

# KANSAS REGISTER

State of Kansas

**BILL GRAVES**  
Secretary of State

Vol. 6, No. 24

June 11, 1987

Pages 1013-1034

| IN THIS ISSUE . . . .   | Page |
|---|------|
| <b>Legislative Interim Committee Schedule</b> . . . . .                 | 1014 |
| <b>Kansas Fish and Game Commission</b>                                  |      |
| Notice of Meeting and Public Hearing . . . . .                          | 1015 |
| <b>Department of Administration</b>                                     |      |
| Notice of Commencement of Negotiations for Technical Services . . . . . | 1015 |
| <b>Attorney General</b>   |      |
| Opinions No. 87-85 through 87-87 . . . . .                              | 1015 |
| <b>Kansas Water Authority</b>   |      |
| Notice of Meeting . . . . .   | 1016 |
| <b>State Grain Inspection Department</b>                                |      |
| Notice of Hearing on Proposed Administrative Regulations . . . . .      | 1016 |
| <b>Department of Health and Environment</b>                             |      |
| Notice Concerning State Water Quality Management Plan . . . . .         | 1016 |
| <b>Notice to Bidders for State Purchases</b> . . . . .                  | 1016 |
| <b>Secretary of State</b>   |      |
| Notice of Corporations Forfeited May 15, 1987 . . . . .                 | 1018 |
| <b>State Board of Mortuary Arts</b>                                     |      |
| Notice of Meeting and Examination . . . . .                             | 1020 |
| <b>Kansas Judicial Council</b>  |      |
| Notice of Meetings . . . . .  | 1020 |
| <b>Department of Revenue—Division of Alcoholic Beverage Control</b>     |      |
| Notice of Hearing on Proposed Administrative Regulations . . . . .      | 1020 |
| <b>Social and Rehabilitation Services</b>                               |      |
| Notice of Hearing on Proposed Administrative Regulations . . . . .      | 1023 |
| <b>Notice of Bond Sale</b>  |      |
| City of Lenexa . . . . .  | 1025 |
| City of Overland Park . . . . .   | 1027 |
| City of Leawood . . . . .   | 1030 |
| <b>Notice of Bond Redemption</b>  |      |
| Clay County . . . . .   | 1031 |
| City of Hillsboro . . . . .   | 1032 |

## State of Kansas

## LEGISLATURE

## INTERIM COMMITTEE SCHEDULE

The following committee meetings have been scheduled during the period of June 15 through June 28:

| Date    | Room  | Time       | Committee   | Agenda                      |
|---------|-------|------------|---|-----------------------------|
| June 17 | 527-S | 10:00 a.m. | Legislative Educational                           | Review study proposals.     |
| June 18 | 527-S | 9:00 a.m.  | Planning Committee                                |                             |
| June 18 | 529-S | 10:00 a.m. | Joint Committee on Special                        | Hearings on claims filed to |
| June 19 | 529-S | 9:00 a.m.  | Claims Against the State                          | date.                       |
| June 19 | 123-S | 10:00 a.m. | Joint Committee on State<br>Building Construction | Agenda unavailable.         |
| June 25 | 123-S | 10:00 a.m. | Special Committee on Energy                       | Agenda to be determined.    |
| June 26 | 123-S | 9:00 a.m.  | and Natural Resources                             |                             |

Interim proposals and interim committee assignments have not been finalized at this time. That information will be published as it becomes available.

WILLIAM R. BACHMAN  
Director of Legislative  
Administrative Services

Doc. No. 005490

The *Kansas Register* is an official publication of the State of Kansas, published by authority of K.S.A. 75-430. The *Kansas Register* is published weekly by the Kansas Secretary of State, State Capitol, Topeka, KS 66612-1594. One-year subscriptions are \$47.50; however, effective July 1, 1987, the subscription price will increase to \$55. Single copies may be purchased, if available, for \$2 each. Second class postage paid at Topeka, KS.

ISSN No. 0744-2254.

*Postmaster.* Send change of address form to Kansas Register, Secretary of State, State Capitol, Topeka, KS 66612-1594.

© Kansas Secretary of State 1987. Reproduction of this publication in its entirety or for commercial purposes is prohibited without prior permission. Official enactments of the Kansas Legislature and proposed and adopted administrative regulations of state agencies may be reproduced in any form without permission.

PUBLISHED BY  
BILL GRAVES  
Secretary of State  
2nd Floor, State Capitol  
Topeka, KS 66612-1594



Phone: (913) 296-3489

## State of Kansas

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

The Kansas Fish and Game Commission will meet at 2:30 p.m. Thursday, June 25, in the downstairs conference room of the commission's headquarters building in Pratt.

A public hearing will be held concerning the 1987 early migratory bird seasons (dove, snipe, rail, woodcock, teal and coot). A general business meeting will follow the hearing.

W. A. CARRIGER, SR.  
Chairman

Doc. No. 005482

## State of Kansas

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

Notice is hereby given of the commencement of negotiations for design services for exhibits at the Wildlife Museum and Aquarium at Pratt. The Kansas Fish and Game Commission is in the process of renovating this building.

Any questions or expressions of interest should be directed to Joyce Harmon Depenbusch, Wildlife Education Coordinator, Kansas Fish and Game Headquarters, Box 54A, Route 2, Pratt 67124, (316) 672-5911, by June 26.

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

Doc. No. 005477

## State of Kansas

**ATTORNEY GENERAL****Opinion No. 87-85**

**Drainage and Levees—Watershed Districts; General Powers and Duties of District—Use of Watershed District Funds.**

**Cities and Municipalities—Interlocal Cooperation—Powers of Watershed District. Senator Francis E. Gordon, 1st District, Highland, June 1, 1987.**

To comply with Article 11, § 5 of the Kansas Constitution, watershed district funds levied under K.S.A. 24-1219 must be spent for the purpose for which they were levied. The improvement and maintenance of a township road for recreational purposes is not an appropriate use of watershed district general fund revenue under K.S.A. 24-1219. Further, a watershed district may not exercise power through an interlocal agreement if it does not already possess that power on

its own. Accordingly, the interlocal cooperation agreement between the city of Atchison, Shannon Township and Watershed District No. 23, which attempts to authorize an inappropriate use of watershed district funds, is invalid. Cited herein, K.S.A. 1986 Supp. 12-2904(b); 24-1201a; 24-1209, *Third, Fourth*; 24-1219; Ks. Const., Art. 11, § 5. BPA

**Opinion No. 87-86**

**Laws, Journals and Public Information—Records Open to Public—Inspection of Records. Dr. Jack D. Walker, Secretary, Department of Health and Environment, June 1, 1987.**

In lieu of a comparable Environmental Protection Agency program, the Kansas Department of Health and Environment is authorized by the EPA to conduct a hazardous waste program as prescribed by the federal Resource Conservation and Recovery Act. KDHE must meet various federal open records requirements to maintain authorization. KDHE meets all federal requirements for timely response to informational inquiries. Additionally, the secretary has the authority pursuant to K.S.A. 65-3431 to adopt rules and regulations as shall be necessary to carry out the purposes of the Hazardous Waste Act (K.S.A. 65-3430 *et seq.*). Cited herein: K.S.A. 45-218; K.S.A. 45-221; K.S.A. 45-222; 65-3401 *et seq.*; 65-3430 *et seq.*; 65-3431; 5 U.S.C. § 552; 40 C.R.F. 2.112 (1986); § 2.118 (1986). TRL

**Opinion No. 87-87**

**Corporations—Securities; Take-Over Bids—Constitutionality. Roger N. Walter, General Counsel, Office of the Securities Commissioner, Topeka, June 1, 1987.**

The Kansas Take-Over Bids Act is unconstitutional pursuant to the Supremacy and Interstate Commerce Clauses of the United States Constitution. As applied to entities required to register securities under federal law, the state act is pre-empted. As applied to other entities, the act frustrates the neutral Congressional position between management and acquiring entities, and is therefore pre-empted. In addition, the act is invalid on the grounds that it creates an undue burden on interstate commerce. State regulation of tender offers is not entirely prohibited. However, if the state wishes to regulate, it must do so by legislative action rather than by judicial application of a broad severability clause. Cited herein: K.S.A. 17-1276; 17-1277; 17-1279; 17-1284; 17-1285; 15 U.S.C. §§ 781, 78m, 78n, 78bb; 17 C.F.R. §§ 240.14d, 240.14e. JLM

ROBERT T. STEPHAN  
Attorney General

Doc. No. 005484

## State of Kansas

**KANSAS WATER AUTHORITY****NOTICE OF MEETING**

The Kansas Water Authority will be meeting by conference telephone call on June 24 to discuss the county-based environmental protection strategy proposed in the fiscal year 1989 state water plan.

The Quality Committee will meet at noon and the full authority will convene at 1 p.m.

Anyone who desires to attend or to participate may do so at either the Kansas Water Office, Suite 200, 109 S.W. 9th, Topeka, or at the office of H. Philip Martin, 702 Broadway, Larned.

For more information contact Dotty Kester at the Kansas Water Office, (913) 296-3185.

H. PHILIP MARTIN  
Chairman

Doc. No. 005491

## State of Kansas

**GRAIN INSPECTION DEPARTMENT****NOTICE OF HEARING  
ON PROPOSED****ADMINISTRATIVE REGULATIONS**

The Kansas State Grain Inspection Department will conduct a public hearing at 9 a.m. Friday, June 26, in the conference room of the Grain Inspection Department, Suite 800, Jayhawk Tower, 700 Jackson, Topeka, in regard to K.A.R. 25-4-1 and K.A.R. 25-4-4.

K.A.R. 25-4-1 proposes to raise inspection fees for service provided to the grain industry and the farmer producers that utilize the department's services. A temporary fee increase effective July 26, 1987 is being proposed to continue service for the welfare of the general public.

K.A.R. 25-4-4 proposes a temporary increase in licensing fees and functional units due to legislation passed under Senate Bill 303, effective July 1, 1987.

All interested parties may submit written comments prior to the hearing to the director of the Kansas State Grain Inspection Department, P.O. Box 1918, Topeka 66601. All interested parties will be given a reasonable opportunity to orally present their views on the proposed regulations during the hearing.

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

T. D. WILSON  
Director

Doc. No. 005488

## State of Kansas

**DEPARTMENT OF HEALTH  
AND ENVIRONMENT****NOTICE CONCERNING STATE  
WATER QUALITY MANAGEMENT PLAN**

The Kansas Department of Health and Environment, Bureau of Water Protection, intends to update portions of the state water quality management plan required under sections 106, 205(j), non-construction management 205(g), 208, 303 and 305 of the Clean Water Act.

The KDHE Aquatic Toxicity Testing (Bioassessment) Protocol Report will be adopted as an official component of the state water quality management plan. This report provides background information needed for development and maintenance of the Kansas water quality management program.

The report may be reviewed and further information supplied by contacting Don Snethen, Kansas Department of Health and Environment, Bureau of Water Protection, Water Quality Assessment Section, Forbes Field, Building 740, Topeka 66620, (913) 862-9360, ext. 255. Comments are requested within 30 days of publication of this notice.

JACK D. WALKER, M.D.  
Secretary of Health  
and Environment

Doc. No. 005485

## 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, Landon State Office Building, 900 Jackson, Room 102, Topeka, until 2 p.m. C.D.T. on the date indicated, and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

**MONDAY, JUNE 22, 1987**

#27199

Kansas Correctional Institute at Lansing—REFUSE  
COLLECTION SERVICE

#27653

Wichita State University and University of Kansas  
Medical Center—PRE-SORT MAILING SERVICE,  
Wichita

#27655

Kansas Fish and Game Commission—JEANS

#69476

Pittsburg State University—TELEPHONES AND  
LINE CARDS

#69481

Department of Administration, Central Motor  
Pool—VEHICLES

#69483

Wichita State University—SYSTEM FURNITURE

#69484

Kansas State Fair—BALED WOOD CHIPS

#69486  
Department of Transportation—PRODUCTION OF  
AERONAUTICAL CHARTS

#69489  
Kansas State University—GRAIN TESTERS,  
Pakistan

#69498  
Department of Social and Rehabilitation  
Services—OCCUPATIONAL LEARNING  
EQUIPMENT, Olathe and Salina

#69499  
Emporia State University—MICROCOMPUTER

#69500  
Department of Social and Rehabilitation  
Services—MICROCOMPUTER/SOFTWARE, Topeka  
and Wichita

#69501  
Department of Transportation—DATA  
RECORDER/TERMINALS

#69502  
Department of Health and  
Environment—DIGITIZING MODULE

#69503  
State Board of Healing Arts and Board of  
Pharmacy—LASER PRINTER

#69516  
Kansas State University—BAND SEALER

#69520  
Department of Transportation—AUTOMOTIVE  
BRAKE ASSEMBLY WASHER, various locations

#69524  
Youth Center at Topeka—KITCHEN EQUIPMENT  
**TUESDAY, JUNE 23, 1987**

#A-5535  
Youth Center at Atchison—PROVIDE  
REPLACEMENT OF WATER SOFTENERS,  
various buildings

#A-5645  
Department of Transportation—INSULATE AND  
WEATHERPROOF DISTRICT OFFICE BUILDING,  
Chanute

#27456  
Various state agencies—POTATO CHIPS AND  
RELATED PRODUCTS

#27578  
University of Kansas Medical  
Center—MISCELLANEOUS BEVERAGES

#27650  
University of Kansas Medical Center—BLOOD  
PRODUCTS FOR HEMOPHILIA TREATMENT

#69504  
Department of Revenue—PROCESSOR  
BOARDS/SOFTWARE

#69515  
University of Kansas—GYM EQUIPMENT

#69519  
Wichita State University—HANDICAP ELEVATOR

#69522  
Youth Center at Topeka—RIDING MOWER  
**WEDNESDAY, JUNE 24, 1987**

#A-5595  
Osawatomie State Hospital—REPLACE  
ELECTRICAL CONDUITS—PHASE II, Building  
"B"—Adair Section

#A-5641  
Department of Transportation—REMODEL OF  
AREA BUILDING, El Dorado

#27654  
Department of Corrections—BURIAL SERVICES,  
various locations

#69478  
Kansas State Industrial Reformatory—PLUMBING  
FITTINGS, PIPE AND ACCESSORIES

#69497  
Adjutant General's Department—FURNISH AND  
INSTALL NEW VAULT AND ASSOCIATED WORK  
OF EXISTING VAULT

#69514  
Department of Human Resources—LASER  
PRINTER

#69518  
Department of Human Resources—MICROFILM  
READER PRINTER

#69521  
Kansas Correctional Industries—NORTHERN  
HARD MAPLE AND INDUSTRIAL GRADE  
PARTICLE BOARD

**THURSDAY, JUNE 25, 1987**

#27203  
Kansas State University—CHEMICAL SEED  
TREATMENT

#69510  
Kansas State University—DISK DRIVE—NAS  
COMPATIBLE

**FRIDAY, JUNE 26, 1987**

#27217  
Kansas State University—DRY ICE

**TUESDAY, JUNE 30, 1987**

#A-5656  
Department of Transportation—REMODEL  
PORTIONS OF KANSAS HIGHWAY PATROL  
ACADEMY BUILDING, Salina

#A-5758  
Kansas State University—CHILLED WATER  
DISTRIBUTION SYSTEM EXPANSION, on campus  
**WEDNESDAY, JULY 1, 1987**

#27212  
Hospitals administered by the Board of  
Regents—HOSPITAL PROFESSIONAL LIABILITY  
INSURANCE

**THURSDAY, JULY 9, 1987**

#69513  
State Corporation Commission—ABANDONED  
MINED-LAND PROGRAM—RED ONION  
RECLAMATION PROJECT, Crawford County

**FRIDAY, JULY 10, 1987**

#27186  
Statewide—COARSE AND INDUSTRIAL PAPERS

**REQUEST FOR PROPOSALS**

**FRIDAY, JUNE 26, 1987**

#27656  
ADVERTISING, PUBLIC RELATIONS AND  
MARKET RESEARCH FOR KANSAS LOTTERY

NICHOLAS B. ROACH  
Director of Purchases

Doc. No. 005489

## State of Kansas

## SECRETARY OF STATE

## NOTICE OF FORFEITURE

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of the state of Kansas and the authority of the following foreign corporations to do business in the state of Kansas were forfeited on May 15, 1987, for failure to file an annual report and pay the annual franchise tax as required by the Kansas General Corporation Code:

## Domestic Corporations

- ABM Consultants, Inc., Wichita, KS.  
 Abilene Custom Coach, Inc., Abilene, KS.  
 Advantage Real Estate, Inc., Olathe, KS.  
 Air Capitol Satellite Systems, Inc., Wichita, KS.  
 American Consolidated, Inc., Stockton, KS.  
 American Door Corp., Hutchinson, KS.  
 American Fire Apparatus Corporation,  
 Hutchinson, KS.  
 American Holdings Corporation, Wichita, KS.  
 Anderson Investments, Inc., Cimarron, KS.  
 B. J. Barton, Inc., Garden City, KS.  
 Barbo Well Service, Inc., Ulysses, KS.  
 Becker & Associates, Inc., Lenexa, KS.  
 Beta Energy, Inc., (A Close Corporation),  
 Great Bend, KS.  
 Bieb's Building Products, Inc., Cimarron, KS.  
 Cahow-Moore, Inc., Olathe, KS.  
 Can-American Petroleum, Inc., Great Bend, KS.  
 Carefree Docks, Inc., Kansas City, KS.  
 Cascade Oil Company, Wichita, KS.  
 Castleberry Inc., Wichita, KS.  
 Cimarron Corrosion Service, Ltd., Liberal, KS.  
 Computer Hardware and Software, Inc.,  
 Wichita, KS.  
 Comstock Lumber and Home Center of Iola, Inc.,  
 Iola, KS.  
 Consolidated Services, Inc., Wichita, KS.  
 Corporate Lodging Consultants, Inc., Wichita, KS.  
 Craven Oil Company Limited, Inc., Lubbock, TX.  
 Creative Art Glass, Inc., Lawrence, KS.  
 Creative Computer and Software, Inc.,  
 Overland Park, KS.  
 Crismo Enterprises, Inc., Wichita, KS.  
 Custom Bedding of Wichita, Inc., Wichita, KS.  
 D & S Enterprises of Pratt, Kansas, Inc., Pratt, KS.  
 D & W Construction Company, Inc.,  
 Tonganoxie, KS.  
 Darold's Well Service, Inc., Gorham, KS.  
 Doran Smith Agency, Inc., Hutchinson, KS.  
 Dr. Iftexhar Ahmed, P.A., Leawood, KS.  
 Drywall Specialities, Inc., Overland Park, KS.  
 Duane K. McCarter, M.D., P.A., Topeka, KS.  
 E-Z Computers, Inc., Goodland, KS.  
 Ed Fleming Company, Inc., Parsons, KS.  
 Educational Resources, Inc., Lake Quivira, KS.  
 Ellsworth Truck & Tractor, Inc., Ellsworth, KS.  
 English Oil Service, Inc., Hutchinson, KS.  
 Expanded Capitol Corp., Wichita, KS.  
 Five Oaks Supper Club, Inc., Great Bend, KS.  
 Fourth Wichita Corporation, Belle Vista, AR.  
 Fowler Farms, Inc., Chanute, KS.  
 Frakes Lumber Company, Inc., Atchison, KS.  
 Future Communications, Inc.,  
 Shawnee Mission, KS.  
 Gene Owen Construction Company, Inc.,  
 Linwood, KS.  
 George R. Winchell, Inc., Sublette, KS.  
 Graham Products Company, Merriam, KS.  
 Graves Farms, Inc., Healy, KS.  
 H.A., Inc., Liberal, KS.  
 Heinrich Food Service, Inc., Wichita, KS.  
 Herl Electric, Inc., Plainville, KS.  
 Hillsboro Equipment, Inc., Hillsboro, KS.  
 Hutchinson Travel Agency, Inc., Hutchinson, KS.  
 Hysom Engineering, Inc., Wichita, KS.  
 Information Solutions, Inc., Kansas City, MO.  
 Institute for Professional Management,  
 Overland Park, KS.  
 International Fitness Center of Lenexa,  
 Kansas City, KS.  
 James Grunder & Associates, Inc.,  
 Westwood Hills, KS.  
 Jayhawk Mobile Homes, Inc., Wichita, KS.  
 Jet Valve Corporation, El Dorado, KS.  
 KLDH-TV, Inc., Humboldt, KS.  
 KO Drilling, Inc., Le Roy, KS.  
 Kan-Sav Pharmacies, Inc., Concordia, KS.  
 Kinsman Transport, Inc., Lawrence, KS.  
 Krebs Associates, Inc., Wichita, KS.  
 Krier Farms, Inc., Osborne, KS.  
 Landwehr Elevator & Mill Repair, Inc.,  
 Colwich, KS.  
 Lyle Farms, Inc., Ulysses, KS.  
 MacMelton, Inc., Ogden, UT.  
 Maple Bay Yachts, Inc., Overland Park, KS.  
 Marion County Implement, Inc., Marion, KS.  
 Marriott Family Restaurants, Inc., of Kansas,  
 Bethesda, MD.  
 Max & Erma's Kansas City, Inc., Topeka, KS.  
 McClaskey Material Handling, Inc.,  
 Overland Park, KS.  
 Michael Turner, O.D., P.A., Wichita, KS.  
 Midwest Cold Storage & Ice Corp.,  
 Kansas City, KS.  
 Midwest Consultants, Inc., Topeka, KS.  
 Mount Olympus, Inc., Topeka, KS.  
 NDI, Inc., Leawood, KS.  
 Nargt, Inc., Augusta, KS.  
 Neill Oilfield Services, Inc., Great Bend, KS.  
 Northwest Surgical Services, Inc., P.A., Colby, KS.  
 Orth Rentals, Inc., Wichita, KS.  
 Osment Models, Inc., Linn Creek, MO.  
 Otto Fabric, Inc., Wichita, KS.  
 Out, Incorporated, Kansas City, KS.  
 Patriot Realty, Ltd., Honolulu, HI.  
 Petro Kansas Oil Producers Inc., Wichita, KS.  
 Pilar, Inc., Wichita, KS.  
 Piping Contractors of Topeka, Inc., Topeka, KS.  
 Pratt Tire Sales, Inc., Great Bend, KS.  
 Pur-Feeds, Inc., Hutchinson, KS.  
 QSI Manufacturing Co., Udall, KS.  
 R & W Distributing, Inc., Wichita, KS.

The Redico Supply Co., Inc.,  
Shawnee Mission, KS.  
Richardson Investments, Inc., Junction City, KS.  
Riverview Investment Co., Inc., Lawrence, KS.  
Robert F. Malone, Inc., Wichita, KS.  
Rural Equipment, Inc., La Crosse, KS.  
Sandhill Broadcasting Corporation, Inc.,  
Hutchinson, KS.  
Sells Truck Line, Inc., Overland Park, KS.  
Smada Enterprises, Inc., Newton, KS.  
Spa Fitness Centers, Inc., Lakewood, CO.  
Stanton Explorations, Inc., Osawatomie, KS.  
Stevens Truckline, Inc., Hutchinson, KS.  
Stewart Plumbing and Heating, Inc.,  
Dodge City, KS.  
Systems Management, Inc., Coffeyville, KS.  
TLC Feeders, Inc., Ness City, KS.  
Taco Grande of Hutchinson, Inc., Lawrence, KS.  
Technology Consulting Services, Inc., Wichita, KS.  
Tonganoxie Genealogical Society, Tonganoxie, KS.  
Tradewind Industries, Inc., Liberal, KS.  
Tradewind Properties, Inc., Liberal, KS.  
Travel Center of Lawrence, Inc.,  
Fort Lauderdale, FL.  
Travelmasters Corporation, Overland Park, KS.  
Triple "D" Industries, Inc., Harper, KS.  
Truck Service Center, Inc., Wichita, KS.  
Valley Implement, Inc., Valley Falls, KS.  
Valley Truss & Supply, Inc., Valley Center, KS.  
Verla Spaulding, Ltd., Derby, KS.  
Walden Builders, Inc., Kansas City, KS.  
Walden Development, Inc., Kansas City, KS.  
Weilert Tank Company, Inc., Hays, KS.  
Western Bit & Supply, Inc., Andover, KS.  
Westside Auto Parts, Inc., Emporia, KS.  
Wichita Lawn and Garden, Inc., Hutchinson, KS.  
Wild Eagle Corporation, Wichita, KS.  
William Graham, Inc., Wichita, KS.  
Wireline Products, Inc., LaHarpe, KS.  
Wm. C. Hogue Construction, Inc., Topeka, KS.  
Woods Concrete Specialties, Inc.,  
Valley Center, KS.

#### Foreign Corporations

A R & R, Ltd., Elk City, KS.  
AfcO Metals, Inc., Little Rock, AR.  
Abner Hood, Inc., Kansas City, MO.  
Allen & O'Hara Developments, Inc., Memphis, TN.  
Allied Mechanical Contractors, Inc.,  
Grandview, MO.  
Amerland Development, Inc., San Diego, CA.  
Atlas Glass Company, Kansas City, MO.  
B & N Systems, Inc., Hastings, NE.  
Beverly Lumber Company, Kansas City, MO.  
Bojor Groves, Inc., Bradenton, FL.  
Brown and Fitch Oil and Gas Company, Pryor, OK.  
Building Protection, Inc., Kansas City, MO.  
Century Construction, Inc., Sioux Falls, SD.  
Christensen Construction Co., Inc.,  
Newman Grove, NE.  
Continental Research Corporation, St. Louis, MO.  
Davis Mechanical Contractors, Inc., Greenville, SC.  
Donaldson Associates, Inc., Vernon Hills, IL.

Energy Sources, Inc., Lubbock, TX.  
The Glass Workbench, Inc., St. Charles, MO.  
Gower Oil Company, Inc., Englewood, CO.  
Guarantee Carpet Cleaning and Dye Co.,  
Jacksonville, FL.  
Headco Industries, Inc., Broadview, IL.  
Heartland Chicken, Inc., Kansas City, MO.  
Huff Equipment Co., Springfield, MO.  
Indianola Oil Company, Indianola, NE.  
Inland Tool and Manufacturing Co., Inc.,  
Blue Springs, MO.  
Insituform Missouri, Inc., Wilmington, DE.  
Insituform Plains, Inc., Wilmington, DE.  
Intelec Corporation, Englewood, CO.  
Intercon Chemical Company, St. Louis, MO.  
Isco, Inc., Ft. Smith, AR.  
Jacques-Miller Investment Company,  
Nashville, TN.  
James A. Frazier Enterprises, Inc., Parkville, MO.  
John Harrison Co., Pittsburgh, PA.  
John T. Cody Corporation, Grandview, MO.  
K. C. Time, Incorporated, Kansas City, MO.  
Ka-Cor Construction Company, Inc.,  
Kansas City, MO.  
Kar Insurance Services Co., Prairie Village, KS.  
Marriott Family Restaurants, Inc., Bethesda, MD.  
McGraw-Hill, Inc., New York, NY.  
Mead Petroleums & Farms Ltd., Virden, KS.  
Medical Communication Corporation,  
Kansas City, MO.  
Mellon Energy Products Company, Houston, TX.  
Mid-States Electrical Sales, Inc., Kansas City, MO.  
Myers, Baker, Rife and Denham, Certified Public  
Accountants, Webb City, MO.  
Paine Webber Incorporated, New York, NY.  
Parnell Construction Company, Inc.,  
Bentonville, AR.  
Pep, Inc., Odessa, TX.  
Pibe, Inc., Castle Rock, CO.  
Poole Chemical Company of Altus, Oklahoma, Inc.,  
Texline, TX.  
Poole Chemical Company of Holcomb, Kansas, Inc.,  
Texline, TX.  
Protective Benefits Communications, Inc.,  
Kansas City, MO.  
Pronto Enterprises, Inc., Joplin, MO.  
Providence Energy Corporation, Tulsa, OK.  
R. L. Klehr General Agency, Inc.,  
Shawnee Mission, KS.  
Resven, Inc., Wichita, KS.  
Retsye Industries, Inc., Des Moines, IA.  
Rexnord, Ltd., Reno, NV.  
Rig Cementing Company, Bartlesville, OK.  
Seis-Port Explorations, Inc., Englewood, CO.  
Seligman & Latz, Inc., New York, NY.  
Seville Drilling Corporation, New York, NY.  
Stained Glass Overlay, Inc., Mission Viejo, CA.  
Utley-James, Inc., Auburn Hills, MI.

BILL GRAVES  
Secretary of State

Doc. No. 005480

## State of Kansas

**BOARD OF MORTUARY ARTS****NOTICE OF MEETING**

The Kansas State Board of Mortuary Arts will meet Thursday, July 9 and Friday, July 10 in Topeka.

Thursday's meeting will begin at 8:45 a.m. at the board's office, Suite 856, 900 S.W. Jackson. Friday's meeting will be held at the Downtown Holiday Inn (City Centre), beginning with the administering of examinations at 9 a.m.

DOUGLAS "MACK" SMITH  
Executive Secretary

Doc. No. 005493

## State of Kansas

**KANSAS JUDICIAL COUNCIL****NOTICE OF MEETINGS**

The Kansas Judicial Council and its advisory committees will meet according to the following schedule in Room 259 of the Kansas Judicial Center, 301 W. 10th, Topeka.

| Date    | Committee   | Time      |
|---------|-------------|-----------|
| June 12 | Probate Law | 9:00 a.m. |
| June 19 | PIK         | 9:30 a.m. |

ROBERT MILLER  
Chairman

Doc. No. 005476

## 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, June 26, at the Alcoholic Beverage Control office, 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, implementing House Substitute for Senate Bill No. 141 and other changes.

All interested parties may submit written comments prior to the hearing to Tom Hanna, Director, Alcoholic Beverage Control Division, Kansas Department of Revenue, Topeka, KS 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:

**Article 1.—Definitions**

**14-1-1. Definitions.** Defines the following terms: church, public bonded liquor warehouse, premises, drinking establishment, hotel, club, caterer.

**Article 2.—Licensees and Vendors**

**14-2-1.** Living quarters connected with licensed premises prohibited. Prohibits licensees from having living quarters opening into their licensed premises; exception for drinking establishments and hotels.

**14-2-3.** Licensees, eligibility; interest of individual or corporation stockholder in cereal malt beverage license as disqualification. Establishes eligibility criteria for licensing of individuals and corporations based on beneficial interests relating to cereal malt beverages and malt products; amendments change certain restrictions.

**14-2-8.** Gambling and gaming devices and certain other devices on licensed premises prohibited. Prohibits gambling of any kind or character on the licensed premises; lottery exception.

**14-2-19.** Licenses not issued to persons beneficially interested in illegal businesses. Prohibits licensing to persons who have a beneficial interest in any illegal business; lottery exception.

**14-2-20.** Applications of former licensees, or concerning former premises, with outstanding citations; director may refuse issuance of license. Authorizes the director to refuse issue of a license to any applicant based on violations of other sections of the rules and regulations.

**14-2-22.** Defective liquor containers. Describes defective liquor containers that may not be knowingly sold by distributors and procedure for repurchasing of same by distributors.

**Article 3.—Retailers**

**14-3-7.** Sales and deliveries must be made within licensed premises. Restricts the sale and delivery of alcoholic liquor within the licensed premises of retailer.

**14-3-8.** Transactions, agreements and deliveries by retailer for sale or resale off licensed premises prohibited. Prohibits the retailer from engaging in the sale or resale of alcoholic liquor away from or off the licensed premises except for deliveries to clubs, drinking establishments and caterers.

**14-3-11.** Liquor must be stored in licensed premises; exception. Requires storage of alcoholic liquor in the licensed premises unless the director provides written authority for an exception.

**14-3-15.** Inducements with sale of alcoholic liquor prohibited. Restricts retailer from offering any inducements with the sale of any alcoholic liquor.

**14-3-19.** Intoxicated persons on licensed premises. Prohibits licensee from allowing an intoxicated person to be upon the licensed premises.

**14-3-20.** Use of licensed premises for conduct of business of others prohibited; lottery exception.



14-3-22. Certain rebates, agreements and transactions prohibited between retailers and distributors.

14-3-35. Sales to licensed clubs, drinking establishments and caterers; requirements for; reports of sales. Establishes requirements for sales to licensed private clubs; allowing deliveries.

14-3-38. Retailer shall not be employed by a licensed club.

14-3-23, 14-3-24, 14-3-41. Revoked.

#### Article 4.—Manufacturers; Distributors; Nonbeverage Users

14-4-7. Unlawful discrimination by manufacturers among distributors; sales in bulk; price listings; schedules of minimum prices to retailers; penalties. Establishes criteria for business operations conducted by manufacturers.

14-4-16. Inducements from manufacturers and distributors to retailers prohibited.

14-4-22. Distributors; daily report and state copy of invoices; when to be sent. Specifies requirements for such reports.

#### Article 5.—Transportation; Carriers; Storage

14-5-1. Alcoholic liquor (except beer) transported into state or federal area only by bonded carriers.

14-5-2. Bonded carriers' permits; application; bond; vehicle certificates; fees. Provides specific requirements.

14-5-3. Bonded carriers' reports of liquor transported; suspension or revocation of permit for failure to make.

14-5-4. Storage of alcoholic liquor in transit in public bonded liquor warehouses; reports of warehouseman.

14-5-6. Required delivery of alcoholic liquor to distributor by bonded common carrier.

#### Article 18.—Class A and Class B Clubs

14-18-2, 14-18-3, 14-18-4, 14-18-5, 14-18-6, 14-18-7, 14-18-8, 14-18-9, 14-18-10, 14-18-11, 14-18-12, 14-18-13, 14-18-14, 14-18-15, 14-18-16, 14-18-17, 14-18-18, 14-18-19, 14-18-20, 14-18-21, 14-18-22, 14-18-23, 14-18-25, 14-18-26, 14-18-28, 14-18-29, 14-18-30. Revoked.

#### Article 19.—Class A Clubs

14-19-14. Definitions. Defines the following terms: alcoholic liquor, beer, beneficial interest, bulk wine, cereal malt beverage, director, licensed premises, manager, member, morals charge, nonprofit fraternal club, nonprofit social club, nonprofit war veterans club, person, retailer, spirits, and wine.

14-19-15. Applications and renewals; documents required. Describes the procedure and appropriate documents deemed necessary by the director to apply for a class A club license.

14-19-16. Requirements for class A club license. Describes restrictions pertaining to officers, managers, directors, stockholders, spouses, partners, or owners associated with corporations, partnerships, business trusts or associations operating a class A club.

14-19-17. Issuance of license. Provides the criteria for the director to issue or refuse to issue a license to an applicant.

14-19-18. Licenses, loss or destruction of; application and issuance of duplicate. States procedures for obtaining duplicate license.

14-19-19. Change of club status. Prohibits conversion of class A club license to a class B club or a drinking establishment license.

14-19-20. Refund upon voluntary cancellation. Establishes eligibility for refund of portion of the annual license fee.

14-19-21. Guests of members; guests of management; reciprocal members; registration. Defines requirements and privileges of guests and reciprocal members of licensed private clubs.

14-19-22. Roster of stockholders, partners, beneficiaries or associates. Requires licensee to maintain such a roster upon the licensed premises.

14-19-23. Agreement for reciprocal membership. Permits two or more class A clubs to establish reciprocity of club membership.

14-19-24. Employees; registration of same; those prohibited. Defines criteria for officers and employees of a club who are involved in the mixing, selling, serving or dispensing of alcoholic liquor.

14-19-25. Purchase of alcoholic liquor and cereal malt beverages; requirements and restrictions thereon. Permits purchase and delivery of alcoholic liquor only from a retailer and purchase and delivery of bulk wine, beer and cereal malt beverages from a distributor.

14-19-26. Licensee's responsibility for conduct of business and employees. Makes licensee responsible for any violation of rules and regulations by employees or other persons under contract related to the operation of any club.

14-19-27. Storage of liquor. States requirements of the location of the liquor storage area.

14-19-28. Removal of liquor from club premises prohibited. Prohibits removal of alcoholic liquor purchases on the club premises.

14-19-29. Nontaxed liquor and refilling of containers prohibited. Prohibits refilling original alcoholic liquor containers and states requirements for bottles brought onto the club premises by members or guests.

14-19-30. Cereal malt beverages; sale allowed. Establishes requirements for sale of cereal malt beverages upon the licensed premises.

14-19-31. Minimum prices for drinks; how determined. Prohibits any licensed private club from selling a drink to any person for less than the acquisition cost of that drink and defines acquisition cost.

14-19-32. Clubs charge the same price for the same drink all day; day defined. Prohibits variable prices for the same drink between the opening and closing hours for a single business day.

14-19-33. Licensee must pay city or township license tax before making sales. Requires licensee to pay such taxes before operating club for business.

14-19-34. Federal retail stamp. Requires licensees to purchase federal retail stamp and to display stamp on premises.

14-19-35. Excise. Sales and withholding tax must be current. Makes class A club subject to a fine or can-

(continued)

cancellation of its license for delinquent payment of excise taxes, sales tax, withholding tax or failure to register with director of taxation.

**14-19-36.** Suspension and revocation; grounds for; procedure. States reasons that permit the director to revoke any class A club license.

**14-19-37.** Public functions upon licensed premises; when allowed; approval of director. Requires written approval of the director for public functions upon licensed premises and states specific requirements and restrictions for such functions.

**14-19-8, 14-19-9, 14-19-11, 14-19-12, 14-19-13.** Revoked.

#### Article 20.—Class B Clubs

**14-20-14.** Definitions. Defines the following terms: alcoholic liquor, beneficial interest, beer, bulk wine, cereal malt beverage, director, distributor, licensed premises, manager, morals charge, person, retailer, restaurant, spirits, and wine.

**14-20-15.** Applications and renewals; documents required. Describes the procedure and appropriate documents deemed necessary by the director to apply for a class B club license.

**14-20-16.** Requirements for class B club license. Describes restrictions pertaining to officers, managers, directors, stockholders, spouses, partners, or owners associated with corporations, partnerships, or other entities operating a class B club.

**14-20-17.** Issuance of license. Provides the criteria for the director to issue or refuse to issue a license to an applicant.

**14-20-18.** Licenses, loss or destruction of; application and issuance of duplicate. States procedures for obtaining duplicate license.

**14-20-19.** Change of club status. States requirements to maintain status as a class B club and permits change of status from a class B club to a drinking establishment.

**14-20-20.** Refund upon voluntary cancellation. Establishes eligibility for refund of portion of the annual license fee.

**14-20-21.** Guests of members; guests of management; reciprocal members; registration. Defines requirements and privileges of guests and reciprocal members of licensed private clubs.

**14-20-22.** Roster of members. Requires licensee to maintain a roster of members upon the licensed premises.

**14-20-23.** Agreement for reciprocal membership. Permits two or more class B clubs to establish reciprocity of club membership.

**14-20-24.** Restaurant clubs; criteria for determination; gross receipts affidavit; estimates. Provides procedure for determining restaurant status based on proportion of food sales to total gross sales.

**14-20-25.** Temporary memberships; granting, records, and billing. Requires records of temporary memberships granted by clubs to air travelers and registered, nonresident guests of hotels.

**14-20-26.** Employees; registration of same; those prohibited. Defines criteria for officers and employees of a club who are involved in the mixing, selling, serving or dispensing of alcoholic liquor.

**14-20-27.** Purchase of alcoholic liquor and cereal malt beverages; requirements and restrictions thereon. Permits purchase and delivery of alcoholic liquor only from a retailer and purchase and delivery of bulk wine, beer and cereal malt beverages from a distributor.

**14-20-28.** Licensee's responsibility for conduct of business and employees. Makes licensee responsible for any violation of rules and regulations by employees or other persons under contract related to the operation of any club.

**14-20-29.** Storage of liquor. States requirements of the location of the liquor storage area.

**14-20-30.** Removal of liquor from club premises prohibited. Prohibits removal of alcoholic liquor purchased on the club premises.

**14-20-31.** Nontaxed liquor and refilling of containers prohibited. Prohibits refilling original alcoholic liquor containers and states requirements for bottles brought onto the club premises by members or guests.

**14-20-32.** Cereal malt beverages; sale allowed. Establishes requirements for sale of cereal malt beverages upon the licensed premises.

**14-20-33.** Minimum prices for drinks; how determined. Prohibits any licensed private club from selling a drink to any person for less than the acquisition cost of that drink and defines acquisition cost.

**14-20-34.** Clubs charge the same price for the same drink all day; day defined. Prohibits variable prices for the same drink between the opening and closing hours for a single business day.

**14-20-35.** Licensee must pay city or township license tax before making sales. Requires licensee to pay such taxes before operating club for business.

**14-20-36.** Federal retail stamp. Requires licensees to purchase federal retail stamp and to display stamp on premises.

**14-20-37.** Excise, sales and withholding tax must be current. Makes class B club subject to a fine or cancellation of its license for delinquent payment of excise taxes, sales tax, withholding tax or failure to register with director of taxation.

**14-20-38.** Suspension and revocation; grounds for; procedure. States reasons that permit the director to revoke any class B club license.

**14-20-39.** Public functions upon licensed premises; when allowed; approval of director. Requires written approval of the director for public functions on licensed premises and states specific requirements and restrictions for such functions.

**14-20-1, 14-20-2, 14-20-4, 14-20-7, 14-20-8, 14-20-9.** Revoked.

#### Article 23.—Temporary Permits (new)

**14-23-1.** Definitions. Defines the following terms: alcoholic liquor, beer, bulk wine, cereal malt beverage, director, distributor, event, morals charge, organization, permitted premises, person, retailer, spirits, and wine.

**14-23-2.** Applications; documents required. Describes the procedure and appropriate documents deemed necessary by the director to apply for a caterer's license.

**14-23-3.** Requirements for temporary permit. De-

scribes restrictions for the issue of a temporary permit pertaining individuals and corporate officers, managers, directors, or stockholders.

**14-23-4.** Issuance of permit. Provides the criteria for the director to issue or refuse to issue a permit to an applicant.

**14-23-5.** Events; filings; notice; prohibitions. Establishes requirements for permit holder to sell and serve alcoholic liquor at locations that are not licensed premises.

**14-23-6.** Refund upon voluntary cancellation. Provides no refund for cancellation of a permit or event.

**14-23-7.** Employees; those prohibited. Defines criteria for individuals employed by the temporary permit holder who will be involved in the mixing, selling, serving or dispensing of alcoholic liquor.

**14-23-8.** Purchase of alcoholic liquor; requirements and restrictions thereon. Permits purchase of alcoholic liquor only from a retailer and restricts delivery of alcoholic liquor from a retailer.

**14-23-9.** Permit holder's responsibility for conduct of event. Makes permit holder responsible for any violation of rules and regulations by employees or other persons under contract with the permit holder in connection with an event.

**14-23-10.** Removal of liquor from event premises prohibited. Prohibits removal of alcoholic liquor purchased for consumption from the premises of an event.

**14-23-11.** Nontaxed liquor and refilling of containers prohibited. Prohibits refilling original alcoholic liquor containers by permit holders and states requirements for bottles brought onto the event premises by individuals.

**14-23-12.** Minimum prices for drinks; how determined. Prohibits a permit holder from selling a drink to any person for less than the acquisition cost of that drink and defines acquisition cost.

**14-23-13.** Charge the same price for the same drink all day; day defined. Prohibits variable prices for the same drink between the opening and closing hours for a single business day.

**14-23-14.** Federal retail stamp. Requires permit holders to purchase federal retail stamp and to display stamp at the event.

**14-23-15.** Suspension and revocation; grounds for; procedure. States reasons that permit the director to revoke a temporary permit.

TOM HANNA  
Director, Division of  
Alcoholic Beverage Control

Doc. No. 005492

## State of Kansas

# SOCIAL AND REHABILITATION SERVICES

## NOTICE OF HEARING ON PROPOSED ADMINISTRATIVE REGULATIONS

The Department of Social and Rehabilitation Services will meet at 8 a.m. Wednesday, July 1, in the SRS board room, sixth floor, Docking State Office Building, Topeka.

The scheduled agenda includes a public hearing concerning proposed temporary administrative regulations and adoption of the regulations. A summary of the proposed regulations is set forth below. The proposed regulations are scheduled to become effective on July 1, 1987.

### A. Child Abuse and Neglect.

**1. 30-46-1. Definitions.** The secretary is promulgating a new regulation. The text of the regulation is set forth below:

**30-46-1. Definitions.** (a) "Alleged perpetrator" means the person identified in the initial report or during the investigation as the person suspected of perpetrating a reported act of abuse, neglect or sexual abuse.

(b) "Confirmed abuse, neglect or sexual abuse" means that the report has been validated by a preponderance of the evidence.

(c) "Confirmed perpetrator" means the person who has been identified by a preponderance of the evidence to have committed a confirmed act of abuse, neglect or sexual abuse.

(d) "Investigation" means the gathering and assessing of information sufficient to determine if a child has been abused, neglected or sexually abused.

(e) "Report of suspected abuse, neglect or sexual abuse" means information received by the agency or law enforcement that a child is suspected of being abused, neglected or sexually abused.

**2. 30-46-2. Right to interview.** The secretary is promulgating a new regulation. The text of the regulation is set forth below:

**30-46-2. Right to interview.** Each alleged perpetrator shall have the right to be interviewed before a proposed finding is issued under K.A.R. 30-46-3.

**3. 30-46-3. Notice of proposed finding.** The secretary is promulgating a new regulation. The text of the regulation is set forth below:

**30-46-3. Notice of proposed finding.** (a) Before any person is identified as a confirmed perpetrator, a written notice of the proposed finding shall be sent to the person by the agency. The notice shall state specifically the reasons for the finding and shall offer the alleged perpetrator an opportunity to reply to the proposed finding before the finding becomes final. The notice shall specify that the alleged perpetrator may appear in person before the social service chief of the area in which the alleged

(continued)

act was committed or that chief's designee may reply in writing or both. The notice shall specify the date, time and place by or at which the alleged perpetrator may reply in writing or appear, or both. Such date shall be not less than five calendar days nor more than 10 calendar days following the date the notice was personally delivered or mailed to the alleged perpetrator.

(b) The social service chief or the designee of the social service chief shall not have been involved in the investigation of the alleged abuse, neglect or sexual abuse.

**4. 30-46-4. Notice of final decision.** The secretary is promulgating a new regulation. The text of the regulation is set forth below:

30-46-4. Notice of final decision. Following the alleged perpetrator's response to the opportunity to reply to the proposed finding, or upon expiration of the time for such a reply if no reply is made, the social service chief or the designee of the social service chief shall notify the alleged perpetrator, in writing, of the final decision on the proposed finding. The notice shall set forth the reasons for the finding and shall inform the confirmed perpetrator of the perpetrator's right to appeal the decision in accordance with K.A.R. 30-7-26, et seq. within 30 calendar days from the date the notice was personally delivered or mailed to the perpetrator.

**5. 30-46-5. Central registry.** The secretary is promulgating a new regulation. The text of the regulation is set forth below:

30-46-5. Central registry. The name of a confirmed perpetrator may not be entered into the agency's central registry until such person has exhausted or failed to exercise the appeal process set forth in K.A.R. 30-7-26, et seq.

**6. 30-46-6. Expungement of confirmed perpetrator from central registry.** The secretary is promulgating a new regulation. The text of the regulation is set forth below:

30-46-6. Expungement of confirmed perpetrator from central registry. (a) Application for expungement.

(1) Any person who has been identified as a confirmed perpetrator of abuse, neglect or sexual abuse may apply in writing to the secretary to have his or her name expunged from the central registry when three years have passed since the most recent incident, when there has been a change in circumstances or when new information is presented.

(2) Each application for expungement shall be referred to the expungement review panel. The panel shall consist of the commissioner of youth services or the commissioner's designee, the chief legal counsel or the counsel's designee, and a representative of the public appointed by the secretary. The commissioner of youth services or the commissioner's designee shall chair the panel.

(3) The panel shall convene a review hearing at which time the applicant may present evidence supporting expungement of the applicant's name

from the central registry. The SRS area office which conducted the original investigation may also present evidence in support of or in opposition to the application at this hearing.

(4) Decisions of the review panel shall be by majority vote. The panel shall consider the following factors in making its decision:

(A) The nature and severity of the confirmed act of abuse, neglect or sexual abuse;

(B) the number of previous reports and confirmations of abuse, neglect or sexual abuse involving the applicant;

(C) the age of the applicant at the time of the confirmed abuse, neglect or sexual abuse;

(D) changes in circumstances of the applicant; and

(E) actions taken by the applicant to prevent the reoccurrence of acts of abuse, neglect or sexual abuse.

(5) Unless a request for continuance is granted, the review hearing shall be conducted within 30 days from the date the application for expungement is received by the agency. A written notice shall be sent to the applicant and the area office by the commissioner of youth services or the commissioner's designee at least 10 days prior to the hearing. The notice shall state the day, hour, and place of the hearing. Continuances may be granted only for good cause.

(6) The panel shall render a written decision within 60 days from the date the matter is ready for decision. The decision shall be in writing, shall set forth the reasons therefor, and inform an applicant of the applicant's right to appeal an adverse decision in accordance with K.A.R. 30-7-26, et seq., within 30 days from the date the decision was personally delivered or mailed to the applicant.

(b) Expungement by the agency. The secretary or designee of the secretary may cause records to be expunged from the central registry when 18 years have passed since the most recent incident.

A copy of the fiscal impact statement may be obtained prior to July 1 by contacting Mary Slaybaugh, Legal Services, State Department of Social and Rehabilitation Services, 6th Floor, Docking State Office Building, Topeka 66612, (913) 296-3969. Written comments may be submitted prior to such date to Dr. Robert Harder, Secretary of Social and Rehabilitation Services, at the same address.

Interested persons will be given reasonable opportunity at the hearing to present their views and arguments on the adoption of the proposed temporary regulations. Presentations should be in writing whenever possible. Depending on the number of persons wanting to speak, the department may require that each participant limit his or her oral presentation to three minutes.

The public is invited to this meeting.

**ROBERT C. HARDER**  
Secretary of Social and  
Rehabilitation Services

(Published in the KANSAS REGISTER, June 11, 1987.)

**NOTICE OF BOND SALE**  
**\$5,205,000**  
**Internal Improvement General**  
**Obligation Bonds**  
**Series 1987-A**  
**of the**  
**City of Lenexa, Kansas**  
**(general obligation bonds payable from**  
**unlimited ad valorem taxes)**

**Sealed Bids**

Sealed bids will be received by the undersigned, city clerk/finance director of the city of Lenexa, Kansas, on behalf of the City Council at the City Hall, 12350 W. 87th Street Parkway, Lenexa, until 3 p.m. C.D.T. on Thursday, June 18, 1987, for the purchase of \$5,205,000 principal amount of internal improvement general obligation bonds, Series 1987-A, of the city hereinafter described. All bids will be publicly opened and read at said time and place and will be acted upon by the governing body at its regular meeting at 7:30 p.m. on Thursday, June 18, 1987.

**Bond Details**

The bonds will consist of fully registered certificated bonds in the denominations of \$5,000 or any integral multiple thereof, dated July 1, 1987, and becoming due serially on September 1 in the years, without option of prior redemption, as follows:

| Year | Principal Amount |
|------|------------------|
| 1988 | \$255,000        |
| 1989 | 410,000          |
| 1990 | 430,000          |
| 1991 | 460,000          |
| 1992 | 485,000          |
| 1993 | 520,000          |
| 1994 | 540,000          |
| 1995 | 575,000          |
| 1996 | 610,000          |
| 1997 | 650,000          |
| 1998 | 270,000          |

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1988.

**Place of Payment and Bond Registration**

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

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

The number and denominations of the bonds and the names, addresses and social security or taxpayer identification numbers of the registered owners shall be submitted in writing by the successful bidder to the city and bond registrar at least two weeks prior to the closing date. In the absence of such information, the city will deliver one bond per maturity registered in the name of the manager of the successful bidder. The initial reoffering price to the public by the original purchaser shall be furnished to the city at least one week prior to the closing date. A certificate setting forth such initial reoffering price to the public shall be furnished to the city by the original purchaser at closing.

**Conditions of Bids**

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: The same rate shall apply to all bonds of the same maturity. Each interest rate specified shall be a multiple of 1/8 or 1/20 of 1 percent. No interest rate shall exceed a rate equal to the 20 bond index of tax-exempt municipal bonds or the index of treasury bonds published by the weekly Credit Markets in New York, New York, on the Monday next preceding the day on which the bonds are sold, plus 2 percent. No rate specified shall be lower than any rate specified for an earlier maturity of the bonds. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered and no supplemental interest payments will be authorized. Each bid shall specify the total interest cost to the city during the life of the bonds on the basis of such bid, the premium, if any, offered by the bidder, and the net interest cost to the city on the basis of such bid, all certified by the bidder to be correct, and the city will be entitled to rely on the certificate of correctness of the bidder. Each bid shall also specify the average annual net interest rate to the city on the basis of such bid.

**Basis of Award**

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

**Authority, Purpose and Security**

The bonds are being issued pursuant to K.S.A. 12-6a01 to 12-6a17, inclusive, and K.S.A. 12-685 to 12-689, inclusive, all as amended, for the purpose of paying the cost of certain internal improvements. The bonds and the interest thereon will constitute general

(continued)

obligations of the city, payable in part from special assessments levied upon the property benefited by the construction of said improvements and, if not so paid, from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the city, with the balance payable from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the city.

#### **Legal Opinion and Tax Exemption**

The bonds will be sold subject to the legal opinion of Gaar & Bell, Overland Park, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

The Internal Revenue Code of 1986 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 code and to take all action as may be necessary to comply with the code 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, Overland Park, 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 interest on the bonds will be 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 obliga-

tions acquired after August 7, 1986, including the bonds.

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 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.

A form of bond counsel's opinion is contained on the official statement of the city with respect to the bonds.

#### **Delivery and Payment**

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder within 45 days after the date of sale at such bank or trust company in the state of Kansas, Kansas City, Missouri, or Chicago, as may be specified by the successful bidder. The successful bidder will also be furnished with a certified transcript of the proceedings evidencing the authorization and issuance of the bonds and the usual closing proofs, which will include a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity. Payment for the bonds shall be made in federal reserve funds, immediately subject to use by the city.

#### **Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America equal to 2 percent of the total amount of the bid payable to the order of the city. If a bid is accepted, said check or the proceeds thereof will be held by the city until the bidder shall have complied with all of the terms and conditions of this notice. If a bid is accepted but the city shall fail to deliver the bonds to the bidder in accordance with the terms and conditions of this notice, said check or the proceeds thereof will be returned to the bidder. If a bid is accepted but the bidder defaults in the performance of any of the terms and conditions of this notice, the proceeds of such check will be retained by the city as and for liquidated damages. No interest will be paid upon the successful bidder's good faith check.

#### **CUSIP Numbers**

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



assignment and printing of CUSIP numbers on the bonds will be paid by the city.

#### Bond Rating

The outstanding general obligation bonds of the city are rated "A1" by Moody's Investors Service, Inc., and the city has applied for rating on the bonds herein offered for sale.

#### Bid Forms

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

#### Submission of Bids

Bids must be submitted in sealed envelopes addressed to the undersigned city clerk/finance director, and marked "Bond Bid." Bids may be submitted by mail or delivered in person to the undersigned at the City Hall and must be received prior to 3 p.m. C.D.T. on Thursday, June 18, 1987.

#### Official Statement

The city has prepared a preliminary official statement dated June 4, 1987, copies of which may be obtained from the city clerk/finance director or from the financial adviser. Upon the sale of the bonds, the city will adopt the final official statement and will furnish the successful bidder with a reasonable number of copies thereof without additional cost upon request. Additional copies may be ordered by the successful bidder at his expense.

#### Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property within the city for the year 1986 is \$204,757,388.

The total general obligation bonded indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$51,522,000. Temporary notes in the principal amount of \$4,850,000 will be retired out of the proceeds of the bonds and other available funds.

#### Additional Information

Additional information regarding the bonds may be obtained from the city clerk/finance director or from the financial adviser, George K. Baum & Company, 1004 Baltimore Ave., Kansas City, MO (816) 474-1100.

Dated June 4, 1987.

CITY OF LENEXA, KANSAS  
By Sandra Howell  
City Clerk/Finance Director  
City Hall  
12350 W. 87th Street Parkway  
P.O. Box 14888  
Lenexa, KS 66215  
(913) 492-8800

(Published in the KANSAS REGISTER, June 11, 1987.)

### NOTICE OF BOND SALE

\$5,900,000

General Obligation Street and  
Storm Drainage Improvement Bonds  
Series 1987

City of Overland Park, Kansas  
(general obligation bonds payable from  
unlimited ad valorem taxes)

Sealed bids will be received by the undersigned, city clerk of the city of Overland Park, Kansas, on behalf of the City Council at the City Hall, 8500 Santa Fe Drive, Overland Park, KS 66212, prior to 11 a.m. C.D.T. on Tuesday, June 23, 1987, for the purchase of \$5,900,000 principal amount of general obligation street and storm drainage improvement bonds, Series 1987, of the city hereinafter described. Such bids will be publicly considered by the City Council at a special meeting at 7 p.m. C.D.T. on June 23, 1987. No oral or auction bids will be considered.

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, dated July 1, 1987, and becoming due serially on September 1 in the years as follows:

| Year | Principal Amount |
|------|------------------|
| 1988 | \$800,000        |
| 1989 | 700,000          |
| 1990 | 700,000          |
| 1991 | 700,000          |
| 1992 | 700,000          |
| 1993 | 700,000          |
| 1994 | 700,000          |
| 1995 | 500,000          |
| 1996 | 400,000          |

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1988.

#### Place of Payment and Bond Registration

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

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

The type and denominations of the bonds and the names, addresses and social security or taxpayer

(continued)

identification numbers of the registered owners shall be submitted in writing by the successful bidder to the bond registrar at least two weeks prior to the closing date.

In the absence of such information, the city will deliver bonds in the denomination of each maturity registered in the name of the successful bidder. The initial reoffering price to the public by the original purchaser shall be furnished to the city at least one week prior to the closing date. A certificate setting forth such initial reoffering price to the public shall be furnished to the city by the original purchaser at closing.

#### Redemption of Bonds Prior to Maturity

At the option of the city, bonds maturing on September 1, 1993 and thereafter will be subject to redemption and payment prior to maturity on September 1, 1992, and thereafter in whole or in part on any interest payment date in inverse order of maturity at the redemption price of 100 percent of the principal amount thereof, plus accrued interest to the redemption date.

If the city shall elect to call any bond for redemption and payment prior to the maturity thereof, the city shall give written notice of its intention to redeem and pay said bonds on a specified date, the same being described by number and maturity, said notice to be mailed by United States registered or certified mail addressed to the registered owners of said bonds, to the Kansas State Treasurer, and to the manager or managers of the underwriting account making the successful bid, each of said notices to be mailed at least 30 days prior to the redemption date. If any bond be called for redemption and payment as aforesaid, all interest on such bond shall cease.

#### Conditions of Bids

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: The same rate shall apply to all bonds of the same maturity. Each interest rate specified shall be a multiple of 1/8 or 1/20 of 1 percent. No interest rate shall exceed a rate equal to the 20 bond index of tax-exempt municipal bonds or the index of treasury bonds published by the weekly Credit Markets in New York, New York, on the Monday next preceding the day on which the bonds are sold, plus 2 percent. No rate specified shall be lower than any rate specified for an earlier maturity of the bonds. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered and no supplemental interest payments will be authorized.

#### Basis of Award

Award of the bonds will be made to the bid which results in the lowest net interest cost to the city after deducting the amount of premium bid, if any. If two or more proper bids providing for identical amounts for the lowest net interest cost are received, the governing body shall determine which bid, if any, shall be accepted, and its determination shall be final. The city reserves the right to reject all bids and to waive any irregularities in a submitted bid.

#### Authority, Purpose and Security

The bonds are being issued pursuant to K.S.A. 12-685 *et seq.*, as amended, and K.S.A. 12-6a01 *et seq.*, as amended, for the purpose of paying the cost of certain street and storm drainage improvements. The bonds and the interest thereon will constitute general obligations of the city, payable in part from special assessments levied upon the property benefited by the construction of said improvements and, if not so paid, from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the city, with the balance payable from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the city.

#### Legal Opinion and Tax Exemption

The bonds will be sold subject to the legal opinion of Gaar & Bell, Overland Park, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

The Internal Revenue Code of 1986 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 code and to take all action as may be necessary to comply with the code 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, Overland Park, 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 interest on the bonds will be 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 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.

The bonds will not be designated as qualified tax-exempt obligations for purposes of Section 265 of the code.

A form of bond counsel's opinion is contained on the official statement of the city with respect to the bonds.

#### **Delivery and Payment**

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder within 45 days after the date of sale at such bank or trust company in the contiguous United States of America, as may be specified by the successful bidder. The successful bidder will also be furnished with a certified transcript of the proceedings evidencing the authorization and issuance of the bonds and the usual closing proofs, which will include a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity. Payment for the bonds shall be made in federal reserve funds, immediately subject to use by the city.

#### **Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$118,000 payable to the order of the city to secure the city from any loss resulting from the failure of the successful bidder to comply with terms of his bid. No interest will be paid upon the successful bidder's good faith check. Said check shall be returned to the bidder if his bid is not accepted. If a bid is accepted, said check will be held by the city until the bidder shall have complied with all of the terms and conditions of this notice, at which time the check will be returned to the successful bidder. If a bid is accepted but the city shall fail to deliver the bonds to the bidder in accordance with the

terms and conditions of this notice, said check will be returned to the bidder. If a bid is accepted but the bidder defaults in the performance of any of the terms and conditions of this notice, the proceeds of such check will be retained by the city as and for liquidated damages.

#### **CUSIP Numbers**

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

#### **Bond Rating**

The outstanding general obligation bonds of the city are rated "Aaa" by Moody's Investors Service, Inc., and "AA+" by Standard & Poor's Corporation. The city has applied for rating on the bonds herein offered for sale.

#### **Bid Forms**

All bids must be made on forms which may be procured from the finance director/city clerk. No additions or alterations in such forms shall be made and any erasures may cause rejection of any bid.

#### **Submission of Bids**

Bids must be submitted in sealed envelopes addressed to the undersigned finance director/city clerk and marked "Proposal for the Purchase of \$5,900,000 General Obligation Street and Storm Drainage Improvement Bonds, Series 1987." Bids may be submitted by mail or delivered in person to the undersigned at the City Hall and must be received by the undersigned prior to 11 a.m. C.D.T. on June 23, 1987.

#### **Assessed Valuation and Indebtedness**

The total assessed valuation of the taxable tangible property within the city for the year 1986 is \$482,161,529. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$28,330,000.

#### **Additional Information**

Additional information regarding the bonds may be obtained from the finance director/city clerk.

Dated May 29, 1987.

CITY OF OVERLAND PARK, KANSAS

By Bernice Crummett  
Finance Director/City Clerk  
City Hall

8500 Santa Fe Drive  
Overland Park, KS 66212  
(913) 381-5252

Doc. No. 005487

(Published in the KANSAS REGISTER, June 11, 1987.)

## NOTICE OF BOND SALE

\$2,400,000

### Combined Projects Improvement General Obligation Bonds Series 1987

#### Leawood, Johnson County, Kansas

Sealed bids will be received by the governing body of Leawood, Johnson County, Kansas, at the City Council chambers, 9617 Lee Blvd., Leawood, on Monday, June 15, 1987, at 7:30 p.m. C.D.T., for the sale of the above-captioned general obligation bonds of the city of Leawood, to finance the cost of construction of certain improvement projects within said city, at which time said bids will be publicly opened.

The bonds will consist of fully registered bonds without coupons in the denominations of \$5,000 and any integral multiple thereof aggregating the principal amount of \$2,400,000. All of said bonds will be dated July 1, 1987, and will mature serially on September 1 of each year, as follows:

| Maturity | Amount  |
|----------|---------|
| 1988     | 150,000 |
| 1989     | 155,000 |
| 1990     | 160,000 |
| 1991     | 165,000 |
| 1992     | 170,000 |
| 1993     | 175,000 |
| 1994     | 180,000 |
| 1995     | 190,000 |
| 1996     | 195,000 |
| 1997     | 200,000 |
| 1998     | 115,000 |
| 1999     | 125,000 |
| 2000     | 130,000 |
| 2001     | 140,000 |
| 2002     | 150,000 |

Interest on said bonds from the date thereof at the rates determined when the bonds are sold as herein provided will be payable semiannually on March 1 and September 1 in each year through maturity, commencing on March 1, 1988.

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

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

The type and denominations of the bonds and the names, addresses and social security or taxpayer identification numbers of the registered owners shall be submitted in writing by the successful bidder to the city and bond registrar at least two weeks prior to the closing date. In the absence of such information, the city will deliver bonds in the denomination of each maturity registered in the name of the successful bidder.

At the option of the city, bonds maturing on September 1, 1998 and thereafter will be subject to redemption and payment prior to maturity, on September 1, 1997, and on any interest payment date thereafter in whole or in part (in integral multiples of \$5,000) in inverse order of maturity (and by lot within a single maturity) at the redemption price of 100 percent of the principal amount thereof, plus accrued interest to the date fixed for redemption.

If the city shall elect to call any bond for redemption and payment prior to the maturity thereof, the city shall give written notice of its intention to redeem and pay said bonds on a specified date, the same being described by number and maturity, said notice to be mailed by United States registered or certified mail addressed to the Kansas State Treasurer, said notice to be mailed at least 60 days prior to the redemption date, to the registered owners of said bonds, and to the manager or managers of the underwriting account making the successful bid, each of said notices to be mailed at least 30 days prior to the redemption date. If any bond be called for redemption and payment as aforesaid, all interest on such bonds shall cease.

All of said bonds will be and will constitute the general obligation of the city of Leawood and the full faith and credit of the city shall be pledged to the payment of the principal of and interest on said bonds. Such principal and interest shall be payable in part from special assessments levied upon property benefitted by the construction of certain improvements and, if not so paid, from ad valorem taxes levied upon all taxable tangible property, including land and improvements thereon located within the territorial limits of the city of Leawood, Johnson County, Kansas, with the balance payable from ad valorem taxes which may be levied without limitation as to rate or amount upon all such taxable tangible property, real and personal, within the territorial limits of said city.

The bonds will be designated "qualified tax-exempt obligations" by the city for the purposes of Section 265(b)(3)(B) of the Internal Revenue Code of 1986.

No bids will be considered at a price of less than par and interest accrued on the bonds to date of the payment thereof by the purchaser.

Proposals will be received on bonds bearing such rate or rates of interest as may be specified by the bidders subject to the following conditions: Not more than five different rates shall be specified and the same rate will apply to all bonds of the same maturity. Each interest rate specified shall be in an even multiple of 1/8 or 1/20 of 1 percent. No rate shall exceed the most recent 20 bond index as published in Credit Markets, New York, New York, on the Monday next preceding the date of sale by more than 2 percent, and

the difference between the highest rate specified and lowest rate specified in any bid shall not exceed 1.5 percent.

One bid shall be submitted for all bonds hereinbefore described on an all or none basis. Bonds will be awarded to the highest and best bidder or bidders on an all or none basis. Determination of the best bid or bidders will be made by deducting the premium bid (if any) from the total interest costs, and the bonds will be awarded to the bidder bidding the lowest net interest cost to the city. The city will be entitled to rely on the stated net interest cost in awarding the bonds. If there is any discrepancy between said lowest net interest cost and the rates specified in said bid or the average annual net interest cost specified in said bid, the net interest cost figure shall govern and the rates shall be adjusted accordingly.

The initial reoffering price to the public shall be furnished to the city by the successful bidder at least one week prior to the closing date. A certificate setting forth such initial reoffering price to the public shall be furnished by the successful bidder at closing.

The bonds, printed, executed and registered with the office of the Kansas State Treasurer, will be furnished by the city, and the bonds will be delivered subject to the legal opinion of Linde, Thomson, Fairchild, Langworthy, Kohn & Van Dyke, P.C., Kansas City, Missouri, bond counsel, whose services will be paid for by the city. The opinion of bond counsel will state that under existing laws and regulations and, assuming continued compliance with the covenants contained in the bond ordinance, the interest on the bonds is exempt from federal income taxation, except with respect to certain taxpayers as more specifically described in the official statement of the city.

The bonds will be delivered to the purchaser on or about July 28, 1987, at any such bank or trust company in the Chicago, Kansas City, Topeka, or Wichita metropolitan areas, as specified by the purchaser, or elsewhere at the expense of the purchaser.

At the request of the successful bidder, CUSIP identification numbers will be printed on said bonds, but neither the failure to print such numbers on any bonds nor any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and pay for said bonds in accordance with the terms of the purchase contract. All expenses in relation to the printing of the CUSIP numbers on said bonds, including the CUSIP Service Bureau's charge for assignment of said numbers, will be paid for by the city.

The population of the city is approximately 17,000. The 1986 assessed valuation of all taxable tangible property within Leawood, Kansas is \$88,626,485, including motor vehicle valuation of \$21,652,989. The total general obligation bonded indebtedness of Leawood, Kansas, at the date hereof, including the issue of bonds herein offered for sale, is \$9,115,000. In addition, the city of Leawood has temporary notes outstanding in the total amount of \$6,188,800, of which \$2,588,800 will be redeemed and cancelled from the proceeds of the bonds herein offered for sale and prepayments of tax assessments.

A good faith deposit by cashier's or certified check in the amount of 2 percent of the total amount of the bid for the bonds shall accompany each bid.

Additional copies of this notice of bond sale, copies of the city's official statement relating to the bonds, or further information may be obtained from the undersigned city clerk or George K. Baum & Company, 1004 Baltimore Ave., Kansas City, MO 64105, (816) 474-1100, the city's financial adviser.

Mailed bids should be addressed to J. Oberlander, City Clerk, City of Leawood, 9617 Lee Blvd., Leawood, KS 66206, and marked "Bid for Purchase of \$2,400,000 Combined Projects Improvement General Obligation Bonds, Series 1987, Leawood, Johnson County, Kansas." Bids may also be delivered to the said officer in the City Council chambers at Leawood at or immediately prior to 7:30 p.m.

Dated at Leawood, Kansas, June 1, 1987.

J. OBERLANDER  
City Clerk

Doc. No. 005483

(Published in the KANSAS REGISTER, June 11, 1987.)

**NOTICE OF REDEMPTION**  
**Clay County, Kansas**  
**Temporary Improvement Notes**  
**Series 1985**

Notice is hereby given pursuant to Section 3 of Resolution No. 1985-N of Clay County, Kansas, passed and adopted on September 9, 1985, there will be redeemed on July 1, 1987 all of the temporary improvement notes, Series 1985, issued pursuant to said Resolution No. 1985-N and outstanding at a redemption price of par and accrued interest to date of redemption.

On July 1, 1987, all of said notes will be due and payable at The First National Bank and Trust Company of Junction City, Junction City, Kansas, the trustee and paying agent for said notes. From and after July 1, 1987, interest on the aforesaid temporary notes, Series 1985, will cease to accrue.

The Board of County Commissioners  
of Clay County, Kansas and  
the First National Bank and Trust  
Company of Junction City, Kansas  
Trustee and Paying Agent  
P.O. Box 348  
Junction City, KS 66441

Doc. No. 005494

(Published in the KANSAS REGISTER, June 11, 1987.)

### NOTICE OF REDEMPTION

City of Hillsboro, Kansas  
Hospital Revenue Bonds  
(Salem Hospital, Inc.)  
Series A, 1975

In accordance with written instructions received by the undersigned from the city of Hillsboro, Kansas, notice is hereby given that pursuant to Section 4(b) of Ordinance No. 626 of the city of Hillsboro, Kansas, there will be redeemed on August 1, 1987 all outstanding city of Hillsboro, Kansas hospital revenue bonds, Series A, 1975 (Salem Hospital, Inc.), which bonds mature on February 1 in each of the years from 1988 to 1990, inclusive, and on February 1, 1996, and are numbered from 91 to 256, inclusive. Said bonds will be redeemed at a redemption price equal to 103 percent of the principal amount thereof, plus accrued interest thereon to the redemption date.

The city of Hillsboro has reserved the right to rescind its election to redeem the bonds as aforesaid by giving written notice thereof to the undersigned prior to August 1, 1987.

On August 1, 1987, all of the abovesaid bonds will be due and payable at the principal office of the Southwest National Bank of Wichita, Wichita, Kansas. All coupons maturing subsequent to August 1, 1987 must be attached and surrendered with said bonds. From and after August 1, 1987, interest on said bonds will cease to accrue.

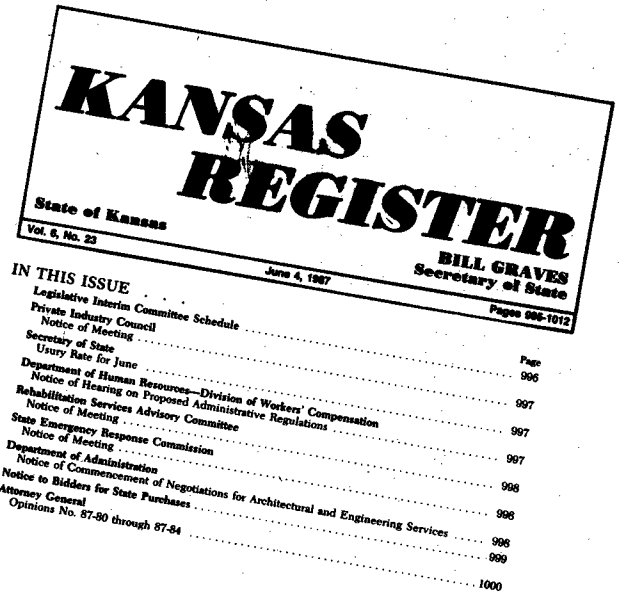
Dated May 29, 1987.

THE SOUTHWEST NATIONAL BANK  
OF WICHITA  
Trustee and Paying Agent  
400 E. Douglas  
P.O. Box 1401  
Wichita, KS 67201

Doc. No. 005478

**NOW AVAILABLE . . .**

**CUSTOM-MADE  
LOOSELEAF BINDERS  
for the  
KANSAS REGISTER**



We are pleased to announce that custom-made *Kansas Register* binders are now available!

These binders will hold your copies of the *Kansas Register* attractively for permanent use. They are highest quality, durable, casebound Swing Hinge® binders made by McBee Loose Leaf Binder Products. (A Swing Hinge® binder has more capacity and allows for easier interfiling than standard ring binders.) They feature dark blue cloth covering and gold imprinting. Each three-inch binder will hold up to a year's worth of *Register* issues.

Order your binders today!

*Kansas Register* binders. . . \$14.00 each includes shipping and handling.

CLIP AND MAIL

Dear Secretary Brier: Please send \_\_\_\_\_ *Kansas Register* binders.  
(Quantity)

Price: \$14.00 each, includes shipping and handling.

AMOUNT ENCLOSED \$ \_\_\_\_\_

SHIP TO:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Shipping is by  
U.P.S. Delivery Service;  
STREET ADDRESS  
IS NECESSARY.

Mail order, WITH PAYMENT, to: *Kansas Register*; Secretary of State; State Capitol; Topeka, KS 66612.

**KANSAS REGISTER**  
**Secretary of State**  
**State Capitol**  
**Topeka, Kansas 66612-1594**

Second Class  
postage paid  
at  
Topeka, Kansas

---

**Use this form (or a copy of it) to enter a  
SUBSCRIPTION**

\_\_\_\_\_ One-year subscriptions (at \$47.50 ea.)  
TOTAL ENCLOSED \_\_\_\_\_  
(Make checks payable to Kansas Register)

SEND TO: \_\_\_\_\_  
(Please, no  
more than  
4 address  
lines.) \_\_\_\_\_  
\_\_\_\_\_

Zip code must be included

**THIS SPACE FOR REGISTER OFFICE  
USE ONLY, PLEASE**

CODE \_\_\_\_\_ REC. NO. \_\_\_\_\_  
EXPIRES \_\_\_\_\_ ENTERED BY \_\_\_\_\_

Mail order, WITH PAYMENT, to: Kansas Register; Secretary of State; State Capitol; Topeka, KS 66612-1594.

---

**Use this form (or a copy of it) for  
CHANGE OF ADDRESS**

Remove your mailing label (above) and affix it here:

Indicate change or correction of name or address  
here:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

MAIL TO: Kansas Register, Secretary of State, State Capitol, Topeka, KS 66612-1594