1, 1986**; amended March 12, 1986.)

**91-1-129a. District school administrator.** (a) Each applicant for a district school administrator endorsement shall have successfully completed a state approved graduate degree program, requirements of



S.B.R. 91-1-128(a) for a building administrator's endorsement and two years of teaching experience and shall be recommended by a teacher education institution.

(b) Approved programs shall enable students to:

(1) Demonstrate knowledge of school system curriculum management by:

(A) demonstrating knowledge of the skills required to assess and evaluate the quality of existing educational programs;

(B) demonstrating knowledge of the skills required to assess curricular needs within a school system; and

(C) demonstrating knowledge of the skills required to direct the development and implementation of learning programs within a school system;

(2) Demonstrate knowledge of school system personnel administration by:

(A) demonstrating knowledge of the skills required to assess personnel needs of the school system;

(B) demonstrating knowledge of the skills required to recruit staff members appropriate to meet personnel needs at the system-wide level;

(C) demonstrating knowledge of the skills required to develop and implement system-wide policies and procedures for personnel evaluation;

(D) demonstrating knowledge of the skills required to design and implement a system-wide staff development program; and

(E) demonstrating knowledge of the factors and strategies required to create and maintain effective employer-employee relationships;

(3) Demonstrate knowledge of the legal aspects of school system operation by:

(A) demonstrating knowledge of essential constitutional, statutory, judicial and political issues related to equity for students, school personnel, and patrons; and

(B) demonstrating knowledge of the responsibilities and powers of local school boards and the chief school officer in policy and procedure formulation;

(4) Demonstrate knowledge of finance and business management as it applies to school system administration by:

(A) demonstrating knowledge of the concepts of adequacy and equity in school finance as related to the development of state finance systems and trends in school finance and school business management;

(B) demonstrating knowledge of Kansas school finance systems and the budget development processes in local school systems; and

(C) demonstrating ability to plan and assess procedures for acquiring and allocating resources, monitoring and reporting expenditures, and maintaining control of school system resources;

(5) Demonstrate knowledge of supportive physical and human resources required to maintain school programs by:

(A) demonstrating the knowledge required to plan and maintain facilities that meet educational specifications;

(B) demonstrating the knowledge required in planning and implementing a safe, efficient pupil transportation system; and

(C) demonstrating ability to describe and assess ways of meeting the need for required and preferential supportive services for pupils;

(6) Demonstrate acquisition of relevant, desirable field-based experiences by providing evidence that the student's competencies have been formally assessed, and where indicated, reinforced through appropriate field-based experience.

(c) All persons holding a district school administrator endorsement in effect on the effective date of this regulation may continue to serve as a district school administrator or elementary and secondary building administrator.

(d) This regulation shall take effect on and after ~~May~~ June 1, 1986. (Authorized by, and implementing, Kans. Const. Art. 6, Sect. 2(a); effective May 1, 1984; amended March 12, 1986.)

KANSAS STATE BOARD OF EDUCATION

By: Robert J. Clemons  
Chairman

Certified by:  
Dr. Harold L. Blackburn  
Kansas Commissioner of Education

Doc. No. 003860

State of Kansas

## DEPARTMENT OF TRANSPORTATION

### NOTICE TO CONTRACTORS

Notice is hereby given that sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, until 10 a.m., February 20, 1986, and then publicly opened:

#### DISTRICT ONE—Northeast

**Johnson**—46 U-1032-01—Somerset Drive and State Line Road in Prairie Village, traffic signal. (Federal Funds)

**Shawnee**—89 U-1001-01—Five intersections in Topeka, traffic signals. (Federal Funds)

**Wyandotte**—105 U-1007-01—18th Street and State Avenue (U.S. 24) in Kansas City, traffic signal. (Federal Funds)

**Wyandotte**—105 U-0916-01—James Street at Kansas River in Kansas City, 0.3 mile, bridge replacement. (Federal Funds)

#### DISTRICT TWO—Northcentral

**Chase**—50-9 K-2438-01—U.S. 50, west city limits of Strong City east to 5.4 miles east of FAS 856, 8.2 miles, grading, bituminous surfacing and bridge. (Federal Funds)

**Clay**—15-14 K-0184-01—K-15, Republican River bridge 19, 0.7 mile south of Clay Center, 1.1 miles, grading, bituminous surfacing, seeding and bridge. (Federal Funds)

**Jewell**—14-45 K-2543-01—K-14, east junction U.S.

(continued)

36 north to the Kansas-Nebraska state line, 15.2 miles, conventional seal. (State Funds)

**Jewell**—36-45 K-1796-01—U.S. 36, junction of K-28, then east, 14.9 miles, overlay. (State Funds)

**Lincoln**—18-53 K-1553-01—K-18, junction of K-14 east to the Lincoln-Ottawa county line, 13.2 miles, overlay. (State Funds)

**Lincoln**—18-53 K-2492-01—K-18, Russell-Lincoln county line east to the junction of K-14, 18.5 miles, overlay. (State Funds)

**Lincoln**—252-53 K-2825-01—K-252, junction of K-18 south to the north city limits of Beverly, 0.5 mile, overlay. (State Funds)

**Lincoln**—53 C-1912-01—County road, Barnard, then east, 1.9 miles, surfacing. (Federal Funds)

**Ottawa**—18-72 K-1554-01—K-18, Lincoln-Ottawa county line east to the old junction of U.S. 81, 17.1 miles, bituminous overlay. (State Funds)

#### DISTRICT THREE—Northwest

**Graham**—283-33 K-2678-01—U.S. 283, south Fork Solomon River bridge 23, 1.1 miles south of U.S. 24, bridge repair. (Federal Funds)

**Osborne**—24-71 K-1996-01—U.S. 24, Rooks-Osborne county line, east, 6.5 miles, overlay. (State Funds)

**Phillips**—36-74 K-1976-01—U.S. 36, east city limits of Phillipsburg, then east to the Phillips-Smith county line, 13.6 miles, recycling. (State Funds)

**Phillips**—183-74 K-0668-03—U.S. 183, 0.5 mile south of K-9, then north to 0.5 mile south of U.S. 36, 5.0 miles, grading, bituminous surfacing, seeding and bridge. (Federal Funds)

**Phillips**—183-74 K-2549-01—Junction of U.S. 183 and U.S. 36, then south, 0.5 mile, recycling. (State Funds)

**Rooks**—18-82 K-2177-01—K-18, junction U.S. 183 and K-18, then west 12.4 miles, overlay. (State Funds)

**Rooks**—24-82 K-1997-01—U.S. 24, beginning at the end of the concrete pavement at Stockton, then east to the Rooks-Osborne county line, 12.1 miles, overlay. (State Funds)

**Rooks**—183-82 K-2550-01—U.S. 183, 0.2 mile south of Phillips-Rooks county line then south, 8.3 miles, overlay. (State Funds)

**Russell**—281-84 K-2729-01—U.S. 281, north city limits of Russell to the west junction of U.S. 281 and K-18, 14.5 miles, overlay. (State Funds)

**Russell**—84 C-1811-01—County road, Bunker Hill, then south, 0.9 miles, surfacing. (Federal Funds)

**Russell**—84 C-1812-01—County road, 2.8 miles west and 7.8 miles south of Bunker Hill, then south, 4.1 miles, surfacing. (Federal Funds)

**Smith**—8-92 K-1948-01—K-8, junction of U.S. 36 north to Nebraska state line, 16.0 miles, conventional seal. (State Funds)

**Smith**—9-92 K-2679-01—K-9, Spring Creek bridge #35, 1.9 miles west of U.S. 281, bridge repair. (Federal Funds)

**Smith**—36-92 K-2548-01—U.S. 36, Phillips-Smith county line, then east to the west city limits of Kensington, 1.5 miles, recycling. (State Funds)

**Smith**—248-92 K-2551-01—K-248, junction of U.S.

36, then south to the Kyle Railroad crossing, 0.5 miles, overlay. (State Funds)

#### DISTRICT FOUR—Southeast

**Labette**—50 X-0983-02—Burlington Northern Railroad crossing at 4th Street in Oswego, grading and surfacing. (Federal Funds)

**Miami**—61 C-1836-01—County road, three locations, 3.0 miles north, 3.0 miles south, and 6.0 miles south of Louisburg, 1.5 miles, grading and surfacing. (Federal Funds)

**Neosho**—39-67 M-1358-01—K-39, Neosho River bridge 24, 1.8 miles east of the south junction of U.S. 169, surfacing and bridge. (State Funds)

#### DISTRICT FIVE—Southcentral

**Barber**—42-4 K-2769-01—K-42, Pratt-Barber county line to Barber-Kingman County line, 4.9 miles, conventional seal. (State Funds)

**Barber**—281-4 K-2251-01—U.S. 281, junction of K-2, then north to the west junction of U.S. 160, 18.1 miles, overlay. (State Funds)

**Barber**—281-4 K-2575-01—U.S. 281, east junction of U.S. 160, then north to the north city limits of Medicine Lodge, 0.7 mile, overlay. (State Funds)

**Barton**—56-5 K-2440-01—U.S. 56, east city limits of Great Bend, then east to the west city limits of Ellinwood, 8.1 miles, grading, bituminous surfacing and seeding. (Federal Funds)

**Butler**—196-8 K-2069-01—K-196, bridge #58, Dry Creek drainage 5.9 miles east of Harvey-Butler county line, 8.2 miles, bridge replacement. (Federal Funds)

**Harper**—160-39 K-2055-01—U.S. 160, Bluff Creek bridges 7 and 8, bridge repair. (Federal Funds)

**Kingman**—42-48 K-2770-01—K-42, Barber-Kingman county line east to the east city limits of Nashville, 4.3 miles, conventional seal. (State Funds)

**Kiowa**—154-49 K-2570-01—K-154, Ford-Kiowa county line, then east to the junction of U.S. 54, 6.3 miles, recycling. (State Funds)

**Kiowa**—183-49 K-2571-01—U.S. 183, junction of U.S. 54, then south, 8.2 miles, overlay. (State Funds)

**Pratt**—42-76 K-2771-01—K-42, junction of U.S. 281 east and south to Pratt-Barber county line, 9.0 miles, conventional seal. (State Funds)

**Pratt**—61-76 K-2773-01—K-61, junction of U.S. 54, then north, 1.3 miles, slurry seal. (State Funds)

**Pratt**—281-76 K-2574-01—U.S. 281, Barber-Pratt county line, then north, 6.5 miles, overlay. (State Funds)

**Rice**—56-80 K-2034-01—U.S. 56, bridges 4 and 5 Spring Creek and drainage, west of Lyons, grading and bridge replacements. (Federal Funds)

**Sedgwick**—135-87 K-2359-01—I-135, south bound bridge 290, Wichita Viaduct, bridge repair. (Federal Funds)

**Sedgwick**—87 C-1723-01—County road, 2.0 miles east and 2.7 miles south of Cheney, then south, 0.4 mile, bridge replacement. (Federal Funds)

#### DISTRICT SIX—Southwest

**Finney**—156-28 K-2794-01—K-156, east city limits

of Garden City, then north and east, 9.9 miles, overlay. (State Funds)

**Gray—23-35 K-2295-01—K-23**, Meade-Gray county line to the junction of U.S. 56, 10.5 miles, overlay. (State Funds)

**Meade—23-60 K-2273-01—K-23**, junction of U.S. 54 to the Meade-Gray county line, 13.1 miles, overlay. (State Funds)

**Stevens—25-95 K-2283-01—K-25**, east junction of U.S. 56 and K-25, then north to the Stevens-Grant county line, 13.1 miles, conventional seal. (State Funds)

**Seward—51-88 K-2305-01—K-51**, Seward-Stevens county line, then east to the junction of U.S. 83, 8.0 miles, overlay. (State Funds)

**Stevens—51-95 K-2301-01—K-51**, junction of U.S. 56, then east to the Stevens-Seward county line, 15.5 miles, overlay. (State Funds)

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

Plans and specifications for the projects may be examined at the offices of the respective county clerks or at the K.D.O.T. district offices responsible for the work.

JOHN B. KEMP  
Secretary of Transportation

Doc. No. 003869

(Published in the KANSAS REGISTER, January 23, 1986.)

**NOTICE OF BOND SALE**  
**\$8,465,000**  
**STREET AND STORM DRAINAGE**  
**IMPROVEMENT BONDS**  
**SERIES 1986**  
**OF THE**  
**CITY OF OVERLAND PARK, KANSAS**  
(general obligation bonds payable from unlimited ad valorem taxes)

Sealed bids will be received by the undersigned, City Clerk of the City of Overland Park, Kansas, on behalf of the City Council at the City Hall, 8500 Santa Fe Drive, Overland Park, KS 66212, prior to 5 p.m. Central Standard Time, and will also be received from 6:30 to 7 p.m. Central Standard Time in Courtroom B of the Justice Center, 8500 Antioch, Overland Park, Kansas, Tuesday, February 11, 1986, for the purchase of \$8,465,000 principal amount of street and storm drainage improvement bonds, series 1986, of the city hereinafter described. All bids will be publicly opened and read, beginning at 7 p.m. Central Standard Time, February 11, 1986, in Courtroom B of the Justice Center, 8500 Antioch, Overland Park, Kansas,

and will be acted upon by the governing body immediately thereafter.

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, dated March 1, 1986, and becoming due serially on September 1 in the years as follows:

Year	Principal Amount
1986	\$980,000
1987	880,000
1988	880,000
1989	880,000
1990	830,000
1991	830,000
1992	830,000
1993	830,000
1994	780,000
1995	745,000

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 March 1 and September 1 in each year beginning September 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 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. In the absence of such information, the city will deliver bonds in the denomination of each maturity registered in the name of the successful bidder.

**Redemption of Bonds Prior to Maturity**

At the option of the city, bonds maturing on September 1, 1991, and thereafter will be subject to redemption and payment prior to maturity, on September 1, 1990, and thereafter in whole or in part on any interest payment date in inverse order of maturity (bonds of less than a single maturity to be selected by lot in multiples of \$5,000 principal amount by the

(continued)

paying agent and bond registrar in such equitable manner as it shall designate), at the redemption price of 100 percent of the principal amount thereof, plus accrued interest to the redemption date.

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 bond for redemption and payment prior to the maturity thereof, the city shall give written notice of its intention to redeem 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 managers or managers of the underwriting account making the successful bid, each of said notices to be mailed at least 30 days prior to the redemption date. If any bond be called for redemption and payment as aforesaid, all interest on such bonds shall cease.

#### 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  $\frac{1}{8}$  or  $\frac{1}{20}$  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 *et seq.*, inclusive, as amended, and K.S.A. 12-6a01 *et seq.*, inclusive, as amended, for the purpose of paying the cost of certain street and storm drainage improvements. The bonds and the interest thereon will constitute general obligations of the city, payable in part from special assessments levied upon the property benefited by the construction of certain improvements and, if not so paid, 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, with the balance 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 and 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 \$169,300 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 its bid. No interest will be paid upon the successful bidder's good faith check. Said check shall be returned to the bidder if its 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. 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.

**Bond Rating**

The outstanding general obligation bonds of the city are rated "Aal" by Moody's Investors Service, Inc., and the city has applied for rating on the bonds herein offered for sale.

**Bid Forms**

All bids must be made on forms which may be procured from the Finance Director/City Clerk. No additions or alterations in such forms shall be made and any erasures may cause rejection of any bid.

**Submission of Bids**

Bids must be submitted in sealed envelopes addressed to the undersigned, Finance Director/City Clerk and marked "Proposal for the Purchase of Street and Storm Drainage 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 5 p.m. Central Standard Time, and will also be received from 6:30 to 7 p.m. Central Standard Time in Courtroom B of the Justice Center, 8500 Antioch, Overland Park, Kansas, on February 11, 1986.

**Assessed Valuation and Indebtedness**

The total assessed valuation of the taxable property within the city for the year 1985 is \$434,508,078. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$19,610,000. Temporary notes in the principal amount of \$3,343,250 will be retired using the proceeds of the bonds.

**Additional Information**

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

Dated December 2, 1985.

CITY OF OVERLAND PARK, KANSAS  
 Bernice Crummett  
 Finance Director/City Clerk  
 City Hall  
 8500 Santa Fe Drive  
 Overland Park, KS 66212  
 (913) 381-5252

Doc. No. 003866

(Published in the KANSAS REGISTER, January 23, 1986.)

**NOTICE OF BOND SALE**  
**\$250,000**  
**FIRE STATION CONSTRUCTION BONDS**  
**SERIES 1986**  
**OF**  
**FIRE DISTRICT NO. 2**  
**JOHNSON COUNTY, KANSAS**  
 (general obligation bonds payable from  
 unlimited ad valorem taxes)

**Sealed Bids**

Sealed bids will be received by the undersigned, Assistant Secretary, of Fire District No. 2, Johnson County, Kansas (the Fire District), on behalf of the governing body of the Fire District, Aubry Fire Station, 19451 Metcalf Ave., Stilwell, Johnson County, KS 66085, until 10 a.m. Central Standard Time, Tuesday, February 4, 1986, for the purchase of \$250,000 principal amount of Fire Station Construction Bonds, Series 1986, of the fire district 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 February 1, 1986, and becoming due serially on February 1 in the years as follows:

Year	Principal Amount
1987	\$35,000
1988	35,000
1989	35,000
1990	35,000
1991	35,000
1992	35,000
1993	35,000
1994	5,000

The bonds will bear interest at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on February 1 and August 1 in each year, beginning on August 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 fire district and the Attorney General of the State of Kansas, and may be registered as fully registered certificated bonds and uncertificated bonds.

The fire district 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

(continued)

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 fire district and the bond registrar by March 1, 1986.

#### 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  $\frac{1}{8}$  or  $\frac{1}{20}$  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 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 fire district 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 fire district on the basis of such bid. Each bid shall also specify the average annual net interest rate to the fire district 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 fire district, which will be determined by subtracting the amount of the premium bid, if any, from the total interest cost to the fire district. 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.

#### Authority, Purpose and Security

The bonds are being issued pursuant to K.S.A. 19-3616 and 19-3601b, for the purpose of paying the cost of constructing an expansion to the Aubry Fire Station, 19451 Metcalf Ave., Stilwell, Aubry Township, Kansas, and the cost of fire fighting equipment and supplies. The bonds and the interest thereon will constitute general obligations of the fire district 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 fire district.

#### Legal Opinion

The bonds will be sold subject to the legal opinion of Gaar and 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 fire district, 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 and from Kansas intangible personal property taxes.

#### Delivery and Payment

The fire district will pay for printing and registering 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 Kansas or Kansas City, Missouri, as may be specified by the successful bidder. If the successful bidder designates another place for delivery, the expense will be paid by said 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 or their equivalent, immediately subject to use by the fire district.

#### 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 \$4,500 payable to the order of the fire district to secure the fire district from any loss resulting from the failure of the successful bidder to comply with the terms of its bid. No interest will be paid upon the successful bidder's good faith check. Said check will be returned to the bidder if its bid is not accepted. If a bid is accepted, said check will be held by the fire district 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 its order at the option of the fire district. If a bid is accepted but the fire district 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 fire district 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 fire district.

**Bid Forms**

All bids must be made on forms which may be procured from the undersigned assistant secretary of the Fire District, Robert C. Londerholm, at the address below. No additions or alterations in such forms shall be made and any erasures may cause rejection of any bid. The fire district reserves the right to waive irregularities and to reject any or all bids.

**Submission of Bids**

Bids must be submitted in sealed envelopes addressed to the undersigned Assistant Secretary of Fire District No. 2, Johnson County, Kansas, and marked "Proposal for the Purchase of Fire Station Construction Bonds." Bids may be submitted by mail or delivered in person to the undersigned at the Aubry Fire Station, 19451 Metcalf Ave., Stilwell, Johnson County, KS 66085, and must be received by the undersigned prior to 10 a.m. Central Standard Time, Tuesday, February 4, 1986.

**Assessed Valuation and Indebtedness**

The total assessed valuation of the taxable tangible

property within the fire district for the year 1985 as of November 1, 1985, is \$34,324,565. The total general obligation indebtedness of the fire district as of the date of the bonds, including the bonds being sold, is \$530,000.

**Additional Information**

Additional information regarding the bonds may be obtained from the undersigned assistant secretary, Robert C. Londerholm, at the address below:

Dated January 14, 1986.

**FIRE DISTRICT NO. 2  
JOHNSON COUNTY, KANSAS**

By Robert C. Londerholm  
Assistant Secretary  
Fire District No. 2  
201 N. Cherry  
P.O. Box 1  
Olathe, KS 66061  
(913) 764-8000

Doc. No. 003859

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