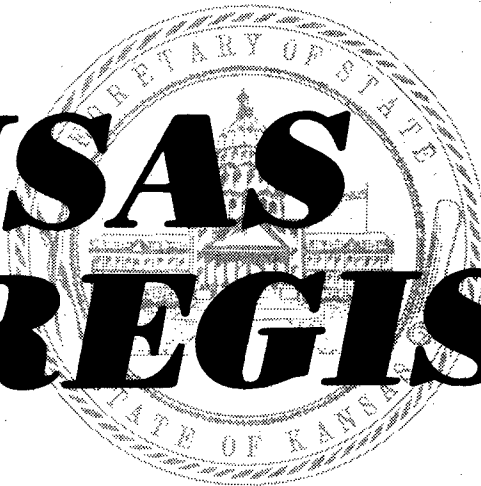


KANSAS REGISTER



State of Kansas

JACK H. BRIER
Secretary of State

Vol. 5, No. 45

November 6, 1986

Pages 1441-1480

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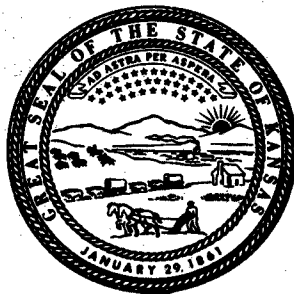
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PUBLISHED BY
 JACK H. BRIER
 Secretary of State
 State Capitol
 Topeka, KS 66612



PHONE: 913/296-3489

State of Kansas

SECRETARY OF STATE

NOTICE

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

I, JACK H. BRIER, Secretary of State of the State of Kansas, do hereby certify that pursuant to the provisions of K.S.A. 1985 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, 1986 through November 30, 1986 shall be 11.25 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. 1986.

JACK H. BRIER
Secretary of State

Doc. No. 004759

State of Kansas

SECRETARY OF STATE
KANSAS PUBLIC
DISCLOSURE COMMISSION

Advisory Opinion No. 86-14

Written October 6, 1986 to Jean Lomax, Campaign Chairman, Wichita.

This opinion is in response to your letter of September 10, 1986, in which you request an opinion from the Kansas Public Disclosure Commission concerning the Campaign Finance Act (K.S.A. 25-4143 *et seq.*).

We understand you request this opinion on behalf of an unsuccessful candidate for the legislature in your capacity as campaign chairman.

You state that the candidate made personal loans to his campaign of \$10,000 and has debts outstanding of slightly over \$1,000. You advise that the candidate is employed by a law firm.

You ask whether it is permissible for the law firm to pay to the candidate the amount of the personal loan and the campaign debt for a total of \$11,000.

K.S.A. 25-4153 states in pertinent part:

"(a) The aggregate amount contributed to a candidate and such candidate's candidate committee and to all party committees and political committees and dedicated to such candidate's campaign, by any person, except a party committee, the candidate or the candidate's spouse, shall not exceed the following:

(2) for the office of state senator, member of the house of representatives, district judge, associate district judge, district magistrate judge, district attorney or member of the state board of education, \$750 for each primary election (or in lieu thereof a caucus or convention of a political party) and an equal amount for each general election."

From a review of this section and K.S.A. 25-4143, which defines "person" to include either corporate or partnership entities, it is our opinion that the firm is limited to \$750 for each election period.

Richard E. Dietz, Chairman
By Direction of the Commission

Filed with the Secretary of State October 20, 1986.

Doc. No. 004702

State of Kansas

DEPARTMENT OF ADMINISTRATION
DIVISION OF ARCHITECTURAL SERVICESNOTICE OF COMMENCEMENT
OF NEGOTIATIONS
FOR TECHNICAL SERVICES

Notice is hereby given of the commencement of negotiations for video tape services for the interior of a 21" clay pipe, 7,000 feet long, at the Pratt Fish Hatchery, Pratt. Manholes are located approximately every 1,000 feet. Besides the video tape, a report of what pipe needs to be replaced shall be provided.

Questions or expressions of interest should be directed to Norman Moody, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, prior to November 21, 1986.

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

Doc. No. 004743

State of Kansas

ATTORNEY GENERAL

Opinion No. 86-150

Intoxicating Liquors and Beverages—General Provisions—Liquor-Filled Chocolates. John A. Lamb, Director, Division of Alcoholic Beverage Control, Topeka, October 27, 1986.

The Kansas Liquor Control Act as encompassed by Chapter 41 of the Kansas Statutes Annotated regulates alcoholic liquor. Chocolate candy with a liquid liquor center constituting up to 5 percent alcohol by weight falls within the legal restrictions of the Act. Cited herein: K.S.A. 1985 Supp. 41-102; K.S.A. 41-105. TL

Opinion No. 86-151

Townships and Township Officers—Hospitals and Health Care Facilities; Hospitals—Petition to Enlarge Territorial Boundaries of Hospital District. Granville M. Bush IV, Rice County Attorney, Lyons, October 27, 1986.

K.S.A. 80-2522 provides that "any one or more political subdivisions desiring to be attached to and become a part of any hospital district . . . may do so in the manner provided in this section." In that the statute contains no territorial limitations on a political subdivision which may wish to petition for attachment to an existing hospital district, a city may petition to be included in a hospital district when no part of the city is contiguous to or adjacent to any boundary of the hospital district. Cited herein: K.S.A. 80-2503; 80-2522; 80-2198, repealed L. 1984, ch. 374, § 35. BPA

ROBERT T. STEPHAN
Attorney General

Doc. No. 004750

State of Kansas

**EMERGENCY MEDICAL
SERVICES COUNCIL****NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS**

A public hearing will be held at 1:30 p.m. Monday, November 24, in the Gault-Hussey lecture hall of the Pozez Education Center, Stormont-Vail Hospital, 1500 W. 10th, Topeka, to consider the adoption of proposed permanent rules and regulations of the Emergency Medical Services Council.

All interested parties may submit written comments prior to the hearing to the chairman of the Emergency Medical Services Council, 111 W. 6th, Topeka 66603. All interested parties will be given a reasonable opportunity at the hearing to orally present their views in regard to the adoption of the proposed regulations. In order to give all parties an opportunity to express their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Following the hearing, all written and oral comments submitted by interested parties will be considered by the Emergency Medical Services Council 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 Bureau of Emergency Medical Services at the address above.

The following is a brief summary of the proposed regulations:

K.A.R. 109-2-6 is amended to permit additional regulations for Type IV and Type V services.

K.A.R. 109-2-7 is amended to permit additional regulations for Type IV and Type V vehicles.

K.A.R. 109-2-10 establishes standards for Type IV ambulance vehicles and equipment.

K.A.R. 109-2-11 establishes standards for Type V ground ambulance vehicles and equipment.

K.A.R. 109-2-12 establishes standards for Type V aircraft ambulances and equipment.

K.A.R. 109-4-3 establishes two classes of air ambulance service. This is currently a temporary regulation.

DAVID NACHTIGAL
Chairman

Emergency Medical Services Council

Doc. No. 004751

State of Kansas

KANSAS WATER AUTHORITY**NOTICE OF MEETING**

The Kansas Water Authority will meet Monday, November 17, in the State Capitol, Topeka. Committee meetings are scheduled as follows:

8-10 a.m.	Quality Committee
8-10 a.m.	Federal and State Affairs Committee
10 a.m.-noon	Conservation Committee
10 a.m.-noon	Management Committee
1-3 p.m.	Research Committee
1-2:30 p.m.	Basin Planning Committee
2:20-3 p.m.	Joint Meeting of Basin Planning Committee and Federal and State Affairs Committee

The full authority will convene at 3 p.m. in Room 313-S of the Capitol.

Copies of the agenda may be obtained by contacting Dotty Kester, Kansas Water Office, Suite 200, 109 S.W. 9th, Topeka 66612-1215, (913) 296-3185.

H. PHILIP MARTIN, Chairman
Kansas Water Authority

Doc. No. 004760

State of Kansas

FISH AND GAME COMMISSION**NOTICE OF MEETING
AND HEARING**

The Kansas Fish and Game Commission will meet at 1:30 p.m. Monday, November 24, in the basement meeting room of the Chaparral Inn Motel, 102 Main, Scott City. Items for discussion include proposed agency-sponsored legislation, Milford Hatchery, and any other business that the commission may need to consider.

A public hearing will be held at 6:30 p.m. at the same location to consider adoption and amendment of permanent and statutorily exempt regulations of the commission. Regulations to be considered are concerned with season restrictions on turkey, antelope, deer, elk and furbearers; open seasons on turkey, squirrels, rabbits and striped skunk; possession of salvaged big game carcasses; taking of bait fish or minnows; wildlife area use restrictions and restrictions on wildlife areas requiring use of steel shot; furbearer field trials, water races and drag events; endangered and threatened wildlife and special permits, and establishing a list of species in need of conservation; and providing for increase in several fees charged by the commission. The general business meeting will reconvene after the hearing.

JOE FOWLER
Chairman

Doc. No. 004728

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 October 1 through October 20:

**Bicentennial of the United States
Constitution, Kansas Commission on**

Marion Cott, 2014 S.W. Lincoln, Topeka 66604. Effective October 16, 1986. Expires December 31, 1991. New commission.

Edith Dahlsten, Route 2, Box 82, Lindsborg 67456. Effective October 16, 1986. Expires December 31, 1991. New commission.

William E. Dreyer, 2824 S.W. Burlingame, Topeka 66611. Effective October 16, 1986. Expires December 31, 1991. New commission.

Judge Frank G. Theis, 1034 N. C St., Arkansas City 67005. Effective October 16, 1986. Expires December 31, 1991. New commission.

**Employment and Training, Kansas Council on
(Effective October 2, 1986. The following
are current council members; expiration
dates of their terms were added.)**

David H. Barclay, P.O. Box 28, Perry 66073. Expires April 30, 1988.

Bill Beamgard, 503 N. 3rd, Atwood 67730. Expires April 30, 1987.

Dr. Edward Beasley, 4826 Sartor Drive, Kansas City 66102. Expires April 30, 1987.

Marjorie Byington, 2545 Moundview Drive, Topeka 66604. Expires April 30, 1988.

Howard M. Chase, 5000 S.W. Redbud Court, Topeka 66606. Expires April 30, 1987.

Morris E. Eastland, Route 1, Gardner 66030. Expires April 30, 1988.

T. Michael Fegan, 727 S. Adams, Junction City 66441. Expires April 30, 1987.

Janis K. Lee, Route 1, Kensington 66951. Expires April 30, 1988.

Pat Lehman, 515 Manlo Drive, Wichita 67204. Expires April 30, 1988.

Prentice F. Lewis, 4823 Ethel, Wichita 67220. Expires April 30, 1988.

Beryl B. Lowery, Box 638, Dodge City 67801. Expires April 30, 1987.

Darold D. Main, 6647 S.E. Berryton Road, Berryton 66409. Expires April 30, 1988.

Marc J. Marcano, 10020 Carrie Lane, Merriam 66203. Expires April 30, 1987.

Dr. Gwen Nelson, 211 N. 3rd, Arkansas City 67005. Expires April 30, 1987.

Dr. Hubert D. Reid, 1509 Vine, Pittsburg 66762. Expires April 30, 1988.

Kathleen Roper, P.O. Box 276, Girard 66743. Expires April 30, 1988.

Allen K. Smith, Route 1, Box 64, Hoyt 66440. Expires April 30, 1988.

Dory Troilo, 4911 S. Illinois, Wichita 67217. Expires April 30, 1987.

Harry G. Wiles, 1801 Pembroke Lane, Topeka 66604. Expires April 30, 1987.

Sharilyn K. Young, 1501 Twisted Oak Circle, Wichita 67230. Expires April 30, 1987.

Marge Zakoura-Vaughn, 1033 Eastern, Wichita 67207. Expires April 30, 1987.

Grain Advisory Commission, State

Patrick R. Gideon, 3515 N. Kansas Ave., Topeka 66617. Effective October 16, 1986. Expires June 30, 1988. Succeeds Clem A. Abercrombie, resigned.

Park and Resources Authority, State

Rick Worner, 410 Sandusky, Kansas City 66101. Effective October 16, 1986. Subject to Senate confirmation. Expires June 30, 1988. Succeeds Barbara Moser Schaible, resigned.

Supreme Court Nominating Commission

John C. Oswald, 4901 N. Lorraine, Hutchinson 67501. Effective October 14, 1986. Expires June 30, 1991. Reappointment.

Wheat Commission, Kansas

John Junior Armstrong, Box 117, Muscotah 66058. Effective October 14, 1986. Expires June 30, 1988. Succeeds Stephen K. Frazier.

Hal Judy, Route 1, Hutchinson 67501. Effective October 14, 1986. Expires June 30, 1988. Reappointment.

Keith Nelson, Route 1, Pawnee Rock 67567. Effective October 14, 1986. Expires June 30, 1988. Reappointment.

Kiowa County Attorney

Terra Morehead-Feist, 304 W. Colfax, Greensburg 67054. Effective October 16, 1986. Expires when a successor is elected and qualifies according to law. Succeeds Douglas S. Brunson, resigned.

Rawlins County Commissioner, 2nd District

Robert O. Frick, 404 N. 3rd, Atwood 67730. Effective October 16, 1986. Expires when a successor is elected and qualifies according to law. Succeeds Rod Beamgard, resigned.

JACK H. BRIER
Secretary of State

State of Kansas

DEPARTMENT OF ADMINISTRATION
DIVISION OF PURCHASES

NOTICE TO BIDDERS

Sealed bids for the following items will be received by the Director of Purchases, State Office Building, Topeka, until 2 p.m. C.S.T., and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

MONDAY, NOVEMBER 17, 1986

#A-5575

Topeka State Hospital—ROOF REPAIR FOR SIX BUILDINGS—ERICKSON 1,2,3,4,5 AND LAUNDRY STORAGE

#27442

University of Kansas—VIDEO TAPE DUPLICATION

#66794-A

Department of Transportation—FURNISH AND INSTALL OVERHEAD DOORS, various locations

#67447

Department of Revenue—MICROFILM CAMERA

#67480

University of Kansas—PAPER, PRINTING AND BINDING

#67490

Fort Hays State University—BAR CODE LABELS

#67497

Wichita State University—MAINFRAME WORD PROCESSING SOFTWARE/MINICOMPUTER

TUESDAY, NOVEMBER 18, 1986

#27036-A

Statewide—CONTINUOUS COMPUTER "STOCK" FORMS

#27436

Kansas Technical Institute—DIPLOMAS AND CASES

#27440

Kansas Insurance Department—JANITORIAL SERVICES

#66773-A

University of Kansas—COMPRESSOR

#67449

University of Kansas—HARDWOOD LUMBER

#67450

Wichita State University—VIDEO EQUIPMENT

#67460

Department of Transportation—MOTOR GRADERS, various locations

#67462

Kansas State University—GRAIN

#67473

University of Kansas Medical Center—BLOOD TESTING SETS

#67479

University of Kansas Medical Center—SALE OF DISCARDED FILM IN FILM JACKETS

#67507

Wichita State University—DISK CONTROLLER AND MODULE

WEDNESDAY, NOVEMBER 19, 1986

#27438

Kansas Fish and Game Commission—ROAD GRAVEL, Cheney Wildlife Area

#27443

Statewide—FLEXIBLE DISKS

#67452

University of Kansas Medical Center—ELECTRONIC TESTING EQUIPMENT

#67453

Kansas State University—TESTING EQUIPMENT

#67454

Kansas Fish and Game Commission—BOAT, MOTOR AND TRAILER

#67455

Department of Transportation—SNOW PLOW, Salina

#67457

Department of Transportation—NUCLEAR TESTING

#67459

Kansas State University—PLOT COMBINE

#67461

Larned State Hospital—KITCHEN EQUIPMENT/SUPPLIES

#67463

Kansas State Industrial Reformatory—BEVERAGE SYRUP

#67465

Department of Transportation—AMBER REFLECTORS

#67482

University of Kansas—LOCAL AREA NETWORK

#67483

University of Kansas—HIGH PERFORMANCE GRAPHICS SYSTEM

THURSDAY, NOVEMBER 20, 1986

#67151-A

Kansas State University—MICROCOMPUTER—H.P. COMPATIBLE

#67467

Norton State Hospital—KITCHEN EQUIPMENT

#67469

Kansas State University—PLAIN PAPER COPIER

#67470

Norton State Hospital—COMMERCIAL REFRIGERATOR

#67481

Kansas State University—HARD DISK/CIRCUITS/IMAGING

RECORDER/MULTIPLEXER

#67484

University of Kansas—LAB DIAGNOSTIC

FRIDAY, NOVEMBER 21, 1986

#67176-A

University of Kansas Medical Center—CARPET INSTALLATION

#67489

State Banking Department—MICROFILM READER PRINTER

#67496

Kansas State University—MICROCOMPUTER/LASER PRINTER

#67498

Kansas Bureau of Investigation—SYSTEM 38 CONTROLLER

#67504

Kansas Technical Institute—ELECTRONIC DISTANCE MEASURING DEVICE, PLUS OPTIONAL EQUIPMENT

#67505

Pittsburg State University—MICROFILM READER
PRINTER

#67506

University of Kansas Medical Center—DIGITAL
EQUIPMENT CORPORATION UPGRADE

#67508

Emporia State University and Kansas State
University—VEHICLES

#67509

University of Kansas—ELEVATOR REPAIR

MONDAY, DECEMBER 8, 1986

#27414

Statewide—FINE PAPER PRODUCTS: CUT AND
WRAPPED AND PRINTING PAPERS

NICHOLAS B. ROACH
Director of Purchases

Doc. No. 004755

State of Kansas

DEPARTMENT OF HUMAN RESOURCES

NOTICE OF HEARING ON PROPOSED ADMINISTRATIVE REGULATIONS

A public hearing will be held from 10:30 a.m. to noon Tuesday, November 25, in the third floor conference room of the Department of Human Resources, 401 Topeka Blvd., Topeka, to consider the adoption of proposed temporary and permanent rules and regulations of the Department of Human Resources.

All interested parties may submit written comments prior to the hearing to the Secretary of Human Resources, 401 Topeka Blvd., Topeka 66603. All interested parties will be given a reasonable opportunity at the hearing to orally present their views 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 Human Resources as the basis for making changes to these proposed regulations.

The following are brief summaries of the proposed regulations:

50-2-23—The proposed regulation is to set forth special rules applicable to payments made by third parties as provided by employer plans covering sickness or accident disability.

50-2-24a through 50-2-24p—The proposed regulations are to detail the procedure which must be utilized to collect unemployment taxes through levy and distraint when a lien has attached to the taxpayer's property under the provisions of K.S.A. 44-717(e).

Copies of the regulations and the fiscal impact statement may be obtained by writing Robert D. Lueker, Department of Human Resources, at the address above.

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

Doc. No. 004729

State of Kansas

BOARD OF TAX APPEALS

NOTICE OF HEARING ON PROPOSED ADMINISTRATIVE REGULATIONS

A public hearing will be held at 1 p.m. Monday, November 24, in the hearing room of the Board of Tax Appeals, tenth floor, State Office Building, Topeka, to consider the adoption of proposed permanent rules and regulations of the Board of Tax Appeals.

All interested parties may submit written comments prior to the hearing to the chairperson of the Board of Tax Appeals, State Office Building, Topeka 66612-1582. All interested parties will be given a reasonable opportunity at the hearing to orally present their views in regard to the adoption of the proposed regulations. Depending upon the number of persons present, each participant may be required to observe a time limitation on this oral presentation.

Following this hearing, all written and oral comments submitted by interested parties will be considered by the Kansas Board of Tax Appeals as the basis for making any changes to the proposed regulations.

Copies of the regulations may be obtained by writing to the secretary of the Board of Tax Appeals at the address above.

A summary of the proposed rules and regulations follows:

K.A.R. 94-2-4 has been modified to require all applicants to file an original and five copies of any application with the board unless said requirement is waived.

K.A.R. 94-2-10 incorporates changes regarding the hearing procedure before the board, who may appear and how the board shall conduct the hearing.

K.A.R. 94-3-2 is amended to require evidence that the required disclaimer has been included in any preliminary offering document prepared in connection with the issuance of any industrial revenue bonds.

There is no fiscal impact with regard to the changes in K.A.R. 94-2-4, 94-2-10 and 94-3-2.

FRED L. WEAVER
Chairman, Board of
Tax Appeals

Doc. No. 004762

State of Kansas

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

A public hearing will be held at 1:30 p.m. Friday, November 21, in the Dukes Room of the Red Coach Hotel, 915 E. 53rd St. North, Wichita, to consider the adoption of proposed permanent rules and regulations of the Kansas State Board of Pharmacy.

All interested parties may submit written comments prior to the hearing to the executive secretary of the Kansas State Board of Pharmacy, 503 Kansas Ave., P.O. Box 1007, Topeka 66601-1007. All interested parties will be given a reasonable opportunity at the hearing to present their views, orally or in writing, with regard to the adoption of the proposed permanent regulations. In order for all parties to be given the opportunity to present their views, it may be necessary to request that each participant limit oral presentation to five minutes.

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

Summaries of the regulations follow. Copies of the regulations and the fiscal impact statements may be obtained by writing to the executive secretary of the Kansas State Board of Pharmacy.

The following is a brief summary of the proposed permanent regulations to become effective May 1, 1987:

K.A.R. 68-1-1b regarding continuing educational units. The regulation proposes revision of the procedure and criteria that the Board of Pharmacy may use in approving continuing education credit received from providers not recognized by the American Council on Pharmaceutical Education.

K.A.R. 68-1-1c regarding general qualifications for registration. The Board of Pharmacy proposes revocation of this regulation as all requirements are, with the exception of legal age, set forth currently in K.S.A. 65-1636.

K.A.R. 68-1-1d regarding approved schools. The change in this regulation is such that it provides that the board may exercise discretion in recognizing and approving schools or colleges of pharmacy or departments of universities accredited by the American Council on Pharmaceutical Education.

K.A.R. 68-1-1e regarding determination and approval. The changes to this regulation are proposed in order to clarify the requirements of an applicant who is requesting approval of a school or college of pharmacy or department of a university not recognized and approved by the American Council on Pharmaceutical Education.

K.A.R. 68-1-5 regarding renewal of certificate of registration or permit. The Board of Pharmacy is proposing revocation of this regulation pursuant to its position that the regulation is self-directing.

K.A.R. 68-2-12a regarding minimum requirements.

The Board of Pharmacy is proposing that each pharmacy, other than a medical care facility, possess the current United States Pharmacopoeia-Dispensing Information and the United States Pharmacopoeia/National Formulary. The proposed change in the regulation also eliminates the requirement of a pharmacy possessing the equipment and supplies necessary to distribute or administer devices.

K.A.R. 68-2-14. The Board of Pharmacy is proposing revocation of this regulation pursuant to its position that the regulation is self-directing.

K.A.R. 68-2-18. The Board of Pharmacy is proposing revocation of this regulation pursuant to the request of the Joint Committee on Administrative Rules and Regulations that this regulation be revoked because there is not current statutory authority authorizing the adoption of such a regulation.

K.A.R. 68-2-21 regarding patient profiles. The Board of Pharmacy is proposing revocation of this regulation pursuant to an Attorney General's opinion issued in 1986 which states that Board of Pharmacy has no authority to require each pharmacy to keep patient profiles.

K.A.R. 68-5-6 regarding rehearings. The Board of Pharmacy is proposing revocation of this regulation pursuant to its position that the regulation is self-directing.

K.A.R. 68-5-10 regarding application for reinstatements after revocation. The Board of Pharmacy is proposing revocation of this regulation pursuant to its position that the regulation is self-directing.

K.A.R. 68-5-14 regarding gross immorality. The Board of Pharmacy is proposing revocation of this regulation pursuant to the action taken during the 1986 legislative session which changed the definitional title to "Unprofessional Conduct" and which is currently defined in K.S.A. 65-1626(bb).

K.A.R. 68-7-9 regarding prosecution. The Board of Pharmacy is proposing revocation of this regulation as current statutory authority exists for the board to require its regularly employed attorney to assist in prosecution pursuant to K.S.A. 74-1606.

K.A.R. 68-11-1 regarding fees for examination and registration as a pharmacist. The Board of Pharmacy is amending this regulation to remove subsection b which provides that each applicant for reciprocal registration pay a fee of \$250. That provision currently appears in the Kansas statutes and it is unnecessary that it be repeated in the regulations.

K.A.R. 68-20-12 regarding action on applications for registration. The Board of Pharmacy is proposing revocation of this regulation for the purpose that it is self-directing.

K.A.R. 68-20-17 regarding order forms. The Board of Pharmacy is proposing amendment of this regulation in order to expressly provide that transfers of schedules I and II controlled substances require the use of a DEA 222c form.

TOM HITCHCOCK
Executive Secretary
Kansas State Board of Pharmacy

Doc. No. 004761

State of Kansas
DEPARTMENT OF CORRECTIONS

NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS

A public hearing will be held from 10 to 11 a.m. Tuesday, November 25, in the conference room of the Kansas Department of Corrections, fifth floor, Jayhawk Tower, 700 Jackson, Topeka, to consider the adoption of proposed permanent regulations of the Kansas Department of Corrections.

All interested parties may submit written comments prior to the hearing to the Secretary of Corrections, attention Charles E. Simmons, Chief Legal Counsel, 5th Floor, Jayhawk Tower, 700 Jackson, Topeka 66603. All interested parties will be given a reasonable opportunity at the hearing to orally present their views 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 that each participant 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 Corrections 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 Department of Corrections.

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

44-5-104. This regulation has been amended to restructure the security levels in the inmate classification system.

44-5-106. This regulation has been amended as part of the restructuring of the security levels in the inmate classification system.

44-7-104. This regulation has been amended to clarify the policy on individuals visiting inmates at correctional institutions.

44-7-105. This regulation has been amended as part of the restructuring of the security levels in the inmate classification system.

44-7-108. This regulation has been amended as part of the restructuring of the security levels in the inmate classification system.

44-8-114. This regulation has been amended to provide that eligibility factors for placement in the work release program may be waived.

44-9-101. This regulation has been amended to reflect the change in the name of the parole board.

44-9-103. This regulation has been amended to reflect the change in the name of the parole board.

44-12-106. This regulation has been amended to apply restrictions on facial hair to inmates who work in food services.

44-12-304. This regulation has been amended to clarify what an inmate should do when conflicting orders have been given.

44-12-504. This regulation has been amended to

clarify the nature of the violation when an inmate interferes with the operation of a cell.

44-12-1306. This regulation has been amended to reflect that the assessment of restitution in the disciplinary procedure should be made utilizing the same factors as are used in assessing fines.

44-13-101. This regulation has been amended to clarify that it is a summary of the disciplinary procedure and does not confer additional rights.

44-13-115. This regulation has been amended to clarify which institution has the responsibility to obtain an extension when an inmate has received a disciplinary report prior to being transferred to another institution.

44-13-201. This regulation has been amended to establish a separate provision for providing notice of a disciplinary report to an inmate who has been transferred to another institution.

44-13-405a. This regulation has been amended to clarify that a witness who is not an employee or inmate cannot be compelled to testify at a disciplinary hearing.

44-13-406. This regulation has been amended to provide that the disciplinary board or hearing officer may make recommendation regarding the disposition of an inmate's personal property.

44-13-503. This regulation has been amended to clarify the use and retention of tape recordings of inmate disciplinary hearings.

44-13-601. This regulation has been amended to clarify when an inmate begins serving a sentence of disciplinary segregation.

44-13-701. This regulation has been amended to clarify the procedure for processing an inmate's appeal of a disciplinary conviction.

44-13-703. This regulation has been amended to clarify the process for appealing class III and IV disciplinary cases.

44-14-307. This regulation has been amended to clarify the procedure when an inmate is moved to a more restrictive area.

44-14-317. This is a new regulation which provides that an inmate may waive rights and time frames provided in other regulations on placement in administrative segregation.

44-15-101. This regulation has been amended to extend the inmate grievance procedure to pre-release centers.

44-15-203. This regulation has been amended to clarify the role of the ombudsman in the inmate grievance procedure.

RICHARD A. MILLS
 Secretary of Corrections

Doc. No. 004740

State of Kansas

LEGISLATURE

INTERIM AGENDA

The following committee meetings have been scheduled during the period of November 10 through November 21, 1986:

Date	Room	Time	Committee	Agenda
Nov. 12	522-S	10:00 a.m.	Special Committee on Energy and Natural Resources	Review committee reports and bill drafts on Proposals No. 6, 7, 8, 9 and 10.
Nov. 13	522-S	9:00 a.m.		
Nov. 12	519-S	9:00 a.m.	Task Force on Business Training—Legislative Commission on Economic Development	Task force deliberations on its report and recommendations.
Nov. 13	519-S	8:00 a.m.		
Nov. 12	514-S	10:00 a.m.	Special Committee on Federal and State Affairs	12th and 13th: Hearings on Proposal No. 14—Lottery and Parimutuel Wagering. 14th: Review committee reports and bill drafts on Proposals No. 11 and 15.
Nov. 13	514-S	9:00 a.m.		
Nov. 14	514-S	9:00 a.m.		
Nov. 12	313-S	10:00 a.m.	Special Committee on Tort Reform and Liability Insurance	12th and 13th: Public hearing on bill drafts. 13th and 14th: Committee final decisions and review of committee report.
Nov. 13	313-S	9:00 a.m.		
Nov. 14	313-S	9:00 a.m.		
Nov. 13	527-S	10:00 a.m.	Joint Committee on Special Claims Against the State	Hearings on claims filed to date.
Nov. 14	527-S	9:00 a.m.		
Nov. 13	531-N	10:00 a.m.	Special Committee on Public Health and Welfare	Committee discussion and direction to staff.
Nov. 14	531-N	9:00 a.m.		
Nov. 13	526-S	10:00 a.m.	Special Committee on Ways and Means	Committee discussion and instructions to staff on all assigned proposals.
Nov. 14	526-S	9:00 a.m.		
Nov. 14	519-S	9:30 a.m.	Legislative Coordinating Council	Legislative matters.
Nov. 17	531-N	3:30 p.m.	Legislative Commission on Economic Development	Task force progress reports and discussion of future meeting dates.
Nov. 17	519-S	10:00 a.m.	Special Committee on Transportation	If needed—wrap-up of previous discussion on proposals.
Nov. 17	521-S	10:00 a.m.	Special Committee on Communications, Computers and Technology	Committee final recommendations on Proposals No. 1 through 4.
Nov. 18	521-S	9:00 a.m.		

Nov. 17 Nov. 18	526-S 526-S	9:00 a.m. 9:00 a.m.	Task Force on Agriculture—Legislative Commission on Economic Development	Task force discussion of recommendations.
Nov. 17 Nov. 18	531-N 531-N	10:00 a.m. 9:00 a.m.	Task Force on Capital Markets—Legislative Commission on Economic Development	17th: Banking and capital markets recommendations. 18th: Public comment; final decisions on capital markets and taxation recommendations.
Nov. 17 Nov. 18	514-S 514-S	9:00 a.m. 8:00 a.m.	Task Force on Higher Education—Legislative Commission on Economic Development	Review final reports from consultants on governance and business-university relations.
Nov. 18 Nov. 19	527-S 527-S	10:00 a.m. 9:00 a.m.	Legislative Educational Planning Committee	Agenda to be determined.
Nov. 19	514-S	10:00 a.m.	Special Committee on Legislative Apportionment	Committee review of proposed bill and resolution and approval of committee report.
Nov. 20 Nov. 21	514-S 514-S	10:00 a.m. 9:00 a.m.	Joint Committee on Administrative Rules and Regulations	Agenda to be determined.
Nov. 20 Nov. 21	Tour 423-S	8:25 a.m. 9:00 a.m.	Joint Committee on State Building Construction	20th: Tour of selected state agencies in western Kansas. 21st: Annual status report on state construction claims; report on Statehouse office/committee space; report on handicapped accessibility in the House and Senate galleries; presentation by the Department of Revenue on FY 1988 capital improvement requests.
Nov. 20 Nov. 21	527-S 527-S	10:00 a.m. 9:00 a.m.	Legislative Budget Committee	Agenda to be determined.
Nov. 20 Nov. 21	519-S 519-S	10:00 a.m. 9:00 a.m.	Special Committee on Judiciary	Committee final recommendations.
Nov. 21	531-N	10:00 a.m.	Special Committee on the Court System	Review of report draft and draft bills.

WILLIAM R. BACHMAN
Director of Legislative
Administrative Services

State of Kansas

DEPARTMENT OF REVENUE

NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS

A public hearing will be held at 10 a.m. Monday, November 24, in the office of the Kansas Department of Revenue, secretary's conference room, second 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 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.

Summaries of the proposed regulations follow:

Ch. 92, Art. 3—Motor Fuel and Transportation of Liquid Fuel—92-3-20 relating to refunds, books and records is amended to define highway use of motor fuel.

Ch. 92, Art. 12—Income Tax—92-12-52 is amended to conform to K.S.A. 79-32,142 which authorizes the director of taxation to permit affiliated corporations to file consolidated returns under certain circumstances.

92-12-110 is a new regulation which limits a corporation who files a Kansas combined income tax return to one surtax exemption.

92-12-111 is a new regulation relating to apportionment of business income for an airline which derives income from both within and without the state of Kansas. This regulation sets forth criteria for determining the apportionment factors.

Ch. 92, Art. 13—Interstate Motor Fuel Use Tax—92-13-11 relating to inadequate records and presumption of use is amended to change the presumptions. The amended regulation presumes that one gallon of motor fuel was consumed for every three miles traveled, one gallon of special fuel was consumed for every 3.5 miles traveled, and that one gallon of liquid petroleum fuel was consumed for every 2.5 miles traveled.

92-13-12 is a new regulation relating to record requirements and presumptions of use. This regulation requires certain documents to be maintained by an interstate motor fuel user for audit purposes. The regulation also requires a jeopardy assessment to be made when inadequate records are kept by an interstate motor fuel user.

Ch. 92, Art. 18—Special Fuel Tax—92-18-7 is a new regulation which defines highway use and non-taxable use of special fuel. This regulation provides that the director of taxation shall presume the fuel was used for highway purposes if the user fails to overcome the burden of proving non-highway use through detailed and accurate records.

Ch. 92, Art. 19—Kansas Retailers' Sales Tax—92-19-1 relating to the bracket system for adding and collecting state sales tax is revoked.

92-19-1a is a new regulation replacing 92-19-1. 92-19-1a changes the bracket system to reflect the 1% increase in sales tax pursuant to Ch. 386, Sec. 2 of the 1986 Session Laws.

92-19-3 is amended to increase sales tax from 3% to 4% as provided in Ch. 386, Sec. 1 of the 1986 Session Laws. Amendments also update language and make clean-up changes.

92-19-4 relating to book and record preservation is revoked.

92-19-4a is a new regulation replacing 92-19-4. 92-19-4a authorizes progressive methods of bookkeeping for both sales and use tax records. This regulation sets forth criteria the Department of Revenue requires for maintaining the various bookkeeping methods.

92-19-13 is amended to clarify that when a Kansas florist receives a telegram from another florist, the Kansas florist is presumed to be selling the flower to the sending florist for resale and no tax attaches, provided the sending florist has a valid Kansas retailers' sales or compensating tax registration certificate. If the sending florist does not have the required certificates, the Kansas florist must collect and remit the sales tax.

92-19-15 relating to undertakers and funeral directors is amended to increase the sales tax from 3% to 4% as provided in Ch. 386, Sec. 1 of the 1986 Session Laws. The amendment also updates language and makes minor clean up changes.

92-19-16 is amended to add that tax shall apply when meal tickets, coupon books, merchandise cards, or certificates are redeemed for taxable labor services as well as for tangible personal property. Amendment also updates language.

92-19-18 relating to signs is amended. This amendment broadens the definition of a taxable business by eliminating the requirement that the sign or signs be stationary.

92-19-19 relating to telephone and telegraph services is amended to increase the sales tax from 3% to 4% as provided in Ch. 386, Sec. 1 of the 1986 Session Laws. The amendment also updates language.

92-19-20 relating to gas, water, fuel and electricity is amended to correct a typographical error and update language.

92-19-21 is amended to include the term "educational" when referring to a public or private institution operating a cafeteria, lunch room, or dining room where food and drinks are regularly sold to the general public.

92-19-24 relating to renting of rooms by hotels is amended to update language and make minor clean up changes.

92-19-25 relating to exemption certificates is revoked.

92-19-25a is a new regulation replacing 92-19-25. 92-19-25a sets forth minimum standards a retailer shall meet when accepting specific and blanket exemption certificates from a purchaser.

92-19-26 relating to county relief orders is revoked.

92-19-27 relating to sales for resale is revoked.

92-19-27a is a new regulation replacing 92-19-27. 92-19-27a sets forth standards a retailer shall meet when accepting resale exemption certificates.

92-19-30 relating to isolated or occasional sales of motor vehicles or trailers is amended to add that a transfer of a vehicle from a corporation to an officer, shareholder, employee or boardmember is a taxable transfer and is presumed to be made in consideration for services rendered the corporation or for other value passing between the parties. This amendment also updates language and makes minor clean up changes.

92-19-39 relating to sales of natural gas, electricity, heat and water for agricultural use is amended to add that the definition of farming or ranching does not include a commercial operation of a feed lot.

92-19-41 is amended to clarify that contractors, subcontractors and repairmen who make over-the-counter sales through established retail outlets are allowed to consider their entire purchases as being made for resale purposes, but will be liable for the tax on items the contractors, subcontractors or repairmen use in fulfilling their own contracts.

92-19-44 relating to sales and use tax audits is a new regulation authorizing the director of taxation to use sampling principles or methods in lieu of 100% examination of records.

92-19-45 is a new regulation requiring each taxpayer to furnish reasonably sufficient work space and lighting for Department of Revenue agents for conducting sales or use tax audits.

Ch. 92, Art. 20—Compensating Tax—92-20-1 is amended to increase the compensating tax from 3% to 4% as provided in Ch. 386, Sec. 3, of the 1986 Session Laws.

92-20-2 relating to transactions on which compensating tax applies is revoked.

92-20-2a is a new regulation replacing 92-20-2. 92-20-2a updates the language concerning compensating use transactions and also makes clean up changes.

92-20-3 is amended to clarify that certain sales tax rules and regulations regarding collection and enforcement shall also apply to compensating and use tax rules and regulations. Amendment also makes minor clean up changes.

92-20-5 relating to payment of tax is amended to update language and make minor clean up changes.

92-20-6 relating to the filing of returns is amended to require that a taxpayer shall file a return by the 25th of each month as provided in K.S.A. 79-3607. The regulation also increases the compensating tax from 3% to 4% as provided in Ch. 386, Sec. 3, of the 1986 Session Laws.

92-20-7 relating to out-of-state retailers is amended to increase the compensating tax from 3% to 4% as provided in Ch. 386, Sec. 3 of the 1986 Session Laws. Amendment also updates language and makes clean up changes.

92-20-9 is amended to update the mailing address for applications of certificates of registrations. Amendment also updates language.

92-20-10 relating to the keeping of records is revoked.

92-20-15 relating to property already subject to sales

or use tax is amended to increase the compensating tax from 3% to 4% as provided in Ch. 386, Sec. 3 of the 1986 Session Laws.

Ch. 92, Art. 21—Local Retailers' Sales Tax—92-21-17 relating to local sales tax of leases and rentals is amended to add that all leases and rentals, except leases on rentals of telecommunication or data processing equipment commonly used in connection with telephone services, occur at the lessor's place of business.

92-21-20 relating to the bracket system for adding and collecting state and local sales tax is revoked.

92-21-21 is a new regulation replacing 92-21-20. 92-21-21 is a bracket system for adding and collecting state and local sales tax. This regulation changes the bracket system to reflect a 1% increase in sales tax pursuant to Ch. 386, Sec. 1 of the 1986 Session Laws.

Ch. 92, Art. 51—Titles and Registration—92-51-40 requires a \$2 fee for a placard issued to a handicapped person or any person responsible for the transportation of a handicapped person, and a \$1 fee for an individual identification card issued to a handicapped person pursuant to Ch. 36, Sec. 2 of the 1986 Session Laws.

Ch. 92, Art. 52—Motor Vehicle Drivers' Licenses—92-52-1 relating to vision standards for drivers is amended to add that a driver's license examiner shall require each individual with a reading of 20/60 or less with or without corrective lens in at least one eye to submit to a driver's test for the proper restrictions. Amendment also allows that any applicant failing to meet any of the above standards may request an administrative review by the director of vehicles.

92-52-11 is a new regulation which pertains to persons who have sustained seizure disorders. This regulation defines when seizure disorders are deemed not to be controlled by prescribed medication. It also provides that certain licensees experiencing these disorders are incompetent to drive and a driver's license will not be issued to certain applicants experiencing these disorders, unless the medical advisory board determines to the contrary.

HARLEY T. DUNCAN
Secretary of Revenue

Doc. No. 004753

State of Kansas

BOARD OF HEALING ARTS

**NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS**

A public hearing will be conducted at 3 p.m. Friday, November 21, 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 and proposed temporary and permanent amendments to existing rules and regulations of the Board of Healing Arts.

All interested parties may attend and will be given an opportunity to express comments either orally or in writing, or both. Those persons unable to attend may submit written comments before the hearing to the Kansas Board of Healing Arts at the address above. For those who desire to present testimony in person at the hearing, prior notice to the board would be helpful in arranging the agenda. 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 Board of Healing Arts as the basis for making changes to the proposed regulations.

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

K.A.R. 100-2-5 is being amended to modify the duties of the secretary of the board.

K.A.R. 100-11-1 is being amended to increase the annual renewal fees for licensees under the Healing Arts Act and also increases the fees for taking the licensure examinations.

K.A.R. 100-15-3 is a new regulation specifying continuing medical education requirements for licensees who render care in obstetrics.

K.A.R. 100-24-1 is a new regulation specifying minimum requirements for patient records maintained by licensees.

K.A.R. 100-36-1 is being amended to modify the length of time a temporary permit issued to physical therapists will be effective.

K.A.R. 100-40-2 is being amended to bring it into conformity with the amendments being made to **K.A.R. 100-36-1**.

K.A.R. 100-46-5 is a new regulation specifying requirements which must be met for physical therapists and physical therapist assistants to revive and extend lapsed registrations and certifications.

K.A.R. 100-49-1 is being amended to increase the fees for podiatrists applying to take the license examination, to obtain a license by endorsement or to receive a temporary license.

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

CHARLENE K. ABBOTT
Executive Secretary

State of Kansas

DEPARTMENT ON AGING

**NOTICE OF HEARING
ON PROPOSED
ADMINISTRATIVE REGULATIONS**

A public hearing will be held at 10:30 a.m. Monday, November 24, in Room 522-S, State Capitol, 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 orally present their views 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.

A summary of the regulation changes 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 rewording and the addition of the definition for the term "Metropolitan area" and the relettering of the definitions resulting from the addition.

K.A.R. 26-1-2 contains rewording and a change in the advance notice of the public hearing from at least 10 days to at least 15 days.

K.A.R. 26-2-1 contains rewording for clarification purposes.

K.A.R. 26-2-3 contains the correction of a reference number and an addition of a compliance requirement.

K.A.R. 26-2-5 contains the correction of spelling of one word.

K.A.R. 26-2-8 is a revocation of the regulation.

K.A.R. 26-4-2 contains a change in the prior notice of hearing from seven to 14 days.

K.A.R. 26-5-1 eliminates an unnecessary statement and corrects spelling of one word.

K.A.R. 26-5-2 contains a correction of a typographical error and an elimination of the duplication of wording within a sentence.

K.A.R. 26-6-1 contains wording changes and additions for clarification purposes.

K.A.R. 26-6-2 contains an addition and changes of words for clarification.

K.A.R. 26-6-6 contains elimination of unnecessary words.

JOYCE V. ROMERO
Secretary of Aging

State of Kansas

DEPARTMENT OF TRANSPORTATION

NOTICE OF HEARING ON PROPOSED ADMINISTRATIVE REGULATIONS

A public hearing will be held at 9 a.m. Friday, November 21, in the Kansas Department of Transportation conference room one on the seventh floor of the State Office Building, Topeka, to consider the adoption of a proposed permanent administrative regulation.

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 regulation during the hearing are requested to provide prior written notice to the Department of Transportation no later than 5 p.m. Wednesday, November 19.

Copies of the full text of the regulation and the fiscal impact statement may be obtained by writing to the Secretary of Transportation at the address above.

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

K.A.R. 36-7-2. Use of Studded Traction Equipment Permitted; Definitions; Limitations on Use. Establishes definitions for "studded traction equipment" and seasonal limitations for use. Requires approval from the Secretary of Transportation prior to legal sale and distribution in Kansas.

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

Doc. No. 004754

State of Kansas

DEPARTMENT OF HEALTH AND ENVIRONMENT

NOTICE OF HEARING ON PROPOSED ADMINISTRATIVE REGULATIONS

A public hearing will be held at 2:30 p.m. Monday, November 24, in the auditorium of the Topeka-Shawnee County Health Department, 1615 W. 8th, Topeka, to consider the adoption of proposed permanent hazardous waste management rules and regulations of the Department of Health and Environment (K.A.R. 28-31-1 through 28-31-6, 28-31-8 through 28-31-10, 28-31-12, 28-31-13, and temporary regulation 28-31-10). The permanent regulations will become effective May 1, 1987.

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 orally present their views 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 limit any 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 these proposed regulations.

The proposed regulations implement S.B. 485 passed during the 1986 legislative session and adopt by reference the Federal Hazardous Waste Management Regulations as in effect November 1, 1986.

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

BARBARA J. SABOL Secretary of Health and Environment

Doc. No. 004730

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. Friday, November 21, in the Family Health conference room, Building 740, Kansas Department of Health and Environment, Forbes Field, Topeka, to consider the adoption of proposed Kansas Department of Health and Environment permanent rules and regulations, K.A.R. 28-16-57 through 28-16-62, which pertain to the revisions on regulations dealing with the discharge of sewage into waters of the state in accordance with updated federal requirements under the Clean Water Act.

Copies of the rules and regulations and a fiscal impact statement may be obtained by contacting Janice Kemp, Department of Health and Environment, Forbes Field, Building 728, Topeka 66620, (913) 862-9360, ext. 567.

All interested parties may submit comments prior to the hearing to the Secretary of Health and Environment at the address above. 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 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 in these proposals.

BARBARA J. SABOL Secretary of Health and Environment

Doc. No. 004763

State of Kansas

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

A public hearing will be conducted at 9:30 a.m. Tuesday, November 25, in the auditorium of the Topeka-Shawnee County Health Department, 1615 W. 8th, Topeka, to consider the adoption of proposed permanent rules and regulations of the Kansas Department of Health and Environment. Implementation of the regulation changes will increase the grouting requirement for water wells from 10 feet to 20 feet or more and will more specifically address the final disposition of abandoned holes and water wells.

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 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 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 the Kansas Department of Health and Environment, Bureau of Water Protection, Forbes Field, Topeka 66620.

The following is a brief summary of the proposed regulations:

K.A.R. 28-30-2, 28-30-4, and 28-30-6 through 28-30-10 are sections of Article 30 of the Kansas Administrative Regulations relating to water well contractor's licensing and water well construction and abandonment adopted pursuant to K.S.A. 82a-1201 *et seq.* (Article 12).

K.A.R. 28-30-2 concerns definition of terms used within the regulation. Substantive changes have been proposed for the definition of "abandoned water well" and "bentonite clay grout." New definitions are proposed for "active wells," "inactive status," and "heat pump holes."

K.A.R. 28-30-6 includes water well construction requirements. Proposed changes included in this regulation are related to water well grouting intervals. The required grouting interval will change from 10 feet minimum to 20 feet minimum and grouting between two or more separate water formations in the bore hole will now be required. Another change would prohibit the construction of water wells in basements or crawl spaces.

K.A.R. 28-30-7 pertains to the abandonment and plugging of exploratory holes and water wells. Changes proposed concern the plugging of both uncased and cased exploratory holes and the sealing of heat pump holes. New requirements are proposed for the abandonment of oil field water supply wells and

provisions have been added which will allow an unused water well to be placed on inactive status.

K.A.R. 28-30-8 concerns requirements which deal with pollution sources. Changes concern more specific requirements for the location and construction of water wells.

K.A.R. 28-30-4, 28-30-9 and 28-30-10 contain proposed changes that are nonsubstantive in nature and will not alter any legal rights or requirements. The proposed changes are designed to simplify and update language and style only.

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 004741

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 21, in the auditorium of the Topeka-Shawnee County Health Department, 1615 W. 8th, Topeka, to consider the adoption of proposed Kansas Department of Health and Environment permanent rules and regulations, K.A.R. 28-50-1 through 28-50-14, which pertain to the licensing of businesses and the certification of persons that engage in asbestos control work.

These proposals are intended to become effective April 30, 1987, and will replace temporary rules and regulations having the same numbers, which will expire May 1, 1987. The proposals will change some of the technical and administrative requirements presently contained in the temporary rules and regulations.

Copies of the rules and regulations and a fiscal impact statement may be obtained by writing to the Asbestos Control Program, Kansas Department of Health and Environment, Forbes Field, Topeka 66620-7430.

All interested parties may submit comments prior to the hearing to the Secretary of Health and Environment at the address above. 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 limit each oral presentation 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 in these proposals.

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 004752

State of Kansas

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

A public hearing will be held at 1 p.m. Wednesday, November 26, in the Family Health 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 Phenylketonuria, Hypothyroidism and Galactosemia sub-program 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 66620-0001. All interested parties will be given a reasonable opportunity at the hearing to orally present their views 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 these 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.

The following is a brief summary of the proposed regulations:

28-4-501 is a list of definitions used in the regulations.

28-4-502 identifies the persons responsible for obtaining the specimens on which the screening tests will be performed.

28-4-503 states the time at which the specimens should be obtained relative to the age of the infant and health status.

28-4-504 identifies methods of specimen collection.

28-4-505 contains statements as to the handling of an unsatisfactory specimen and identifies what constitutes an unsatisfactory specimen.

28-4-506 states the way the laboratory handles the specimen.

28-4-507 describes the methods of reporting for normal and abnormal test results.

28-4-508 identifies procedure for following up on the abnormal test result.

28-4-509 describes the registry of individuals with a confirmed diagnosis.

28-4-510 describes the treatment available for individuals with a confirmed diagnosis.

28-4-511 requires documentation of test refusal be a part of the child's record.

28-4-512 requires that parents be informed about newborn screening as part of prenatal care and prior to obtaining the specimen.

28-4-513 identifies the type of professional education provided by the program.

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 004742

State of Kansas

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

A public hearing will be held at 1 p.m. Wednesday, 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 66620-0001. All interested parties will be given a reasonable opportunity at the hearing to orally present their views 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 these 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.

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

K.A.R. 28-4-401 was amended to establish the responsibility of each applicant or eligible person enrolled in the Department of Social and Rehabilitation Services Primary Care Network to report their Medicaid number, the name of their Primary Care Network physician and any subsequent changes in these.

K.A.R. 28-4-402 was revoked and is addressed through internal program policy and procedures.

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

K.A.R. 28-4-405b was amended to clarify the language of this section and to include the opportunity for a hearing before the secretary when a provider is terminated for unethical and unprofessional conduct or noncompliance with applicable state laws or regulations.

K.A.R. 28-4-408 was amended to qualify diagnostic services out-of-state as "initial" diagnostic services.

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 004732

State of Kansas

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

A public hearing will be held at 1 p.m. Monday, November 24, in the auditorium of the Topeka-Shawnee County Health Department, 1615 W. 8th, Topeka, to consider the adoption of proposed permanent PCB facility construction permit standards and regulations of the Department of Health and Environment (K.A.R. 28-55-1 through 28-55-5). These proposed regulations implement H.B. 3112, which became law on July 1, 1986, and require a permit from the secretary for all off-site PCB treatment, storage and disposal facilities. These regulations will become effective May 1, 1987.

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 orally present their views 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 limit any 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 these proposed regulations.

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

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 004731

State of Kansas

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

A public hearing will be conducted at 2 p.m. Friday, November 21, in the executive conference room of Building 740, Kansas Department of Health and Environment, Forbes Field, Topeka, to consider the adoption of proposed Kansas Department of Health and Environment permanent rules and regulations, K.A.R. 28-60-1 through 28-60-8, which pertain to the review of application seeking to have state credentialing of a health care occupational or professional group.

These proposals are intended to become effective May 1, 1987 and establish a system of review of the

credentialing application in accordance with K.S.A. 65-5001, *et seq.*

Copies of the rules and regulations and a fiscal impact statement may be obtained by contacting Cathy Rooney, Department of Health and Environment, Forbes Field, Building 321, Topeka 66620, (913) 862-9360, ext. 536.

All interested parties may submit comments prior to the hearing to the Secretary of Health and Environment at the address above. 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 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 in these proposals.

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 004764

State of Kansas

**DEPARTMENT OF HEALTH
AND ENVIRONMENT****NOTICE OF MEETINGS
ON KANSAS GROUNDWATER
QUALITY PROTECTION STRATEGY**

The Kansas Department of Health and Environment will hold public meetings to obtain public comments on a draft strategy for protection of Kansas groundwater quality. The public meetings will be held as follows:

City	Date	Time	Location
Topeka	December 1	7:00 p.m.	Topeka-Shawnee County Health Department Auditorium, 1615 W. 8th
Salina	December 3	7:00 p.m.	City/County Building, Room 300, 300 W. Ash
Wichita	December 4	7:00 p.m.	Wichita-Sedgwick County Department of Community Health, 1900 E. 9th (9th St. I-135 exit)
Chanute	December 8	7:00 p.m.	Neosho County Community College Lecture Hall, 1000 S. Allen
Hays	December 9	7:00 p.m.	Fort Hays Branch KSU Experiment Station, First Floor Meeting Room
Garden City	December 10	7:00 p.m.	4-H Building, Fairgrounds
Colby	December 11	7:00 p.m.	Colby Community College, Multi-Purpose Room, 1255 S. Range

Copies of the strategy may be obtained by contacting Linda Vandevord, Kansas Department of Health

and Environment, Forbes Field, Building 740, Topeka 66620-7315, (913) 862-9360, ext. 257.

The strategy and associated background material may be reviewed at the following locations:

Northwest Dist. Office
2301 E. 13th
Hays, KS 67601
(913) 625-5664

North Central Dist. Office
2501 Market, Suite D & E
Salina, KS 67401
(913) 827-9639

Northeast Dist. Office
808 W. 24th
Lawrence, KS 66044
(913) 842-4600

Western Kansas Groundwater
Management Dist. No. 1
211 Main
Scott City, KS 67871
(316) 872-5563

Southwest Kansas Groundwater
Management District No. 3
Suite 106, 409 Campus Drive
Garden City, KS 67846
(316) 275-7147

Big Bend Groundwater
Management Dist. No. 5
125 S. Main
Stafford, KS 67578
(316) 234-5352

Southwest Dist. Office
302 W. McArtor Road
Dodge City, KS 67801
(316) 225-0596

South Central Dist. Office
3244 E. Douglas
Wichita, KS 67208
(316) 651-5500

Southeast Dist. Office
1 W. Ash
Chanute, KS 66720
(316) 431-2390

Equus Beds Groundwater
Management Dist. No. 2
243 Main
Halstead, KS 67056
(316) 835-2224

Northwest Kansas Groundwater
Management District No. 4
1175 S. Range Ave.
Colby, KS 67701-0905
(913) 462-3915

Following the public meetings, public comments and recommendations will be considered and the draft strategy will be revised to a final version. The implementation of the strategy will begin in January, 1987 with transmittal of copies of the final strategy to the governor, the legislature, the Kansas Water Authority, appropriate federal, state and local agencies, and interested public.

The Kansas Groundwater Quality Protection Strategy is intended to:

- 1) outline a coordinated statewide groundwater quality management program for protection of Kansas groundwater, and
- 2) serve as Kansas's response to the U.S. Environmental Protection Agency's requirement for a state groundwater quality protection strategy.

The Kansas Department of Health and Environment has approached strategy development from the standpoint of evaluating the adequacy of existing programs for groundwater pollution prevention and remediation, taking into account new scientific information which indicates that more stringent controls on sources and development of a broader information base may be needed. KDHE has concluded from the evaluation of the existing statutory and management structure that a new comprehensive groundwater protection act or major organizational changes are not necessary to provide effective prevention and cleanup of groundwater pollution; however, several additions or modifications are recommended to strengthen existing programs.

The strategy makes recommendations in the areas of planning and coordination; data collection and research; monitoring; remedial response; education; statutory and regulatory changes; and control of po-

tential contamination sources. Some of the major recommendations contained in the strategy include:

- 1) Development of statewide groundwater quality standards based on a nondegradation policy, and including enforceable cleanup standards for recovery of polluted areas.
- 2) Development of an Aquifer Remedial Response Plan containing investigation and cleanup procedures, and based on the recommended policy that the state assume remedial action responsibility when the polluting party cannot be identified.
- 3) A series of recommended statutory changes including clarification of pollution liability and property access for investigation or cleanup of pollution.
- 4) Increased involvement for units of local government responsible for public water or wastewater systems, including:
 - a) preparation of aquifer/wellfield protection plans for all public water supplies;
 - b) local approval, under state standards, of water and wastewater systems for developing subdivisions;
 - c) preparation of countywide water and wastewater management plans.
- 5) A major review of all existing design standards and monitoring requirements for potential groundwater pollution sources and for public water supplies using groundwater.
- 6) New funding for field response and investigation of contamination incidents and immediate remedial work if imminent danger exists to public health or the environment; and site-by-site funding for long-term cleanups where the state assumes responsibility.
- 7) Several major educational and informational efforts targeted on: the public; agencies, professional groups, and industrial or commercial operations; state elementary/secondary/college educational systems; units of local government; and water users in the groundwater management districts.

Implementation of the Kansas groundwater quality protection strategy is anticipated to be a phased process, extending over a period of several years. A combination and series of actions by several entities will be necessary to implement the strategy, including the state legislature, government agencies, the regulated community, and the public. An annual status report on the implementation of the strategy will be developed by KDHE.

BARBARA J. SABOL
Secretary of Health
and Environment

Doc. No. 004758

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, fourth 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 2, 1986—

Application for Abandonment of Certificate of Convenience and Necessity:

John Hensal Trucking,) Docket No. 142,056 M
Inc.)
North 48th St.)
Woodward, OK 73802) MC ID No. 101102

Applicant's Attorney: None

Application for Certificate of Convenience and Necessity:

Robert E. Zelfer) Docket No. 152,490 M
2019 Ruskin Road)
Salina, KS 67401)

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

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

Between points and places in Jewell, Republic, Washington, Mitchell, Cloud, Clay, Riley, Shawnee, Wyandotte, Lincoln, Ottawa, Ellsworth, Saline, Dickinson, Geary, Morris, Barton, Rice, McPherson, Marion, Chase, Reno, Harvey, Sedgwick and Butler 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 Contract Carrier Permit:

Arcadian Motor Carriers,) Docket No. 152,488 M
Inc.)
1100 Sierra St.)
Kingsburg, CA 93631)

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

Commodities as are dealt in by wholesale and retail food stores,

Between all points and places in Wyandotte County, Kansas.

Also,

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. Under contract with Procter & Gamble Distribution Company, of Kansas City, Kansas and Folger Coffee Company, of Kansas City, Kansas.

Application for Extension of Certificate of Convenience and Necessity:

Bingham Transportation,) Docket No. 105,615 M
Inc.)
P.O. Box 728)
Baxter Springs, KS 66713) MC ID No. 101582

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

Dry commodities in bulk (except flour and cement),

Between points and places east of the west boundary lines of Jewell, Lincoln, Ellsworth, Rice, Reno, Kingman and Harper counties, Kansas.

Also,

Between 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:

Glacier Petroleum, Inc.) Docket No. 152,489 M
825 Commercial)
Emporia, KS 66801)

Applicant's Attorney: Shelley Hickman Clark, 121 W. 3rd, P.O. Box 787, Ottawa, KS 66067

Oilfield equipment, materials, machinery and supplies, including rigs,

Between points and places in Marshall, Nemaha, Brown, Riley, Pottawatomie, Jackson, Atchison, Jefferson, Leavenworth, Geary, Wabaunsee, Shawnee, Douglas, Morris, Chase, Lyon, Osage, Franklin, Anderson, Coffey, Greenwood, Woodson and Allen counties, Kansas.

Also,

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

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

Oklahoma Transportation) Docket No. 15,771 M
Company)
1206 Exchange Ave.)
Oklahoma City, OK 73108) MC ID No. 106939

TO:
 Jefferson Lines, Inc.
 1206 Currie Ave.
 Minneapolis, MN 55403

Applicant's Attorney: Linda Sherman, P.O. Box 280,
 Harrisonville, MO 64701

Persons and light express,

From Garden City, Kansas, south over U.S. 83 to
 Liberal, Kansas, and return over the same route, serv-
 ing the off-route points of Sublette, Kansas.

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

Fox Trucking Company,) Docket No. 131,850 M
 Inc.)
 1220 Senlac)
 Carrollton, TX 75006) MC ID No. 116395

TO:
 Healthcare Transportation
 System, Inc.
 1220 Senlac
 Carrollton, TX 75006

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

General commodities,

Between all points in Kansas.
 Restricted against the transportation of parcels
 weighing more than 100 pounds.

*All commodities used in the operation and
 maintenance of a hospital,*

Between all points in the state of Kansas.

Applications set for December 4, 1986—

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

Guthrie Steaming &) Docket No. 56,581 M
 Tank Service, Inc.)
 P.O. Box 1331)
 2650 N. Main)
 Great Bend, KS 67530) MC ID No. 100535

Applicant's Attorney: None

Hazardous waste,

Between all points and places in Barton, Ellsworth,
 Saline and Rice counties, that portion of Russell
 County east of U.S. 281 and that portion of Stafford
 County north of U.S. 50.

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

Carole Barker, Orville) Docket No. 149,820 M
 Barker and Stanley)
 Nicholas, dba)
 Tequila Rose Tow Service)
 425 S.E. Lime)
 Topeka, KS 66607) MC ID No. 124080

TO:
 Carole Barker,
 Orville Barker and
 Stanley Nicholas, dba
 C.B.S. Tow Service
 230 Chandler
 Topeka, KS 66607

Applicant's Attorney: None

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

Between points and places in Shawnee County,
 Kansas.

Also,

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

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

Zwygart Chevrolet, Inc.) Docket No. 73,702 M
 220 Broadway)
 Valley Falls, KS 66088) MC ID No. 100766

Applicant's Attorney: None

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

James R. Hoffine, dba) Docket No. 145,344 M
 Hoffine's Automotive)
 112 Cornell)
 Bonner Springs, KS 66012) MC ID No. 121847

Applicant's Attorney: None

Applications set for December 9, 1986—

**Application for Name Change on a Certificate of
 Convenience and Necessity:**

Albert Reimer Motors,) Docket No. 106,969 M
 Inc.)
 202 S. Main)
 Hillsboro, KS 67063) MC ID No. 101658

TO:
 Hillsboro Ford-Mercury, Inc.
 202 S. Main
 Hillsboro, KS 67063

Applicant's Attorney: None

Wrecked and disabled vehicles,

Between all points and places in the counties of
 Marion and McPherson.

Also,

Between all points and places in the counties of
 Marion and McPherson, on the one hand, and all
 points and places in Kansas, on the other.

(continued)

Application for Certificate of Convenience and Necessity:

Julie A. King, dba) Docket No. 152,492 M
M.T.C.)
711 N. 9th)
Leavenworth, KS 66048)
Applicant's Attorney: None

Persons,

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

Application for Transfer of Certificate of Convenience and Necessity:

Callahan, Inc.) Docket No. 133,734 M
Route 1, Box 111A)
Goodland, KS 67735) MC ID No. 100632
TO:
Ronald R. Callahan, dba
Callahan Transport
Route 1
Goodland, KS 67735

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

Propane, liquid fertilizer and anhydrous ammonia,
Between points and places in Cheyenne, Rawlins, Decatur, Norton, Sherman, Thomas, Sheridan, Graham, Wallace and Logan counties, Kansas.

Also,

Between Cheyenne, Rawlins, Decatur, Norton, Sherman, Thomas, Sheridan, Graham, Wallace and Logan counties, Kansas, on the one hand, and points and places in the state of Kansas, on the other hand.

Application for Extension of Certificate of Convenience and Necessity:

Ronald R. Callahan, dba) Docket No. 133,734 M
Callahan Transport)
Route 1)
Goodland, KS 67735) MC ID No. 100632

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

Liquified petroleum gases, anhydrous ammonia, liquid fertilizer, gasoline and diesel fuel,

Between all points and places in Cheyenne, Rawlins, Decatur, Norton, Sherman, Thomas, Sheridan, Graham, Wallace, Logan, Gove, Trego, Greeley, Wichita, Scott, Lane and Ness counties, Kansas.

Also,

Between 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:

Michael D. Rouse and) Docket No. 152,491 M
Cecil L. Rouse, dba)
Rouse Brothers)
Box 303, West Hwy. 156)
Jetmore, KS 67854)

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

Food and related products,

Between points in Finney and Ford counties, Kansas, on the one hand, and on the other, all points and places in Kansas.

Application for Extension of Certificate of Convenience and Necessity:

WaKeeney Truck Line,) Docket No. 140,200 M
Inc.)
324 N. 4th)
WaKeeney, KS 67672) MC ID No. 117480

Applicant's Attorney: John Jandera, 1610 S.W. Topeka Blvd., Topeka, KS 66612

Grain,

Between points and places in Kansas.

Application for Transfer of Contract Carrier Permit:

S & A Oilfield) Docket No. 144,133 M
Services, Inc.)
Box 1867)
Liberal, KS 67901) MC ID No. 119747
TO:

Liberal Lease Service
305 S. Clay
Liberal, KS 67901

Applicant's Attorney: None

Oilfield chemicals,

Between points and places in Kansas. Under contract with Eisenman Chemical Co., of Greeley, Colorado.

Application for Certificate of Convenience and Necessity:

Leslie Morse, Sr.,) Docket No. 152,496 M
John W. Morse and)
Robert L. Morse, dba)
Morse's Auto Salvage)
& Tow Service)
Route 1)
Centerville, KS 66014)

Applicant's Attorney: None

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

Between all points and places in Linn, Miami,

Franklin, Anderson, Allen and Bourbon counties, Kansas.

Applications set for December 11, 1986—

Application for Transfer of Certificate of Convenience and Necessity:

Russell L. Hannah, dba) Docket No. 145,109 M
R. L. Hannah &)
Sons Trucking)
Route 2, Box 89-G)
Harrisonville, MO 64701) MC ID No. 121496
TO:

R. L. Hannah & Sons Trucking, Inc.
Route 2, Box 89-G
Harrisonville, MO 64701

Applicant's Attorney: None

Coal,

Between points in Crawford County, Kansas, on the one hand, and points in Neosho, Allen, Franklin and McPherson counties, Kansas, on the other hand.

Haydite,

Between points and places in Franklin and McPherson counties, on the one hand, and points and places in the state of Kansas, on the other hand.

Salt,

Between points and places in Reno and Ellsworth counties, on the one hand, and points in Chase, Wyandotte and Crawford counties, on the other hand.

Petroleum coke,

Between points and places in McPherson and Butler counties, on the one hand, and points in Franklin, Montgomery, Wilson, Neosho, Allen and Wyandotte counties, on the other hand.

Dry fertilizer,

From Douglas and Wyandotte counties to points in Kansas.

Dry feed ingredients,

From points in Kansas to Wyandotte County, Kansas.

Grain,

From points in Kansas west of K-77 to points in Wyandotte County, Kansas.

Scrap metal,

From points in Reno County to points in Wyandotte County, Kansas.

Application for Certificate of Convenience and Necessity:

American Cargo Express,) Docket No. 152,493 M
Inc.)
2205A Air Cargo Road)
Wichita, KS 67209)

Applicant's Attorney: None

Grain,

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

William R. Cook) Docket No. 152,494 M
Route 1)
Wellington, KS 67152)

Applicant's Attorney: None

Grain,

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Enron Oil Trading &) Docket No. 152,497 M
Transportation Company)
350 N. Belt East, Suite 201)
Houston, TX 77060)

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

Fresh water and salt water,

Between all points and places within an area bounded by 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:

Hal D. & Donna J.) Docket No. 152,495 M
Blomquist, dba)
H & D Blomquist)
Trucking)
Route 1, Box 541)
Meriden, KS 66512) MC ID No. 105596

Applicant's Attorney: None

Grain, dry feed and dry feed ingredients,

Between points and places in Wyandotte, Leavenworth, Douglas, Jefferson, Atchison, Jackson, Shawnee, Osage, Lyon, Wabaunsee, Dickinson, Geary and Saline counties, Kansas.

Also,

Between points and places in Wyandotte, Leavenworth, Douglas, Jefferson, Atchison, Jackson, Shawnee, Osage, Lyon, Wabaunsee, Dickinson, Geary and Saline counties, 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. 004756

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. Friday, November 21, at the Alcoholic Beverage Control office, second floor, Jayhawk Tower, 700 Jackson, 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, Topeka 66625-1284. All interested parties will be given a reasonable opportunity at the hearing to orally present their views 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:

13-2-8. Witnesses; cross examination. Any party to an appeal before the board may call witnesses on his or her own behalf and be subject to cross-examination.

13-2-16. (New) A transcript of the hearing and all the exhibits or physical evidence will be considered by the board prior to the appeal.

14-2-6. Licenses; responsibility for conduct of business and of employees. Licensees are responsible for acts of their business and of their employees.

14-2-24. (New) Licensees' performance bond; escrow account in lieu of. An applicant for a new license or for a renewal may deposit in an escrow account a C.D. issued by a Kansas bank or savings and loan in lieu of a bond.

14-4-11. Manufacturer's and distributor's price lists; requirements for filing. All language implementing price affirmation is deleted in line with the U.S. Supreme Court decision declaring affirmation unconstitutional.

14-4-17. Inducements from manufacturers to distributors prohibited. Amended to eliminate the restriction against manufacturers from giving and distributors from accepting rebates, price promotions and cash discounts.

14-4-7. Revoked.

14-6-3. Labels on containers or alcoholic liquor except beer, nature. Need a letter of authority or other documentation from the importer if the name of the importer on the label and federal label is not the same as the supplier.

14-8-2. Prohibited statements and restrictions in the advertising of alcoholic liquor. Amended to eliminate the restriction against any statement, design, device, or pictorial representation of or relating to the armed forces of the United States, the American flag, state flag, emblem, seal, insignia or decoration associated with the flag or armed forces.

14-10-2. Trade practices between distributors and private clubs. A distributor may sell to a club consumer specialty items at the actual cost to the supplier or distributor or at fair market value.

Note: Regulations 14-12-1 through 14-12-18 are existing regulations that were previously numbered 92-8-1 through 92-8-19.

14-12-1. Applications. An application for a CMB license shall contain name and address of application, address of business and storage, name or brand of beverage to be sold and the intended distribution area.

14-12-2. Wholesaler's license bond. Every wholesaler of CMB shall furnish a \$1,000 bond to the director and be approved before a CMB license is issued.

14-12-3. Change of ownership. A CMB license issued to an individual, partnership, or corporation is not transferable from one owner to another.

14-12-4. No trade names for corporations. Any CMB license will be issued in its corporation name only.

14-12-5. Storage of cereal malt beverage. Wholesaler may store unpasteurized CMB in a refrigeration plant in the same city he has a license if the address of the refrigeration plant is on the wholesaler's application for a license.

14-12-6. License; established place of business. It is necessary for a wholesaler's license to have an established place of business within Kansas.

14-12-7. Storage of CMB in warehouse in which beer is stored. Must store CMB and beer separately if they are in the same warehouse.

14-12-8. Bonds; cancellation. A surety on a bond for a wholesaler or brewer shall not be liable to the state after 60 days from the date of request to ABC of the desire to cancel such bond.

14-12-9. Filing of agreements; cancellations. Regulation sets out the requirement for territorial agreements between brewers and distributors.

14-12-10. Furnishing of bill of lading. The director can request a bill of lading from any brewer to show the point of origin of all shipments of CMB within the state.

14-12-11. Invoices. Brewers shall submit to the director a copy of each invoice of CMB sold to a Kansas wholesaler and any credit memo within three days of the invoice or shipment.

14-12-12. Brewers contract and bond. The director may enter into a contract with any brewer, establishing that Kansas tax on CMB shall be paid by the 15th of the month.

14-12-13. Refund of CMB tax on military CMB. Kansas CMB wholesalers may request a refund for the amount of CMB tax paid on CMB sold to the armed forces in Kansas.

14-12-14. Importer's contract. The director can enter

into a contract between a Kansas licensed wholesaler or distributor if the distributor becomes a brewer.

14-12-15. Cereal malt beverage unfit for sale. Tax paid on CMB that becomes unfit, unsalable or damaged may be refunded.

14-12-16. Labels on containers of cereal malt beverage; nature. Labels shall set out in plain and legible print the number of fluid ounces, name of the beer manufacturer and a duplicate copy of federal label approval to be sent to ABC.

14-12-17. Inducements in exchange for exclusive brand at retail establishment prohibited.

14-12-18. Regulations that apply to CMB distributors who sell wine.

14-16-10. (New) Rules of evidence. Rules of evidence will be generally followed at hearings.

14-16-11. (New) Hearing procedures. Establishes burden of proof and order of hearing for hearings before the director.

14-16-12. (New) Hearing procedures; pre-hearing motions. Any pre-hearing motion shall be filed within 10 days of receipt of the citation.

14-18-4. Guests of members; guests of management; reciprocal members; registration. Amendment clarifies that a guest must be a prior acquaintance of the sponsoring member or employee.

14-18-31. Revoked.

14-18-33. (New) Minimum prices for drinks; how determined. This regulation sets out the factors in determining acquisition costs.

14-20-10. (New) Restaurant clubs; criteria for determination; gross receipts affidavit; estimates. Sets out the procedures for determining restaurant status for purposes of multiple ownership or reciprocity.

92-8-1, 92-8-2, 92-8-3, 92-8-4, 92-8-5, 92-8-6, 92-8-7, 92-8-8, 92-8-9a, 92-8-10, 92-8-11, 92-8-12, 92-8-13, 92-8-14, 92-8-15, 92-8-16, 92-8-17, 92-8-18 and 92-8-19 are being revoked.

JOHN A. LAMB
Director, Alcoholic Beverage
Control Division

Doc. No. 004746

(Published in the KANSAS REGISTER, November 6, 1986.)

**NOTICE OF REDEMPTION
CRAWFORD COUNTY, KANSAS
SINGLE FAMILY MORTGAGE
REVENUE BONDS
1980 SERIES A**

Notice is hereby given that \$315,000 principal amount of the bonds, as listed below, are called for redemption on December 1, 1986, 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:

1148	1258	1325	1451	1565
1157	1262	1334	1453	1581
1165	1266	1341	1456	1597
1173	1268	1349	1458	1614

1179	1271	1357	1462	1629
1240	1277	1365	1489	1642
1242	1285	1374	1509	1667
1246	1294	1381	1526	1685
1250	1301	1389	1542	
1254	1309	1397	1548	
1256	1314	1408	1556	

The serial numbers of the registered bonds to be redeemed in whole or in part and the principal amount to be redeemed are as follows:

Bond Number	Bond Amount	Amount Called
R44	\$ 20,000	\$ 5,000
R48	120,000	25,000
R337	35,000	10,000
R346	10,000	5,000
R347	5,000	5,000
R355	20,000	5,000

On December 1, 1986, 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, 1986, 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 addresses:

Continental Illinois National Bank
and Trust Company of Chicago
Attention: Corporate Trust Operations
30 N. LaSalle St., 16th Floor
Chicago, IL 60697

Kansas State Bank and
Trust Co. (co-trustee)
Attention: Trust Department
123 N. Market
Wichita, KS 67202

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 October 31, 1986.

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

Doc. No. 004735

(Published in the KANSAS REGISTER, November 6, 1986.)

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

Notice is hereby given that \$805,000 principal amount of the bonds, as listed below, are called for redemption on December 1, 1986 at the redemption price of 100 percent of the principal amount being redeemed plus accrued interest thereon to the redemption date.

Coupon bonds of \$5,000 denominations called in full, bearing CUSIP No. 505385 and suffix:

AE4	497	862	1017	1629	1806	1921
182	502	871	1023	1631	1810	1929
196	507	874	1029	1640	1811	1937
	511	879	1038	1657	1814	1943
AF1	514	890	1042	1662	1815	1967
246		894	1049	1665	1820	1971
252	AKO	898	1053	1674	1826	1979
255	580	902	1060	1680	1827	1989
261	584	907	1065	1691	1832	1994
	590	911	1071	1696	1834	2010
AG9	595	918	1077	1699	1837	2016
314	601	930	1083	1709	1839	2026
324	610	934		1712	1845	2033
326	AL8	940	AQ7	1727	1849	2039
332	706	950		1732	1854	2054
	714	955	1541	1744	1859	2063
AH7	717	958	1550	1750	1862	2078
393	732	963	1554	1755	1869	2092
397		969	1560	1760	1873	2105
401	AM6	975	1565	1772	1876	2117
406	820	983	1576	1779	1881	
410	829	988	1587	1781	1889	
413	834	993	1594	1789	1893	
	839	999	1596	1792	1894	
AJ3	849	1007	1606	1799	1901	
485	854	1013	1612	1803	1911	

In addition to the coupon bonds listed above, the following fully registered bond due June 1, 2002 is called as shown below bearing CUSIP No. 505385AQ7:

Bond Number	Total Principal	Amount Called
R-28	\$5,000	\$5,000

On December 1, 1986, 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, 1986, 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 N. LaSalle St., 16th Floor
Chicago, IL 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 October 31, 1986.

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

Doc. No. 004749

(Published in the KANSAS REGISTER, November 6, 1986.)

**NOTICE OF REDEMPTION OF
CITY OF NEW STRAWN, KANSAS
WATER SYSTEM REVENUE BONDS
SERIES 1982-A
DATED JUNE 1, 1982**

Pursuant to Section 4 of Ordinance No. 82-3 of the city of New Strawn, Kansas, notice is hereby given that the city has called certain of the above mentioned water system revenue bonds for redemption and payment on December 1, 1990. The bonds which have been called for redemption and payment on that date are described as follows:

Bond Numbers	Maturity Date
35 to 42, inclusive	December 1, 1991
43 to 52, inclusive	December 1, 1992
53 to 63, inclusive	December 1, 1993
64 to 75, inclusive	December 1, 1994

On the redemption date there shall become due and payable on each of the above described bonds (upon presentation and surrender of each such bond and all appurtenant coupons thereto) the redemption price thereof which is equal to 103 percent of the principal amount of each bond, together with interest accrued to the said redemption date. Interest shall cease to accrue on the bonds so called for redemption and payment from and after December 1, 1990; and all interest coupons maturing after December 1, 1990 shall become void.

The bonds which have been called for redemption, as described above, together with the appurtenant coupons, must be presented for payment and surrendered to the Treasurer of the State of Kansas, Topeka, Kansas, paying agent for the bonds.

Dated July 24, 1986.

CITY OF NEW STRAWN, KANSAS

Doc. No. 004733

(Published in the KANSAS REGISTER, November 6, 1986.)

NOTICE OF BOND SALE
\$18,460,000
CITY OF WICHITA, KANSAS
GENERAL OBLIGATION BONDS
(SERIES 710 and SERIES 711)
(general obligation bonds payable
from unlimited ad valorem taxes)

Sealed bids will be received in the office of the City Clerk, City Hall, 455 N. Main, Wichita, KS 67202-1679, until 10 a.m. C.S.T. on November 18, 1986, and will be considered by the governing body of the city of Wichita at its regular place of meeting in the city commission room in the City Hall at 10 a.m. C.S.T. on November 18, 1986, at which time and place all proposals will be publicly opened, read aloud, and considered for the purchase of all, but not less than all of each series of two series of general obligation bonds aggregating the principal sum of \$18,460,000: series 710 in the principal amount of \$9,465,000 (the series 710 bonds); and series 711 in the principal amount of \$8,995,000 (the series 711 bonds). The series 710 bonds and series 711 bonds will be jointly referred to as the bonds. No oral or auction bids will be considered.

Details of the Bonds—Series 710

The series 710 bonds shall be issued in the form of fully registered certificated bonds without coupons, each in the denomination of \$5,000 or in integral multiples thereof, not exceeding the principal amount of bonds maturing in each year. Interest on the series 710 bonds will be payable semiannually, commencing March 1, 1988 and each September 1 and March 1 thereafter. The series 710 bonds shall be dated December 1, 1986, and shall become due serially on September 1 in each of the years and in the principal amounts as follows:

Date of Maturity	Amount
September 1, 1988	\$385,000
September 1, 1989	400,000
September 1, 1990	430,000
September 1, 1991	460,000
September 1, 1992	490,000
September 1, 1993	530,000
September 1, 1994	570,000
September 1, 1995	600,000
September 1, 1996	650,000
September 1, 1997	690,000
September 1, 1998	740,000
September 1, 1999	790,000
September 1, 2000	850,000
September 1, 2001	910,000
September 1, 2002	970,000

Details of the Bonds—Series 711

The series 711 bonds shall be issued in the form of fully registered certificated bonds without coupons, each in the denomination of \$5,000 or integral multiples thereof, not exceeding the principal amount of bonds maturing in each year. Interest on the series 711 bonds will be payable semiannually, commencing June 1, 1987 and each December 1 and June 1 thereafter. The series 711 bonds shall be dated December 1, 1986, and shall become due serially on June 1 and

December 1 in each of the years and in the principal amounts as follows:

Date of Maturity	Amount
June 1, 1987	\$420,000
December 1, 1987	420,000
June 1, 1988	420,000
December 1, 1988	420,000
June 1, 1989	420,000
December 1, 1989	420,000
June 1, 1990	420,000
December 1, 1990	420,000
June 1, 1991	420,000
December 1, 1991	420,000
June 1, 1992	420,000
December 1, 1992	420,000
June 1, 1993	420,000
December 1, 1993	420,000
June 1, 1994	420,000
December 1, 1994	420,000
June 1, 1995	420,000
December 1, 1995	420,000
June 1, 1996	415,000
December 1, 1996	410,000
June 1, 1997	30,000
December 1, 1997	30,000
June 1, 1998	30,000
December 1, 1998	30,000
June 1, 1999	30,000
December 1, 1999	30,000
June 1, 2000	30,000
December 1, 2000	30,000
June 1, 2001	30,000
December 1, 2001	30,000
June 1, 2002	30,000
December 1, 2002	30,000
June 1, 2003	30,000
December 1, 2003	30,000
June 1, 2004	30,000
December 1, 2004	30,000
June 1, 2005	30,000
December 1, 2005	30,000
June 1, 2006	35,000
December 1, 2006	35,000

Place of Payment

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 trust office of the Chase Manhattan Bank, N.A., New York, NY (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 and bond registrar to the registered owners appearing on the books maintained by the bond registrar as of the 15th day of the month next preceding the interest payment dates (the record dates). The fees of the bond registrar for registration and transfer of the bonds shall be paid by the city.

Redemption

Bonds maturing in the years 1988 to 1992, inclusive, shall become due without option of prior payment. At the option of the city, bonds maturing in the years 1993 and thereafter 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 the final principle

(continued)

payment date in 1992, or on any interest payment date thereafter at the redemption prices set forth below (expressed as percentages of the principal amount), plus accrued interest to the redemption date:

Redemption Dates	Redemption Price
1992-1993	101.00%
1994-1995	100.50%
1996, 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, said notice to be mailed by United States registered or certified mail addressed to the registered owners of said bonds, to the Treasurer of the State of Kansas, Topeka, 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.

Interest Date

Proposals will be received on the bonds of each series bearing such rate or rates of interest as may be specified by the bidder. The same rate shall apply to all bonds of the same maturity. Each interest rate specified shall be in an even multiple of $\frac{1}{8}$ or $\frac{1}{20}$ of 1 percent. The difference between the highest interest rate bid and the lowest rate of interest bid shall not exceed 3 percent per annum. No interest rate shall exceed the maximum interest rate allowed by Kansas law, said rate being the 20 bond index of tax exempt municipal bonds published by Credit Markets in New York, New York on the Monday next preceding the day on which the bonds are sold, plus 2 percent, and no bid of less than par and accrued interest will be considered. A bid for the purchase of less than all of each series of bonds or bid at a price less than par and accrued interest will not be considered.

Bid Form and Good Faith Deposit

Bids for each series shall be submitted on the official bid form furnished by the city and should be addressed to Donald C. Gisick, City Clerk, 455 N. Main, Wichita, KS 67202-1679, 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 net interest rate, all certified by the bidder to be correct, and the city may rely upon the certificate of correctness of the bidder. No bid will be considered if made on other than the official bid form and no bid will be considered if such form is amended or modified. Each bid must be accompanied by a certified or cashier's check in the

amount of 2 percent of the total par value of each series of bonds payable to the City Treasurer, City of Wichita, on which no interest will be allowed. The checks of unsuccessful bidders will be returned promptly. The check of the successful bidder or the proceeds thereof will be held as security for the performance of the contract to purchase the bonds, but in the event that the successful bidder shall fail to comply with the terms of the bid, the check or the proceeds thereof shall then be forfeited and retained by the city as and for liquidated damages.

Award of the Bonds

Each series of bonds will be sold separately. The sealed bid for each series of bonds shall be opened publicly and only at the time and place specified in this notice and each series of bonds will be sold to the best bidder. The city reserves the right to reject any and all of the bids and to waive any irregularities or informalities. Unless all bids are rejected, the bonds of each series will be awarded to the bidder whose proposal results in the lowest net interest cost to the city, and the net interest cost will be determined by deducting the amount of any premium bid from the aggregate amount of interest upon all of the bonds from their date until their respective maturities. If there is a discrepancy between the lowest net interest cost and the average annual interest rate specified, the net interest cost figure shall govern and the interest rates in the bid shall be adjusted accordingly. In the event more than one bid is received at the same net interest cost, the successful bidder will be selected by lot.

Delivery and Payment

The bonds, duly printed, executed and registered, will be furnished and paid for by the city. Delivery of the bonds will be made on or before December 18, 1986 at any bank or trust company in New York, New York. Payment shall be made in immediately available federal reserve funds. The number, denomination of bonds, and the names and tax identification numbers of the initial registered owners to be initially printed on the bonds must be submitted in writing by the successful bidder to the bond registrar at least 10 business days prior to the date of delivery of the bonds. In the absence of such information, the city will deliver the bonds in the denomination of each maturity registered in the name of the successful bidder.

Legal Opinion and Tax Exemption

The bonds will be sold subject to the approving opinion of Gaar & Bell, bond counsel, Wichita, Kansas, a copy of which opinion will be printed on the reverse side of each bond. The cost of this legal opinion and the expenses of printing the bonds and legal opinion will be paid by the city. The series 710 legal opinion will state in part substantially that the bonds will constitute general obligations of the city, payable as to both principal and interest from the collection of special assessments which have been levied on benefited property; but any portion of said special assessments not so paid will be payable from ad valorem taxes which may be levied without limita-

tion as to rate or amount upon all of the taxable tangible property within the territorial limits of the city. The series 711 legal opinion will state in part substantially that the bonds will constitute general obligations of the city, payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the city. A manually signed original of each such opinion will be furnished without expense to the purchaser of the bonds at the delivery thereof. The purchaser will be furnished with a complete transcript of proceedings evidencing the authorization and issuance of the bonds and the usual closing proofs, which will include a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity and a certificate relating to the completeness and accuracy of the official statement and notice of bond sale.

On October 22, 1986, the President of the United States signed into law H.R. 3838, the Tax Reform Act of 1986, which redesignates the Internal Revenue Code of 1954 as the Internal Revenue Code of 1986. The 1986 Code imposes certain additional requirements and restrictions which must be met subsequent to the issuance of state and local government obligations in order to maintain the exemption from federal income taxation of the interest on such obligations. The city will covenant in the bond ordinance to comply with the provisions of the Act and to take all action as may be necessary to comply with the Act and all applicable future law to preserve the tax-exempt status of the bonds, to the extent such actions can be taken by the governing body of the city.

In the opinion of Gaar & Bell, Wichita, Kansas, bond counsel, under existing law, statutes, regulations, rulings and judicial decisions, assuming continued compliance by the city with the terms of the bond ordinance, the bonds are exempt from intangible personal property taxes levied by Kansas counties, cities or townships, and the interest on the bonds is exempt from federal income taxation except as follows:

(a) For taxable years beginning in the years 1987, 1988 and 1989, the interest on the bonds will be included in the adjusted net book income of corporations. For purposes of computing the corporate alternative minimum tax, a corporation's alternative minimum taxable income must be increased by 50 percent of the amount by which such corporation's adjusted net book income exceeds such corporation's alternative minimum taxable income (determined without regard to this adjustment or the alternative tax net operating loss deduction). For taxable years beginning after 1989, the use of "book income" will be replaced by "adjusted current earnings," and "50%" will be replaced by "75%."

(b) For taxable years beginning after December 31, 1986, property and casualty insurance companies will be required to reduce their deduction for losses incurred on insurance contracts by 15 percent of the amount of interest received or accrued on tax-exempt obligations acquired after August 7, 1986, including the bonds.

(c) For taxable years ending after December 31, 1986, banks and thrift institutions will be unable to deduct any portion of their interest expense allocable to purchasing and carrying tax-exempt obligations acquired after August 7, 1986, including the bonds.

H.R. 2005, the Superfund Amendments and Reauthorization Act of 1986, which was enacted on October 17, 1986, includes among its provisions the imposition of a new environmental tax. Calculation of the tax is to be based generally on a percentage of the corporate alternative minimum taxable income as defined in the 1986 Code which would include interest on tax-exempt obligations, including the bonds. The amount of tax is equal to 0.12 percent of excess of the alternative minimum taxable income (without regard to net operating losses and the deduction for the environmental tax) over \$2 million. The environmental tax is imposed whether or not the taxpayer is subject to the alternative minimum tax, but is deductible from gross income. The environmental tax is effective for taxable years beginning after 1991. The imposition of this environmental tax could result in additional taxation of interest on the bonds for certain bondowners.

Copies of the forms of bond counsel's opinions are contained in the official statement of the city with respect to the bonds.

Purpose of Issues

The bonds are being issued for the purpose of constructing certain internal improvements in the city of Wichita, Kansas, as follows:

Series 710

Street Improvements	\$2,810,596
Sewer Improvements	\$5,961,298
Water Main Extensions	\$ 693,106
	<u>\$9,465,000</u>

Series 711

Street Improvements	\$2,768,740
Sewer Improvements	\$4,199,918
Water Main Extensions	\$ 4,556
Public Park Improvements	\$ 400,000
Misc. Public Improvements	\$1,428,509
Traffic Signalization	\$ 193,277
	<u>\$8,995,000</u>

Security

The bonds constitute general obligations of the city of Wichita, Kansas, and the full faith, credit and resources of the city are pledged to the payment of the principal of and the interest on such bonds; and the city is obligated to levy ad valorem taxes without limitation as to rate or amount upon all the taxable property within the territorial limits of said city to pay the principal of and interest on the bonds.

CUSIP Identification Numbers

CUSIP identification numbers will be printed on the bonds, but neither the failure to print such numbers on any bond nor any error with respect thereto shall constitute cause for failure or refusal by the successful bidder to accept delivery of and to pay for said bonds in accordance with the terms of this

(continued)

notice. All expenses in relation to printing of CUSIP numbers on said bonds and the expenses of the CUSIP Service Bureau for the assignment of said numbers shall be the responsibility of and shall be paid for by the city.

Assessed Valuation

The assessed valuation of all taxable tangible property within the city of Wichita, Kansas, for the year 1985, is as follows:

Equalized assessed valuation of taxable tangible property	\$ 980,243,519
Estimated tangible valuation of motor vehicles	\$ 196,171,738
Equalized assessed tangible valuation for computation of bonded indebtedness limitations	\$1,176,415,257

Bonded Indebtedness

The total bonded indebtedness of the city of Wichita, Kansas, as of December 1, 1986, is \$278,690,000, which amount excludes all revenue and refunding bonds, but includes temporary notes to be issued in the amount of \$12,855,000 and the two series of bonds described in this notice of bond sale in the aggregate amount of \$18,460,000. Of the currently issued and outstanding temporary notes of the city, \$14,070,964 will be retired out of the proceeds of the bonds herein offered for sale.

Rating of the Bonds

The city has applied to Moody's Investors Service, Inc. and Standard & Poor's Corporation for ratings on the bonds. General obligation bonds issued by the city of Wichita since 1975 have been rated Aa by Moody's Investors Service and rated AA by Standard & Poor's Corporation.

Other Pending Bond and Temporary Note Issues

Neither the city of Wichita, nor Sedgwick County, nor Unified School District 259 (Wichita Public School System) presently contemplates the issuance of any additional general obligation bonds within the next 30 days. The city of Wichita plans to sell \$12,855,000 in temporary improvement notes on November 25, 1986, to be dated December 1, 1986, to become due on June 18, 1987. These temporary improvement notes will consist of \$7,294,036 in renewals and \$5,560,964 in new notes.

Redistribution of Notice and Official Statement

Authorization is given to redistribute this notice of bond sale and the official statement, but the entire notice of bond sale and official statement, and not portions thereof, must be redistributed. The successful bidder, upon request, will be furnished with 50 copies of the notice of bond sale and official statement without cost; additional copies will be furnished at a nominal charge.

Official Statement

This notice of bond sale and the official statement has been prepared under the authority of the governing body of the city of Wichita, Kansas. Additional copies of this notice of bond sale, copies of the official statement, or further information may be received from the office of the City Treasurer, City Hall, 455 N. Main, Wichita, KS 67202-1679, (316) 268-4109.

Figures used in this notice of bond sale and in the

official statement through December 31, 1985 were obtained from the city of Wichita's annual financial report for 1985, which has been audited by an independent firm of certified public accountants appointed by the governing body of the city of Wichita.

BY ORDER OF THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS THIS 28TH DAY OF OCTOBER, 1986

By Tony Casado, Mayor
Attest: Donald C. Gisick, City Clerk

Doc. No. 004748

State of Kansas

DEPARTMENT OF HEALTH AND ENVIRONMENT

TEMPORARY ADMINISTRATIVE REGULATIONS

Article 4.—MATERNAL AND CHILD HEALTH

28-4-92. License Fees. (a) When application is made for a license or for the renewal of a license, the applicant shall send to the secretary of the Kansas department of health and environment the appropriate license fee specified below:

Facilities with a license capacity of 12 or fewer children	\$15.00
Facilities with a license capacity of 13 or more children	\$35.00
	plus \$1.00 for each child included in the license capacity, with the total fee not to exceed \$75.00

Child Placing Agency, Day Care Referral Agency or Maternity Center	\$75.00
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(b) A full license shall be issued if the secretary finds that the applicant is in compliance with the requirements of K.S.A. 65-501 through 65-516 and amendments to it, and the rules and regulations promulgated pursuant to those statutes, and has made full payment of the license fee required by the provisions of K.S.A. 65-505 and amendments to it. (Authorized by and implementing K.S.A. 65-505 as amended by 1986 S.B. 672; effective, T-83-24, Aug. 25, 1982; effective May 1, 1983; amended, T-86-46, Dec. 18, 1985; amended May 1, 1986; amended T-87-22, Aug. 21, 1986.)

BARBARA J. SABOL
Secretary of Health and Environment

Doc. No. 004739

State of Kansas

DEPARTMENT OF ADMINISTRATION

TEMPORARY ADMINISTRATIVE REGULATIONS

Article 16—TRAVEL REIMBURSEMENT

1-16-15. Reduced allowances. Except as provided in subsection (d) of K.A.R. 1-16-18, an agency that desires to pay a reduced meals allowance or lodging expense shall obtain the prior approval of the secretary of administration. Agencies desiring to obtain this approval shall submit a request therefor on a form which may be obtained from the division of accounts and reports. (Authorized by and implementing K.S.A. 75-3207; effective Jan. 1, 1966; amended, E-69-18, Aug. 14, 1969; amended Jan. 1, 1970; amended May 1, 1979; amended May 1, 1982; amended, T-84-20, July 26, 1983; amended May 1, 1984; amended, T-87-26, Oct. 1, 1986.)

1-16-18. Subsistence allowance; rates. (a) General provisions.

(1) Except as otherwise specifically provided by law, subsistence allowances for in-state and out-of-state travel shall be paid on the basis of a quarter-day rate for meal expenses and the actual cost of lodging expenses incurred within the lodging expense limits set forth in this regulation. The subsistence rates for meal expenses shall be paid on a per diem basis at the appropriate rate for any fraction of a quarter-day in which the official travel begins and for each full quarter-day thereafter. For purposes of this regulation, a day shall commence at 12:01 a.m. No quarter-day allowance shall be paid for any fractional quarter-day in which the traveler returns to the traveler's official station or domicile.

(2) Reimbursement for lodging shall be made on the basis of actual single-rate lodging expenses incurred, including taxes, and shall be supported by the original official receipt of the lodging place or other suitable evidential matter. Reimbursement for lodging expenses shall be limited to the lodging place's lowest available rate for normal single occupancy on the day or days the lodging expense was incurred.

(3) Subject to the approval of the secretary of administration, the director of accounts and reports may designate any city in a state bordering or near Kansas as a "border city." All meals allowances and lodging expense limitations shall be at the appropriate in-state rate for travel by state personnel to a border city.

(b) Meals allowance. The quarter day meals allowance shall be:

In-state	\$ 4.00
Out-of-State	\$ 4.50
Designated high cost geographic area—out-of-state	\$ 5.50

(c) Lodging expense limitations. The lodging expense limitations shall be:

In-state, exclusive of designated high cost geographic areas	\$40.00
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In-state, designated high cost geographic area	\$50.00
Out-of-state, exclusive of designated high cost geographic areas	\$60.00
Out-of-state, designated high cost geographic area	\$85.00
Borough of Manhattan and the District of Columbia	\$98.00

Specific exceptions to the dollar limitation on lodging expenses may be made in exceptional or hardship cases involving international travel if written approval to exceed the maximum rate has been granted by the authority that appointed the head of the department of the traveling employee. If the head of the department is an elected state official, the department head may grant the written approval. As used in this paragraph, "international travel" means travel outside the fifty states and the District of Columbia.

(d) If the cost of meals is included within the cost of registration fees or other fees and charges paid by the agency or supplied without cost by another party, the meal expenses shall be reduced as follows:

In-State Travel:	Amount
For each breakfast provided	\$ 3.50
For each lunch provided	\$ 4.50
For each dinner provided	\$ 8.00
Out-of-State Travel:	
for each breakfast provided	\$ 4.00
For each lunch provided	\$ 5.00
For each dinner provided	\$ 9.00
Travel to High Cost Geographic Areas and International Travel:	
For each breakfast provided	\$ 5.00
For each lunch provided	\$ 6.00
For each dinner provided	\$11.00

This regulation shall take effect on and after December 1, 1986.

(Authorized by and implementing K.S.A. 75-3207a; effective, E-80-10, July 11, 1979; effective May 1, 1980; amended, E-81-14, June 12, 1980; amended May 1, 1981; amended, E-82-14, July 1, 1981; amended May 1, 1982; amended, T-84-20, July 26, 1983; amended May 1, 1984; amended May 1, 1985; amended, T-87-26, Dec. 1, 1986.)

1-16-18a. Designated high cost geographic areas. (a) For official travel to and from, or within, any high cost geographic area designated in subsection (d), in which the traveler is required to sleep away from home, the applicable subsistence allowance rate for that designated high cost geographic area may be paid.

(continued)

However, reimbursement on this basis shall not be allowable when such an area is only an intermediate stopover at which no official duty is performed, or when the subsistence expenses incurred relate to relocation, travel to seek residence quarters or to report to new permanent duty station or to temporary quarters.

(b) Reimbursement for travel in high cost geographic areas shall be at the prescribed high cost geographic rate unless the agency establishes a reduced rate as provided in K.A.R. 1985 Supp. 1-16-15. When an out-of-state trip is to two or more destination cities, and when one of these cities is designated as a high cost geographic area, the subsistence allowance rate shall change from the high cost geographic area rate to the regular rate, or from the regular rate to the high cost geographic area rate, subject to and on application of the appropriate quarter day allowance as determined by the time of arrival at the second destination city.

(c) The boundaries of designated high cost geographic areas include all locations within the corporate limits of the cities listed, unless otherwise specified. The designated high cost geographic areas are:

IN-STATE HIGH COST GEOGRAPHIC AREAS

Kansas City (all locations within Johnson and Wyandotte County)

Topeka (all locations within Shawnee County)

Wichita (all locations within Sedgwick County)

OUT-OF-STATE HIGH COST GEOGRAPHIC AREAS

Afton, Oklahoma (Shangri-La Resort)

Alexandria, Virginia

Anaheim, California

Anchorage, Alaska

Arlington, Virginia (all locations within Arlington County)

Aspen, Colorado (all locations within Pitkin County)

Atlantic City, New Jersey (all locations within Atlantic County)

Avon, Colorado (all locations within Eagle County)

Beaver Creek, Colorado (all locations within Eagle County)

Bethesda, Maryland

Boston, Massachusetts (all locations within Middlesex, Norfolk and Suffolk Counties)

Cambridge, Massachusetts

Carmel, California (all locations within Monterey County)

Chicago, Illinois (all locations within Du Page, Lake and Cook counties)

Corpus Christi, Texas (all locations within Nueces County)

Danvers, Massachusetts

Fairfax, Virginia (all locations within Fairfax County)

Hilton Head Island, South Carolina (all locations within Beaufort County)

Jackson Hole, Wyoming (all locations within Teton County)

Juneau, Alaska

Kaanapali Beach, Maui, Hawaii

Kailau-Kona, Hawaii

Kaunakakai, Molokai, Hawaii

Keystone, Colorado (all locations within Routt County)

Los Angeles, California (all locations within Los Angeles, Kern, Orange and Ventura Counties)

Manchester, New Hampshire (all locations within Hillsborough County)

Martha's Vineyard, Massachusetts (all locations within Dukes and Nantucket Counties)

Miami, Florida (all locations within Dade and Monroe Counties)

Minneapolis, Minnesota (all locations within Anoka, Hennepin, Ramsey and Rosemont Counties)

Monterey, California (all locations within Monterey County)

Nantucket, Massachusetts (all locations within Dukes and Nantucket Counties)

Newark, New Jersey (all locations within Bergen, Essex, Hudson, Morris, Passaic and Union Counties)

New Haven, Connecticut (all locations within New Haven County)

Newport, Rhode Island (all locations within Newport County)

New York, New York (except as provided in K.A.R. 1-16-18, subsection (c), all locations within the boroughs of the Bronx, Brooklyn, Manhattan, Queens and Staten Island and the Counties of Nassau and Suffolk)

Norfolk, Virginia (the Cities of Norfolk, Portsmouth, Hampton, Newport News, Chesapeake and all locations within York County)

Oakland, California (all locations within San Francisco, Alameda, Contra Costa and Marin Counties)

Ocean City, Maryland (all locations within Worcester County)

Palm Springs, California (all locations within Riverside County)

Phoenix, Arizona (all locations within Maricopa County)

Princeton, New Jersey (all locations within Mercer County)

St. Paul, Minnesota (all locations within Anoka, Hennepin, Ramsey and Rosemont Counties)

St. Louis, Missouri (all locations within St. Charles and St. Louis Counties)

San Diego, California (all locations within San Diego County)

San Francisco, California (all locations within San Francisco, Alameda, Contra Costa and Marin Counties)

San Jose, California (all locations within Santa Clara County)

San Juan, Puerto Rico

San Mateo, California (all locations within San Mateo County)

Santa Barbara, California (all locations within Santa Barbara County)

Santa Cruz, California (all locations within Santa Cruz County)
 Scottsdale, Arizona (all locations within Maricopa County)
 Snowbird, Utah
 South Padre Island, Texas
 Stamford, Connecticut
 Sun Valley, Idaho
 Tom's River, New Jersey (all locations within Ocean County)
 Trenton, New Jersey (all locations within Mercer County)
 Vail, Colorado (all locations within Eagle County)
 Virginia Beach, Virginia
 Wailea, Maui, Hawaii
 Washington, D.C. (Cities of Alexandria, and Falls Church; and the County of Loudoun in Virginia; and the Counties of Montgomery and Prince Georges in Maryland) (Washington, D.C., as provided in K.A.R. 1-16-18, subsection (c), is a special high cost area within the corporate limits of the District of Columbia)
 White Plains, New York (all locations within Westchester County)
 All cities in countries located outside the borders of the United States
 All areas approved as high cost areas pursuant to subsection (e)

(e) State agencies may request the director of accounts and reports to conduct a study of subsistence costs in any area not designated as a high cost area in subsection (d). If the study findings of an area justify such action, the director of accounts and reports may recommend to the secretary of administration that the area be added to the list of high cost geographic areas. If the secretary approves the addition of that area, subsistence payments for travel to the area may be made at the rate designated for high cost geographic areas.

This regulation shall take effect on and after December 1, 1986. (Authorized by and implementing K.S.A. 75-3207a; effective, E-80-10, July 11, 1979; effective May 1, 1980; amended May 1, 1981; amended, E-82-14, July 1, 1981; amended May 1, 1982; amended, T-84-20, July 26, 1983; amended May 1, 1984; amended May 1, 1985; amended, T-87-26, Dec. 1, 1986.)

1-16-18b. Sharing of lodging or travel expense reimbursement. State employees or officials who are eligible to receive reimbursement for lodging expenses incurred in connection with in-state travel shall not be required to share lodging accommodations with other state employees. (Authorized by and implementing K.S.A. 75-3207; effective T-87-26, Oct. 1, 1986.)

Article 29—EMPLOYEE AWARDS

1-29-1. (Authorized by and implementing K.S.A. 1980 Supp. 75-2956b; effective, E-81-14, June 12, 1980; effective May 1, 1981; revoked, T-87-26, Oct. 1, 1986.)

1-29-2. (Authorized by and implementing K.S.A. 75-2956b; effective, E-81-14, June 12, 1980; effective May 1, 1981; amended May 1, 1986; revoked, T-87-26, Oct. 1, 1986.)

1-29-3. (Authorized by and implementing K.S.A. 75-2956b; effective May 1, 1983; revoked, T-87-26, Oct. 1, 1986.)

Article 30.—EMPLOYEE SUGGESTION SYSTEM

1-30-1. (Authorized by and implementing K.S.A. 75-2956b; effective, E-82-14, July 1, 1981; effective May 1, 1982; amended May 1, 1986; revoked, T-87-26, Oct. 1, 1986.)

1-30-3 to 1-30-5. (Authorized by and implementing K.S.A. 75-2956b; effective, E-82-14, July 1, 1981; effective May 1, 1982; amended May 1, 1986; revoked, T-87-26, Oct. 1, 1986.)

1-30-7 to 1-30-8. (Authorized by and implementing K.S.A. 75-2956b; effective, E-82-14, July 1, 1981; effective May 1, 1982; amended May 1, 1986; revoked, T-87-26, Oct. 1, 1986.)

1-30-11. (Authorized by and implementing K.S.A. 75-2956b; effective, E-82-14, July 1, 1981; effective May 1, 1982; amended May 1, 1986; revoked, T-87-26, Oct. 1, 1986.)

1-30-14. (Authorized by and implementing K.S.A. 75-2956b; effective, E-82-14, July 1, 1981; effective May 1, 1982; amended May 1, 1986; revoked, T-87-26, Oct. 1, 1986.)

1-30-16. (Authorized by and implementing K.S.A. 75-2956b; effective, E-82-14, July 1, 1981; effective May 1, 1982; amended May 1, 1986; revoked, T-87-26, Oct. 1, 1986.)

1-30-18 to 1-30-19. (Authorized by and implementing K.S.A. 75-2956b; effective, E-82-14, July 1, 1981; effective May 1, 1982; amended May 1, 1986; revoked, T-87-26, Oct. 1, 1986.)

1-30-21. (Authorized by and implementing K.S.A. 75-2956b; effective, E-82-14, July 1, 1981; effective May 1, 1982; revoked, T-87-26, Oct. 1, 1986.)

1-30-22. (Authorized by and implementing K.S.A. 75-2956b; effective, E-82-14, July 1, 1981; effective May 1, 1982; amended May 1, 1986; revoked, T-87-26, Oct. 1, 1986.)

1-30-23. (Authorized by and implementing K.S.A. 75-2956b; effective, E-82-14, July 1, 1981; effective May 1, 1982; revoked, T-87-26, Oct. 1, 1986.)

1-30-24. (Authorized by and implementing K.S.A. 75-2956b; effective, E-82-14, July 1, 1981; effective May 1, 1982; amended May 1, 1986; revoked, T-87-26, Oct. 1, 1986.)

ARTHUR GRIGGS
 Secretary of Administration

Doc. No. 004734

State of Kansas
DEPARTMENT OF REVENUE
 TEMPORARY ADMINISTRATIVE REGULATIONS

Article 51.—TITLES AND REGISTRATION

92-51-40. Handicapped persons placards and identification card fees. The fee for any placard issued to a handicapped person or any person responsible for the transportation of a handicapped person pursuant to section 2 of chapter 36 of the 1986 Session Laws of Kansas shall be \$2. The fee for any individual identification card issued to a handicapped person pursuant to section 2 of chapter 36 of the 1986 Session Laws of Kansas shall be \$1. (Authorized by and implementing L. 1986, Ch. 36, Sec. 2; effective, T-87-25, Oct. 1, 1986.)

HARLEY T. DUNCAN
 Secretary of Revenue

Doc. No. 004737

State of Kansas
BOARD OF AGRICULTURE
 TEMPORARY ADMINISTRATIVE REGULATIONS

Article 7.—MILK AND DAIRY PRODUCTS

4-7-213. Adoption by reference. Except for sections 1 through 6, inclusive of subpart A, the definitions found in subparagraphs (a), (b), (t) and (u) of section 2 of subpart B, and sections 2.1 through 2.6, inclusive, of subpart F, in the United States department of agriculture recommended requirements regarding "Milk for Manufacturing Purposes and its Production and Processing," as published in the Federal Register on April 7, 1972, and revised on August 27, 1985, are hereby adopted by reference. Copies of the pertinent portions of this regulation shall be available from the inspections division of the state board of agriculture. (Authorized by K.S.A. 75-1401; implementing K.S.A. 65-701; effective, E-81-24, Aug. 27, 1981; effective May 1, 1981; amended May 1, 1986; amended T-87-21, Aug. 21, 1986.)

SAM BROWBACK
 Secretary of Agriculture

Doc. No. 004738

State of Kansas
EMPLOYEE AWARD BOARD
 TEMPORARY ADMINISTRATIVE REGULATIONS

Article 1.—EMPLOYEE SERVICE
 AWARDS

18-1-1. Definition. As used in these regulations, award board and board shall mean the employee award board. (Authorized by and implementing L. 1986, Ch. 320; effective, T-87-24, Oct. 1, 1986.)

18-1-2. Service award. (a) All classified and unclassified employees shall be eligible for service awards for 10, 20, 30 and 40 years of service with the state. Recipients shall be actively employed on the state payroll at the time of the award, except that in the case of retired employees the board may make exceptions.

(b) Each agency shall be responsible for determining eligibility of its employees for service awards. The award board reserves the right to formally approve or disapprove an agency's determination of length of service.

(1) For classified employees, length of service shall be counted in the same manner as it is counted in determining length of service under K.A.R. 1-2-46, or in a manner that has been approved by the board.

(2) For unclassified employees, service shall be counted insofar as possible in the same manner as for classified employees.

(c) Each agency shall notify the award board of the number of each type of award to be given by the agency during the fiscal year which begins July 1. Such information shall be prepared on a schedule and in a form prescribed by the board.

(d) The board shall provide each agency with the service awards for their employees in accordance with procedures established by the award board.

(e) Each agency shall arrange for and conduct a presentation ceremony for the purpose of appropriately recognizing and acknowledging the eligible employees for their service dedication to Kansas state government.

(f) Nothing in this regulation shall prevent an agency from having a system of recognizing employees for length of service in addition to the system outlined in this regulation. (Authorized by and implementing L. 1986, Ch. 320; effective, T-87-24, Oct. 1, 1986.)

Article 2.—EMPLOYEE SUGGESTION
 AWARDS

18-2-1. Eligibility to receive award. (a) All state employees, including employees retired under provisions of K.S.A. 74-4901 *et seq.*, shall be eligible to receive cash awards except employees who are members of the award board and employees excluded under L. 1986, Chapter 320, Section 4.

(b) Except as provided in Subsection (a), the immediate supervisor of an employee to whom a cash award is made shall be awarded an additional amount

subject to provisions of L. 1986, Chapter 320, Section 1(a). A supervisory cash award shall not be given when a cash award is approved for a retired employee. (Authorized by and implementing L. 1986, Ch. 320; effective, T-87-24, Oct. 1, 1986.)

18-2-2. Acceptable suggestions. An acceptable suggestion shall:

- (a) Reduce costs, duplication, time, waste, or accidents;
- (b) increase productivity or job interest;
- (c) improve services, job performance, public relations, or employee morale;
- (d) simplify procedures, methods, forms, tools, or organizations; or
- (e) conserve human resources, material, money, energy, or natural resources. (Authorized by and implementing L. 1986, Ch. 320; effective, T-87-24, Oct. 1, 1986.)

18-2-3. Non-acceptable suggestions. (a) Suggestions related to the following subjects shall not be accepted for consideration:

- (1) Suggestions which correct a condition that exists only because established procedures are not being followed;
 - (2) suggestions which have been considered or for which awards have been granted previously;
 - (3) suggestions which do not propose a method or way to make the improvement;
 - (4) suggestions which are developed as part of the duties of an employee's position. In determining suggestion acceptability, the employee's job description, assigned duties, and normal performance requirements of his or her position shall be considered in determining whether the suggestion is within or outside his or her job responsibilities;
 - (5) suggestions concerning routine maintenance of buildings, equipment or grounds which may be reported through regularly established channels. Where sustained complaints have not resulted in correction, the board may consider such a suggestion for an award;
 - (6) personal complaints or criticisms;
 - (7) suggestions requiring legislative action. However, if a suggestion which requires legislative action is judged as having merit, the board may forward it to the legislative coordinating council and inform the suggester of this action. If legislation is passed implementing the idea, the suggestion may be considered for an award by the board;
 - (8) suggestions which were under active consideration by management prior to having been made;
 - (9) anonymous suggestions; and
 - (10) suggestions for which the employee received a patent.
- (b) Under special circumstances, the award board may authorize exceptions to the provisions of Subsection (a) in this regulation. (Authorized by and implementing L. 1986, Ch. 320; effective, T-87-24, Oct. 1, 1986.)

18-2-4. Suggestion submission; evaluation; ap-

proval. (a) All suggestions shall be submitted to the board in a form prescribed by the board.

(b)(1) Each acceptable suggestion shall be transmitted by the board to the head of the agency or the several agencies identified in the proposed suggestion as implementers of the suggestion and any other agencies as determined by the board. The suggester's name shall not be disclosed by the board while the suggestion is under evaluation.

(2) The agency shall evaluate the suggestion and submit to the board a report of the results of the evaluation. The report shall include a description of the effect of the suggestion on operations, estimated cost reduction or avoidance, whether the suggestion will be implemented by the agency and a recommendation as to the type and amount of any award. The report may include information about improvements in service, public relations or employee morale expected to result from implementation of the suggestion. The board may use the information in the report and any other information it deems appropriate in considering a suggestion.

(c)(1) A suggestion shall be considered adopted when approved by a majority of the board.

(2) An employee whose suggestion is not adopted may provide additional information and request the board to reconsider its decision. (Authorized by and implementing L. 1986, Ch. 320; effective, T-87-24, Oct. 1, 1986.)

18-2-5. Types of award; payment of award. (a) An award for an adopted suggestion may consist of a certificate only, or a certificate plus a cash payment. The amount of a cash payment shall be limited by the provisions of L. 1986, Chapter 320, Section 5(b). The award board may also give medals or other appropriate insignia.

(b) If it can be determined that the first year's savings were underestimated, a supplemental award may be given to the suggester. It is the responsibility of the suggester to bring such instances to the attention of the board. (Authorized by and implementing L. 1986, Ch. 320; effective, T-87-24, Oct. 1, 1986.)

18-2-6. Determination of cash awards for suggestions with intangible benefits. The type of award and the cash amount, if appropriate, shall be determined by the board for suggestions with intangible benefits when the monetary value of the suggestions cannot readily be determined within the limits prescribed by K.A.R. 18-2-5(a). Intangible benefits may be defined to include awards to promote the suggestion awards program. (Authorized by and implementing L. 1986, Ch. 320; effective, T-87-24, Oct. 1, 1986.)

18-2-7. Suggestion property rights. (a) Once an award is granted and accepted, the suggestion shall be considered the property of the state of Kansas. (Authorized by and implementing L. 1986, Ch. 320; effective, T-87-24, Oct. 1, 1986.)

DEBRA L. MILLER
Chairperson
Employee Award Board

KANSAS FACTS

Kansas women at vanguard of history

From pioneer days to the present, Kansas women have been at the vanguard of history. They have compiled an impressive list of "firsts"—from the nation's first woman mayor to the first woman treasurer of the United States. Their ranks range from the heroic aviatrix Amelia Earhart to the brazen, bar buster Carry Nation.

Earhart, who was born at Atchison July 24, 1897, was the first woman granted a pilot's license by the National Aeronautics Association. She was also the first woman, and only the second person, to fly solo across the Atlantic Ocean. She disappeared somewhere between New Guinea and Howland Island during her 1937 attempt to fly around the world.

Around the turn of the century, Carry Nation became nationally known as a symbol of the temperance movement. She is best known for destroying illegal saloons with her hatchets.

Other Kansas women who have made their mark include:

- Lucy Hobbs Taylor overcame "bitter opposition and foolish objections" and the constant admonition that her place was "in the home" to become the first fully trained woman dentist in the world. She practiced dentistry in Lawrence from 1867 to 1907.

- Lutie Lytle, Topeka, was the first black woman to be admitted to the practice of law in the United States (1897).

- Jesse McCormack, Moran, was the first woman in the United States to pass the examination for bank cashier, December 21, 1912.

- On April 4, 1918, Nellie Cline, Larned, became the first woman lawyer to appear before the U.S. Supreme Court.

- In 1920, novelist Margaret Hill McCarter became the first woman to address a Republican National Convention. McCarter published her first novel, "The Prince of the Prairie," in 1910. She was a prolific writer, producing more than 15 other novels, several volumes of short stories and miscellaneous writings.

- A Topeka banker and businesswoman, Georgia Neese Clark Gray, was the first woman appointed as Treasurer of the United States. She served in that position from 1949 to 1953.

- Kathryn O'Loughlin was the first woman elected to represent Kansas as a member of the U.S. Congress. A Democrat, she served from 1932 to 1934.

- In 1978, Kansas elected its first woman U.S. Senator—Nancy Landon Kassebaum. She is the fourth woman in history to be elected to a full term in the Senate in her own right. Other women have served in the Senate, but all were originally appointed to fill unexpired terms. Kassebaum is the daughter of former Kansas Governor and 1936 presidential nominee Alf Landon.

- Supreme Court Justice Kay McFarland is the first woman to serve on the state's high court. McFarland was appointed to the Kansas Supreme Court in Sep-

tember, 1977, by Governor Robert Bennett. In 1973, McFarland became the first woman ever elected district judge.

- Two Kansas women have been named Miss America. Deborah Bryant of Overland Park was selected in 1966, and Debra Barnes, Moran, was crowned Miss America in 1968.

- Actress Vera Miles spent her childhood in Wichita. Another Wichita native, Carla Burns, was a 1983 nominee for a Tony Award for Best Featured Actress for the role of Queenie in the Broadway musical, "Show Boat." Dee Wallace, who played the part of Elliot's mother in the movie "E.T.," is from Kansas City.

- Topekan Marilyn Schreffler has one of the more successful and unusual entertainment careers. As a "voice-over" actress, she is heard, but not seen, in many commercials and cartoons. Perhaps her most famous role is the voice of Olive Oyl in the "Popeye" cartoons. Schreffler graduated from Topeka West High School and Washburn University. She appeared in many Topeka Civic Theater productions and was later a member of Second City, a Chicago improvisational comedy group.

- Lynette Woodard, a Wichita native, became the first female member of the Harlem Globetrotters in October, 1985. The all-time best female college scorer when she graduated in 1981 from the University of Kansas, Woodard was captain of the 1984 Olympic gold medal-winning U.S. women's basketball team. She attended Wichita North High School.

- The provocative drawings of Elizabeth "Grandma" Layton have earned her national recognition. Layton draws pictures of herself, reflecting the joys and pains of being a woman, and of growing older in a society that seems to value being male and young. Art critics have compared Layton's works to van Gogh.

Kansas history unfolds with westward expansion

Kansas entered the Union January 29, 1861, the culmination of the periods of exploration, territorial disputes, and the bloody days that had erupted over slavery. Ahead were the days of growth and development which contributed significantly to the strength and prosperity of the nation.

The region that is now Kansas had been inhabited by Indians for thousands of years before the first white man appeared. In 1540 the Spanish conquistador, Francisco Vasquez de Coronado, marched north from Mexico in search of the Seven Golden Cities of Cibola. In New Mexico he was told of the Land of Quivira, and he turned east and north in search of this fabled place of wealth. By the summer of 1541, 80 years before the Pilgrims landed at Plymouth Rock, he had reached the Arkansas River in Kansas, crossing it near present Dodge City. Coronado found no gold in Quivira, but he called the country, which is now part

of Kansas, "the best that I have ever seen for producing all the products of Spain."

Coronado returned to New Mexico, but the following year a priest who had accompanied him returned to Kansas. Father Juan de Padilla hoped to bring Christianity to the Indians. He was killed, however, by those he tried to help. The exact place of his death is unknown, but it is presumed to have been in central Kansas. Father Padilla is said to have been the first Christian martyr in the United States.

During the years between 1682 and 1739, France sent several explorers to the Kansas area. Claude Charles du Tisne crossed southeastern Kansas in 1719, and Bourgmont arrived in 1724. The Mallet brothers, Paul and Pierre, crossed Kansas in 1739, as they sought to establish trade between the French and Spanish traders from Santa Fe.

For a time Spain, France and England all had claims on the Kansas area. The English did nothing to further their claim. French claims were ceded to Spain in 1762, but in 1800 title was returned to France, from whom the United States purchased the entire Louisiana territory in 1803. This transaction ended the trading era for Kansas and brought forth the exploration of a new American settlement.

While exploring the Louisiana Purchase, Meriwether Lewis and William Clark made camp at several points on the Kansas side of the Missouri River in late June and early July, 1804. Two years later, Lt. Zebulon Pike of the United States Army crossed the Kansas area on an exploring expedition during which he met with the Indians and signed treaties with them as the representative of the new "White Father." He continued westward on this journey to discover the mountain that is now called Pike's Peak.

With the continued exploration of Kansas, trails were established by traders and immigrants. William Becknell, a Missouri trader, opened the Santa Fe Trail to trade with the Spanish in what is now New Mexico. Early in the 1820s wagon trains were being sent over this route from the Missouri River to Santa Fe. By 1825 the trail had become so important that Congress authorized a survey of the route. This survey, completed in 1826, provided a 775-mile route for the Union; two-thirds of it was in Kansas.

The Oregon Trail to the northwest was used during the middle decades of the 1800s. The route crossed the northeastern section of the state and impressed many of those who traveled the trail. Some stopped and made their homes in Kansas while others returned later to settle on the rich farmlands.

The Territorial Period

In May, 1854, Kansas was organized as a territory, with boundaries that included most of the eastern half of present-day Colorado. Conflict over the slavery question led to bloody battles between freestaters and proslavery forces. In May, 1856, Lawrence was sacked by border ruffians led by Sheriff Jones. Many active freestaters lived there, and Lawrence became a mecca for escaped slaves. It was after this sacking that John Brown came into prominence. Brown, with his sons and a few other men, retaliated with a massacre. They

dragged five proslavery neighbors out of their homes and killed them. This led to the Battle of Black Jack near Baldwin when Missourians came to avenge the massacre. In a later raid on Osawatomie in August, John Brown and 40 defenders were beaten back by about 400 Missourians, and all but four homes were burned.

Battle for Statehood

From 1855 to 1861 the battle for statehood was as intense as any fought in the state. The first attempt occurred in 1855 when a freestate constitution was framed in Topeka. It did not receive serious consideration in Congress. In 1857 a second constitution, which provided that Kansas be admitted as a slave state, was written at Lecompton. The constitution was adopted in an election in which freestate men refused to vote and later was rejected at a second election in which the proslavery men took no part. This constitution was sent to Washington, but while it was being debated by Congress, a third constitutional convention convened. The meeting was at Leavenworth, and the constitution drafted there was adopted by the people in 1858, but this too failed final acceptance.

The fourth and last convention assembled at Wyandotte, now part of Kansas City, in July, 1859. This time freestate advocates were solidly in control, and the document they drafted barred slavery and fixed the present boundaries of the state. It was accepted by a vote of the people in October, and in December a provisional state government was elected. In April, 1860 the U.S. House of Representatives voted to admit Kansas, but the Senate, under proslavery domination, refused. Statehood for Kansas thus became a national issue, and the Republican platform of 1860 included a plank for immediate admittance. The victory of Abraham Lincoln in November was followed by secession of Southern states. The withdrawal of their senators and representatives gave control of Congress to the Republicans even before the change of administrations. In January, 1861 the Kansas bill was passed by both houses of Congress and was signed by President James Buchanan on January 29. Kansas thus became the 34th state of what at the time was a rapidly disintegrating union.

Kansas had known civil war since the territory was organized in 1854. Now large-scale rebellion faced the entire nation. In answer to President Lincoln's first call for troops in April, 1861, Kansas supplied 650 men. Before the war ended in 1865, the state had furnished more than 20,000 men, a remarkable record in view of the fact that the population included less than 30,000 men of military age. Kansas also suffered the highest mortality rate of any of the Union states. Of the black troops in the Union army, 2,080 were credited to Kansas, though the 1860 census listed fewer than 300 of military age in the state; most of them actually came from Arkansas and Missouri.

Although Kansas soldiers saw action in many of the important engagements of the war, only one major battle was fought within the state. This was the Battle of Mine Creek, which took place October 25, 1864, in

(continued)

Linn County. Some 25,000 men were involved. The confederate army under Major Gen. Sterling Price was defeated, and the threat of a Southern invasion of Kansas was ended. Civil War action within the state consisted primarily of guerrilla skirmishes and raids. Of these, the most notorious was William C. Quantrell's surprise attack on Lawrence, August 21, 1863, in which 150 residents were slaughtered, and the city was looted and burned and about \$1.5 million worth of property destroyed.

Late 19th Century Development

After the Civil War a series of Indian outbreaks threatened the western frontier. The tribes were alarmed by the steady encroachment of white settlers. Although undermanned military outposts did their best to protect settlers and travelers, and federal commissioners held peace talks with the chiefs, no permanent peace was obtained. Indian attacks reached their height in Kansas in 1867, when nearly 130 settlers were killed. By the end of 1869 most of their troubles had shifted to other areas. However, western Kansas continued to have Indian problems until the last Indian raid in Decatur County in 1878.

Meanwhile, rapid settlement was being made. Towns were founded, schools established, businesses and small industries started, and railroads pushed westward across the state. By 1870 the Kansas (now Union) Pacific Railroad reached the Colorado line, and by the end of 1872, the Santa Fe Railroad had done the same. The era of the great cattle drives, which focused national attention on several Kansas towns, came in with the railroads. Abilene became a shipping center for Texas cattle in 1867 when Joseph McCoy persuaded Texas drivers to use the extended Chisholm Trail to bring their herds to the just-arrived

Union Pacific, Eastern Division (later the Kansas Pacific). Newton, Ellsworth, Caldwell, Wichita and Dodge City were other towns which became prominent as tracks were built south and west.

The introduction of Turkey Red wheat by Mennonites from Russia in 1874 was a milestone in Kansas agriculture. This hardy winter wheat was ideally suited to crop-growing conditions in the state and provided the early basis for the pre-eminence of Kansas as a producer of wheat.

Kansas in the 20th Century

Significant changes occurred in agriculture, industry, transportation and communication in the years after 1900. Mechanization became almost universal in farming; heavy industry began replacing individual shops and mills; transportation entered a new era which was to be characterized by diesel-powered trains, commercial air travel and multilane highways; and communication was revolutionized by radio and television which augmented the state's large publishing industry.

World War I brought an unprecedented boom in agriculture because of the demand for food from the warring nations of Europe. Thousands of previously uncultivated acres were planted in wheat, and this land, allowed to lie fallow during the recession of the 1920s, became part of the "dust bowl" of the 1930s. In the 1940s conditions improved. New industries came to Kansas and by the early 1950s industry for the first time surpassed agriculture as the state's largest source of income. Kansas became steadily more urbanized as industry concentrated more and more in the population centers around Kansas City, Wichita, Topeka and other major Kansas communities.

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