

# KANSAS REGISTER

State of Kansas

**BILL GRAVES**  
Secretary of State

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## State of Kansas

## LEGISLATURE

## INTERIM COMMITTEE SCHEDULE

The following committee meetings have been scheduled during the period of September 7 through September 20:

Date	Room	Time	Committee	Agenda
Sept. 8 Sept. 9	514-S 514-S	10:00 a.m. 9:00 a.m.	Joint Committee on Administrative Rules and Regulations	Review certain temporary regulations adopted by the Savings and Loan Department, the Board of Accounting, the Consumer Credit Commissioner, the Securities Commissioner, and the Board of Regents; comments from the Board of Nursing; staff review of Board of Examiners in Optometry, and staff review of Rule and Regulation Filing Act bill draft.
Sept. 9 Sept. 10	519-S 526-S	10:00 a.m. 9:00 a.m.	Special Committee on Transportation	Agenda unavailable.
Sept. 10 Sept. 11	531-N 531-N	10:00 a.m. 9:00 a.m.	Legislative Budget Committee	Staff reports; conferences with Secretary of Corrections (10 a.m. on Sept. 10), representative of the Department of Administration (1:30 p.m. on Sept. 10), and Secretary of SRS (9 a.m. on Sept. 11).
Sept. 10 Sept. 11	Hutchinson Hutchinson	10:00 a.m. 9:00 a.m.	Special Committee on Agriculture and Livestock	Hearings on Proposal No. 4—Commodity Commissions, review of structure and duties. Directions to staff on all previously heard proposals.

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Secretary of State  
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Topeka, KS 66612-1594



Phone: (913) 296-3489

Sept. 10	Wichita State University (Room 111, Marcus Center)	10:00 a.m.	Special Committee on Energy and Natural Resources	10th: Meet at Wichita State University for briefings and public hearing on Proposal No. 11—Wildlife and Parks Department.
Sept. 11	Butler County Community College Student Union (Purple and Gold Room)	9:00 a.m.		11th: Meet at Butler County Community College for public hearing on Proposal No. 11 and a tour of El Dorado State Park and Wildlife Area.
Sept. 15	123-S	10:00 a.m.	Special Committee on Ways and Means	15th: Proposal No. 36—Retirants Health Care; Proposal No. 37—Sick and Annual Leave Policies; and Proposal No. 42—Community Mental Health Centers. Staff review of Proposals No. 34 and No. 35.
Sept. 16	123-S	9:00 a.m.		16th: Hearing on Proposals No. 34 and No. 35—Regents' Equipment and Capital Improvements.
Sept. 15	527-S	10:00 a.m.	Legislative Educational Planning Committee	Agenda unavailable.
Sept. 16	527-S	9:00 a.m.		
Sept. 17	514-S	10:00 a.m.	Special Committee on Assessment and Taxation	Agenda unavailable.
Sept. 18	514-S	9:00 a.m.		
Sept. 17	519-S	10:00 a.m.	Joint Committee on Economic Development	Agenda unavailable.
Sept. 18	519-S	9:00 a.m.		
Sept. 17	529-S	10:00 a.m.	Special Committee on Special Claims Against the State	Agenda unavailable.
Sept. 18	529-S	9:00 a.m.		
Sept. 17	531-N	10:00 a.m.	Special Committee on Public Health and Welfare	17th: Hearings on Proposal No. 28—Licensing of Foreign-Educated Health Care Providers.
Sept. 18	531-N	9:00 a.m.		18th: (a.m.) Proposal No. 30—Epilepsy and other seizure-related disorders; (p.m.) Proposal No. 29—Mandatory Reporting and Peer Assistance for Health-Related Professionals.

WILLIAM R. BACHMAN  
 Director of Legislative  
 Administrative Services

## State of Kansas

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

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

Date	Committee	Time	Location
Sept. 4	Probate Law	9:00 a.m.	Room 259
Sept. 4	Family Law	9:30 a.m.	Room 266
Sept. 11	Judicial Council	9:00 a.m.	Room 259
Sept. 18	Pattern Jury Inst.	9:00 a.m.	(Wichita)
Sept. 18	Public Defender	9:30 a.m.	Room 259
Sept. 25	Civil Code	9:30 a.m.	Room 259

**ROBERT MILLER**  
Chairman

Doc. No. 005713

## State of Kansas

**ATTORNEY GENERAL****Opinion No. 87-124**

**Roads and Bridges; Roads—State Highways—Responsibility to Accept Abandoned State Highways.**

**Roads and Bridges; Roads—General Provisions; Laying Out and Opening Roads—Vacation. Philip E. Winter, Lyon County Attorney, Emporia, August 21, 1987.**

K.S.A. 68-406 gives the secretary of transportation the power to remove from the state highway system roads which have little or no state-wide significance. The statute by implication therefore requires counties to accept legal responsibility for abandoned state highways. However, a board of county commissioners is empowered to vacate any abandoned highway for which it has accepted responsibility, if the commissioners determine that the cost of maintenance exceeds any practical use in retaining the highway under its jurisdiction. Cited herein: K.S.A. 68-102; 68-102a; 68-107; 68-406. BPA

**Opinion No. 87-125**

**Counties and County Officers—Jails—Liability of Governmental entity for Medical Costs of Indigent Offender. Col. Donald L. Pickert, Superintendent, Kansas Highway Patrol, Topeka, August 21, 1987.**

Medical costs incurred by an indigent offender before or at the time of arrest are to be borne by the county if the offender is subsequently charged with a violation of state law. BLB

**ROBERT T. STEPHAN**  
Attorney General

Doc. No. 005725

## State of Kansas

**DEPARTMENT OF HEALTH  
AND ENVIRONMENT  
STATE EMERGENCY  
RESPONSE COMMISSION****NOTICE OF MEETING**

The State Emergency Response Commission will conduct a regular business meeting at 9 a.m. Tuesday, September 15, in the State Defense Building, 2800 S. Topeka Blvd., Topeka.

**STANLEY C. GRANT, Ph.D.**  
Secretary of Health  
and Environment

Doc. No. 005734

## State of Kansas

**DEPARTMENT OF HUMAN RESOURCES****NOTICE OF HEARING  
ON PROPOSED****ADMINISTRATIVE REGULATIONS**

A public hearing will be held from 9-10 a.m. Monday, September 21, in the second floor conference room at 512 W. 6th, Topeka, to consider the adoption on both a temporary and permanent basis on proposed changes in regulation 49-49-1 of the Department of Human Resources.

All interested parties may submit written comments prior to the hearing to A. J. Kotich, Legal Division, Kansas Department of Human Resources, 401 S.W. Topeka Blvd., Topeka 66603.

Copies of the proposed changes in the regulation may be obtained at the address above. Persons requesting copies of the regulation and fiscal impact statement will be required to compensate the legal division for reproduction.

All interested parties will be given a reasonable opportunity to orally present their views in regard to the adoption of the proposed changes in the regulation.

The regulation specifies the fees for inspection and certification of boilers. The proposed changes in the regulation increase the inspection fee from \$2 to \$5, depending upon the class of boiler, and increases the fee for each certification of any boiler by \$2.

The fiscal impact of the proposed increase in the fees for inspection of boilers during fiscal year 1988 will result in increased revenue to the state in the amount of \$9,657. The increase in the fees for certification of boilers will result in increased revenue to the state in the amount of \$19,470 during fiscal year 1988. The fiscal impact on agencies, individual members of the general public, or individual small business will be minimal.

**DENNIS R. TAYLOR**  
Secretary of Human Resources

Doc. No. 005717

State of Kansas

**DEPARTMENT OF REVENUE  
GOVERNOR'S TASK FORCE  
ON TAX REFORM**

**NOTICE OF MEETING**

The Governor's Task Force on Tax Reform will meet at 10 a.m. Wednesday, September 16, in the Department of Revenue conference room, second floor, Robert B. Docking State Office Building, Topeka. The tentative agenda includes a discussion of tax reform options, alternative minimum taxes and selected sales tax issues. Further information is available from Harley T. Duncan, Secretary of Revenue and chairperson of the task force.

HARLEY T. DUNCAN  
Secretary of Revenue

Doc. No. 005711

State of Kansas

**CONSUMER CREDIT COMMISSIONER**

**NOTICE OF HEARING  
ON PROPOSED  
ADMINISTRATIVE REGULATIONS**

The office of the Consumer Credit Commissioner will conduct a public hearing at 10 a.m. Monday, September 28, in Room 352 of the Landon State Office Building, 900 Jackson, Topeka. All interested parties may present oral or written comments at the hearing. The proposed change in the permanent regulation would have no fiscal impact on the agency, the lenders, or the general public.

The regulation to be adopted is as follows:

**75-6-26. Federal Truth-in-lending act requirements.**

Any creditor who, in the ordinary course of business, regularly extends or offers to extend consumer credit shall disclose to the consumer the information required by title I of the consumer protection act, (~~public law~~ *pub. l no. 90-321*, 82 stat. 146), as amended, and any regulations issued pursuant to this act as of ~~March 20, 1987~~. (Authorized by and implementing K.S.A. 16a-6-117; effective, E-82-16, Aug. 12, 1981; amended T-83-2, Jan. 7, 1982; amended T-83-6, April 14, 1982; amended T-84-10, May 25, 1983; amended, T-85-15, May 3, 1984; amended, T-86-12, May 1, 1985; amended, T-87-14, June 6, 1986; amended, T-88-15, July 1, 1987; amended May 1, 1988.)

JUDITH K. STRINGER  
Consumer Credit Commissioner

Doc. No. 005715

State of Kansas

**DEPARTMENT OF ADMINISTRATION  
DIVISION OF ARCHITECTURAL SERVICES**

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

Notice is hereby given of the commencement of negotiations for architectural services for an educational communications center at Kansas State University, Manhattan.

The university anticipates receipt of a federal appropriation to construct and equip a television production and instructional facility on the campus of Kansas State University. The proposed facility of 28,000 gross square feet is estimated to cost \$3.2 million for the building only. Construction is anticipated to begin by May 1988.

The State Building Advisory Commission invites interested firms to submit a response stating their interest together with material supporting their qualifications. Selection criteria includes, but is not limited to, the following:

1. Prior experience in the design and construction of instructional or commercial television facilities.
2. Evidence of broad technical competence including demonstrated ability to enhance design performance through case study comparisons, project analysis and examination of the literature.
3. Demonstrated ability to manage cost containment and to assure quality construction.
4. Ability to identify and manage retained engineering and environmental consultants.
5. Demonstrated superior building and site design ability for new construction, major renovation and for new construction in historic context.

Additionally, selection will be based upon references received for work on past projects. Consultant's qualifications must be accompanied by a careful description of the scope of their intended contributions.

Any questions or expressions of interest should be directed to Jack Nelson, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, prior to September 18.

ANN K. COLGAN  
Acting Director, Division of  
Architectural Services

Doc. No. 005714

State of Kansas  
DEPARTMENT OF WILDLIFE AND PARKS

NOTICE TO BIDDERS

Sealed bids for agricultural lands from tracts at Prairie Dog State Park will be received by the Department of Wildlife and Parks, Room 502, Landon State Office Building, 900 Jackson, Topeka, until 2 p.m. September 21. Bid forms and other information may be obtained from Steve Mathes, Park Manager, Prairie Dog State Park, Box 431, Norton 67654, (913) 877-2953.

VERNE HART  
Chief of Park Operations

Doc. No. 005722

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, SEPTEMBER 14, 1987

#27363

Statewide—DIETARY PHARMACEUTICALS

#27659

University of Kansas Medical Center—FURNISH AND MAINTAIN PORTABLE TOILET

#27690

University of Kansas Medical Center—PHARMACY LABELS

#70548

Department of Human Resources—CONTINUOUS FORMS: FILE FOLDERS AND K-BEN-P851

#70568

University of Kansas—SEWER CLEANER

#70572

Adjutant General's Department—FURNISH AND INSTALL SECURITY FENCING AND GRAVEL PARKING

#70599

Kansas State University—GRAIN

TUESDAY, SEPTEMBER 15, 1987

#A-5827

Wichita State University—REROOF HUBBARD HALL, HIGH ROOF AREA—PROPOSAL "A," LOWER ROOF AREA—PROPOSAL "B"

#27376

Statewide—HIGH SPEED PRINTER RIBBONS

#27692

Wichita State University—FERTILIZER

WEDNESDAY, SEPTEMBER 16, 1987

#A-5721

Kansas Industries for the Blind—FIRE ALARM SYSTEM, workshop and warehouse areas

#70598

Department of Administration, Division of Information Systems and Communications—DISK DRIVE/SOFTWARE

#70611

Kansas State University—HARDWARE/SOFTWARE

#70612

Pittsburg State University—HARDWARE/PLOTTER

#70613

Department of Administration, Division of Information Systems and Communications—MAINTENANCE OF COMPUTER EQUIPMENT

THURSDAY, SEPTEMBER 17, 1987

#70631

University of Kansas—FUEL OIL

FRIDAY, SEPTEMBER 18, 1987

#A-4823(e)

Kansas State University—WEBER HALL ADDITION LANDSCAPING

#A-5689(c)

Department of Administration—RENOVATE ROOMS 443-N THROUGH 446-N, 4th floor, north wing, Statehouse

#A-5744

Youth Center at Topeka—FIRE ALARM SYSTEM, school building

#A-5822

Pittsburg State University—ASBESTOS REMOVAL OPERATION, various buildings

#27691

Department of Corrections—ALCOHOL AND DRUG ABUSE INTERMEDIATE TREATMENT PROGRAM

#70639

Kansas State University—COMBINE

#70640

Department of Transportation—COMMUNICATIONS SERVICE MONITOR

#70643

Kansas State Penitentiary—COVERALLS

#70646

Department of Transportation—COLD ASPHALTIC CONCRETE MIX, various locations

#70647

University of Kansas—STEER LOADER AND TRACTOR

#70648

University of Kansas—PERSONNEL LIFT UNIT

#70649

Department of Social and Rehabilitation Services—UPGRADE OF DATA GENERAL MV10000

TUESDAY, SEPTEMBER 22, 1987

#A-6004

Department of Corrections, Public Building Commission—CONSTRUCT BUILDING NO. 7, Ellsworth Correctional Work Facility

TUESDAY, SEPTEMBER 29, 1987

#A-5405 and A-5876

Department of Wildlife and Parks—CONSTRUCT CONSERVATION/EDUCATION CENTER, Milford

NICHOLAS B. ROACH  
Director of Purchases

Doc. No. 005726

## State of Kansas

**KANSAS WATER AUTHORITY****NOTICE OF MEETINGS**

The Kansas Water Authority will meet September 14 and 15 at the Red Coach Inn, 2110 W. Crawford, Salina. Committee meetings are scheduled as follows:

**Monday, September 14**

3-5 p.m. Basin Planning Committee  
3-5 p.m. Research Committee

**Tuesday, September 15**

8 a.m.-noon Basin Advisory Committee  
Chairpersons Meeting  
8-10 a.m. Conservation Committee  
8-10 a.m. Management Committee  
10 a.m.-noon Quality Committee  
10 a.m.-noon Federal and State Affairs  
Committee

The full authority will convene at 1 p.m. September 15 in the Dukes II Room at the Red Coach Inn.

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

H. PHILIP MARTIN  
Chairman

Doc. No. 005716

## State of Kansas

**KANSAS INSURANCE DEPARTMENT****NOTICE OF HEARING  
ON PROPOSED  
ADMINISTRATIVE REGULATIONS**

A public hearing will be conducted at 1:30 p.m. Tuesday, September 29, in the Kansas Insurance Department, 420 S.W. 9th, Topeka, to consider the adoption of proposed temporary regulations of the Insurance Department.

Copies of the full text of the regulations and the fiscal impact statements may be obtained by writing to the Commissioner of Insurance, 420 S.W. 9th, Topeka 66612. The following is a summary of the regulations:

**K.A.R. 40-1-28:** Adopts by reference and with certain amendments the NAIC model holding company regulation, reporting forms and instructions to complement the Kansas statutes relating to insurance holding companies. Such regulation specifies the nature and form of the information which must be submitted to the insurance commissioner in connection with acquisitions, disclaimers of affiliation and registrations.

**K.A.R. 40-1-29:** The revocation of this regulation is necessary because provisions relating to the approval of extraordinary dividends will now be included in **K.A.R. 40-1-28**.

**K.A.R. 40-1-36:** This regulation is necessary to promote consistency of underwriting treatment and prevent unfair discrimination among applicants for life and health insurance when, because of the coverage

applied for or some other situation, an applicant is subjected to a screening process because of current concerns regarding AIDS or AIDS related complex. This regulation is in the process of being adopted on a temporary basis.

**K.A.R. 40-2-14:** Requires that any interest rate illustrations included in a policy summary must be accompanied by a statement that assumptions are based on current interest rates and cannot be guaranteed.

**K.A.R. 40-2-15:** Requires the "10 day free look" notice applicable to life insurance products to be in at least 10 point type and in a contrasting color.

**K.A.R. 40-2-16:** Removes the January 1, 1989 cut-off date for the use of the gender blended mortality tables. In addition, the combination gender blended/smokers/nonsmokers tables SA through SG and NA through NG are accommodated.

**K.A.R. 40-2-22:** Implements the provisions of 1987 House Bill No. 2123. Section 1(e)(1) of this bill permits a Kansas domestic life insurer to satisfy the deposit requirements of K.S.A. 40-404 by the deposit of acceptable assets with a qualified Kansas bank. **K.A.R. 40-2-22** establishes the procedures and requirements necessary to assure the safety and security of such deposits. This regulation is proposed for adoption on both a permanent and temporary basis.

**K.A.R. 40-3-12:** Pursuant to 1987 Senate Bill No. 24, this regulation establishes the standards for individual risk rating plans applicable to commercial property and casualty insurance.

**K.A.R. 40-3-33:** The amendments to this regulation are necessary in order that it will conform to general state policy regarding the language and format of administrative regulations.

**K.A.R. 40-4-22:** Requires the "10 day free look" notice for accident and health policies to be in at least 10 point type and in a contrasting color.

**K.A.R. 40-5-107:** This regulation has been editorially amended to eliminate unnecessary language.

**K.A.R. 40-5-108:** This regulation has been editorially amended to eliminate unnecessary language.

**K.A.R. 40-5-109:** Eliminates the previous experience reporting requirements for credit insurance and, in lieu thereof, adopts the June 1985 NAIC credit insurance supplement—annual statement blank by reference.

**K.A.R. 40-7-7:** Removes the requirement that agent certifications must be personally signed by an authorized representative of an insurance company.

**K.A.R. 40-9-118:** Makes an editorial correction to the NAIC model regulation governing life insurance advertising.

**K.A.R. 40-10-15:** Clarifies 1987 House Bill No. 2377. This regulation is now in effect on a temporary basis.

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

FLETCHER BELL  
Commissioner of Insurance

Doc. No. 005729

State of Kansas  
STATE CORPORATION COMMISSION

NOTICE OF  
MOTOR CARRIER HEARINGS

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

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

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

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

Applications set for September 15, 1987

Application for Certificate of Convenience and Necessity:

Robert F. Heimerman, dba ) Docket No. 157,032 M  
Heimerman Grain Co. )  
Route 1 )  
Conway Springs, KS 67037 )

Applicant's Attorney: Paul Dugan, 10222 W. Central, Wichita, KS 67212

*Grain, feed, feed ingredients, wood, lumber, fertilizer, cattle and agricultural machinery,*

To, from and between points in Sedgwick, Kingman, Reno, Harvey, Butler, Cowley, Sumner and Harper counties, on the one hand, and all points and places in Kansas, on the other hand.

\*\*\*\*\*

Application for Amendment of Contract Carrier Permit:

Ryder Distribution ) Docket No. 115,137 M  
Resources, Inc. )  
3600 N.W. 82nd Ave. )  
Miami, FL 33166 ) MC ID No. 108354

Applicant's Attorney: John Richeson, 2nd and Main, P.O. Box 7, Ottawa, KS 66067

*Paper and paper products, materials, equipment and supplies used in the manufacture thereof,*

Between points and places in Wyandotte County, Kansas, on the one hand, and points and places in the state of Kansas, on the other. Under contract with Westvaco, of New York, New York.

\*\*\*\*\*

Application for Name Change of Certificate of Convenience and Necessity:

Taylor Truck & ) Docket No. 128,766 M  
Rigging, Inc. )  
Coffeyville, KS 67337 ) MC ID No. 104306

TO:  
Taylor Crane & Rigging, Inc.  
Box 965  
Coffeyville, KS 67337

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

*Construction materials, equipment and supplies (except oilfield commodities), and railroad car parts, equipment, materials and supplies,*

Between points in Cherokee, Labette, Montgomery, Chautauqua, Elk, Wilson, Neosho, Crawford, Bourbon, Allen, Woodson and Greenwood counties, Kansas.

Also,

Between points in Cherokee, Labette, Montgomery, Chautauqua, Elk, Wilson, Neosho, Crawford, Bourbon, Allen, Woodson and Greenwood counties, Kansas, on the one hand, and on the other, points in Kansas.

*Oilfield commodities,*

Between points and places in Montgomery County, on the one hand, and on the other, points in Kansas.

*Machinery, foundry equipment and supplies, construction materials, equipment and supplies (except gypsum products, insulation, roofing, and oilfield machinery, equipment, materials and supplies),*

Between points and places in Kansas.

\*\*\*\*\*

Application for Contract Carrier Permit:

Mary E. and Roy E. ) Docket No. 157,033 M  
Schooler )  
Route 1, Box 301 )  
Rose Hill, KS 67133 )

Applicant's Attorney: None

*Feed, feed ingredients and salt,*

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

\*\*\*\*\*

Application for Certificate of Convenience and Necessity:

Artex, Inc. ) Docket No. 157,035 M  
P.O. Box 3854 )  
Sioux City, IA 51102 )

Applicant's Attorney: None

*Food and related products,*

Between points in the state of Kansas.

\*\*\*\*\*

ALFONZO A. MAXWELL  
Administrator  
Transportation Division

Doc. No. 005723



## State of Kansas

## BOARD OF AGRICULTURE

NOTICE OF HEARING  
ON PROPOSED  
ADMINISTRATIVE REGULATIONS

A public hearing will be conducted at 10 a.m. Tuesday, September 22, in Conference Room A of the Kansas State Board of Agriculture, 109 S.W. 9th, Topeka, at which time all interested persons will have an opportunity to be heard regarding the adoption of proposed temporary and permanent rules and regulations of the Kansas State Board of Agriculture. These rules and regulations will become effective on May 1, 1988 as permanent regulations with the proposed temporary rules and regulations becoming effective as soon as possible. In addition, certain regulations will be revoked.

All interested persons may attend the hearing and those attending will be given an opportunity to express comments either orally or in writing, or both. For those persons unable to attend, written comments may be submitted to the Division of Plant Health, Kansas State Board of Agriculture, 109 S.W. 9th, Topeka 66612, on or before the date of the hearing. If testimony is to be presented in person at the hearing, prior notice to this office would be helpful in arranging the agenda. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentations to five minutes.

A summary of the proposed regulations is as follows:

- 4-1-17. Increases registration for agricultural chemicals from \$15 to \$30.
- 4-13-9. Updates registration fee for uncertified individual from \$5 to \$10 and makes other technical changes.
- 4-13-13. Increases standard for certification by increasing the required number of correct answers on the examination from 70 percent to 75 percent and makes other technical changes.
- 4-13-14. Increases standard for certification by increasing the required number of correct answers on the examination from 70 percent to 75 percent and makes other technical changes.
- 4-13-16. Defines standard for supervision of uncertified applicators.
- 4-13-20. Increases pesticide business license fee from \$75 per category to \$100 per category.
- 4-13-31. Establishes training standard for registered pest control technicians.
- 4-13-32. Establishes standard for renewal of pest control technician registration.
- 4-13-33. Establishes pest control technician fee at \$25.
- 4-13-34. Establishes recordkeeping requirements regarding registered pest control technicians.
- 4-13-35. Establishes requirement for identification cards for registered pest control technicians.
- 4-8-14. Adds new chemicals to definition list.
- 4-8-15. Will be revoked.
- 4-8-16. Will be revoked.
- 4-8-17. Will be revoked.
- 4-8-18. Will be revoked.
- 4-8-19. Will be revoked.
- 4-8-20. Will be revoked.
- 4-8-21. Will be revoked.
- 4-8-22. Will be revoked.
- 4-8-23. Will be revoked.
- 4-8-24. Will be revoked.
- 4-8-25. Will be revoked.

- 4-8-26. Will be revoked.
- 4-8-27. Adopts by reference "Official Musk Thistle Control Program."
- 4-8-28. Adopts by reference "Official Johnsongrass Control Program."
- 4-8-29. Adopts by reference "Official Field Bindweed Control Program."
- 4-8-30. Adopts by reference "Official Hoary Cress Control Program."
- 4-8-31. Adopts by reference "Official Russian Knapweed Control Program."
- 4-8-32. Adopts by reference "Official Bur Ragweed Control Program."
- 4-8-33. Adopts by reference "Official Canada Thistle Control Program."
- 4-8-34. Adopts by reference "Official Leafy Spurge Control Program."
- 4-8-35. Adopts by reference "Official Quackgrass Control Program."
- 4-8-36. Adopts by reference "Official Pignut Control Program."
- 4-8-37. Adopts by reference "Official Kudzu Control Program."
- 4-8-38. Establishes standards for employment of weed supervisor.
- 4-8-39. Adopts by reference "Official Multiflora Rose Program."

All regulations will be adopted as permanent regulations to become effective on May 1, 1988.

For 4-1-17, the projected fiscal impact on private business is \$115,050 with minimal, if any, fiscal impact on the agency, other governmental agencies or units, or individuals.

For 4-13-33, the projected fiscal impact on private business is \$6,000 with minimal, if any, fiscal impact on the agency, other governmental agencies or units, or individuals.

For 4-13-20, the projected fiscal impact upon private business and other governmental agencies or units is \$32,500 with minimal, if any, fiscal impact upon individuals.

In addition, the following regulations will be adopted as temporary regulations to become effective as soon as possible: 4-1-17, 4-13-9, 4-13-16, 4-13-20, 4-13-31, 4-13-32, 4-13-33, 4-13-34 and 4-13-35.

Regarding each of the remaining regulations listed, the agency believes that there should be minimal, if any, fiscal impact on the agency, other governmental agencies or units, private businesses, or the general public.

Copies of these regulations and the complete fiscal impact statements may be obtained by writing to the Division of Plant Health.

SAM BROWNBACK  
Secretary of Agriculture

Doc. No. 005733

## State of Kansas

**BOARD OF AGRICULTURE****REQUEST FOR COMMENT ON PROPOSED  
SPECIAL LOCAL NEED REGISTRATION**

Pursuant to 7 U.S.C. 136v, FMC Corporation has filed an application for a special local need registration for Command 4EC Herbicide.

The purpose of the proposed special local need registration is to allow the use of this pesticide for weed control in dryland wheat production systems. At present, this pesticide is federally registered to control annual grasses and broadleaf weeds in soybeans.

Information submitted by the applicant is on file with the Kansas State Board of Agriculture. Written comments, data, or other evidence in support of or in opposition to the proposed special local need registration may be submitted before October 5 to Jon I. Flint, Plant Health Division, Kansas State Board of Agriculture, 109 S.W. 9th, Topeka 66612-1280.

JON I. FLINT  
Administrator  
Plant Health Division

Doc. No. 005731

## State of Kansas

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

A public hearing will be conducted at 10 a.m. Monday, September 21, in Conference Room A of the Kansas State Board of Agriculture, 109 S.W. 9th, Topeka, at which time all interested persons will have an opportunity to be heard regarding the adoption of proposed temporary and permanent rules and regulations of the Kansas State Board of Agriculture. These rules and regulations will become effective on May 1, 1988 as permanent regulations with the proposed temporary rules and regulations becoming effective as soon as possible. In addition, certain regulations will be revoked.

All interested persons may attend the hearing and those attending will be given an opportunity to express comments either orally or in writing, or both. For those persons unable to attend, written comments may be submitted to the Division of Inspections, Kansas State Board of Agriculture, 109 S.W. 9th, Topeka 66612, on or before the date of the hearing. If you intend to present testimony in person at the hearing, prior notice to this office would be helpful in arranging the agenda. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentations to five minutes.

A summary of the proposed regulations is as follows:

- 4-2-9. Will be revoked.
- 4-3-47. Adopts updated edition of present material adopted by reference.

- 4-3-48. Adopts technical changes in the existing regulation.
- 4-3-49. Adopts standards for good manufacturing practices for production of commercial feeding stuffs.
- 4-3-50. Adopts additional definitions for good manufacturing practices for production of commercial feeding stuffs.
- 4-10-1. Adopts definitions of "permanent storage container" and "permanent storage installation" regulation.
- 4-10-2d. Adopts requirements for written approval from local governing body for location of permanent storage containers within city or municipality.
- 4-10-2g. Adopts rules for hose specifications and assemblies.
- 4-10-2i. Adopts rules for filling densities and transfer of liquids.
- 4-10-2k. Adopts miscellaneous rules including liquid level gauging devices.
- 4-10-4. Adopts updated venting policy and makes other technical changes in the existing regulation.
- 4-10-5. Adopts technical changes in the existing regulation.
- 4-10-6. Adopts inspection requirement for nurse tank hoses and other technical changes in the existing regulation.
- 4-10-7. Adopts technical changes in the existing regulation.
- 4-10-15. Adopts by reference pertinent portions of "Guidelines to Kansas Anhydrous Ammonia Regulations and Inspections" as published by the Kansas State Board of Agriculture.
- 4-10-16. Adopts technical changes in the existing regulation.
- 4-10-17. Adopts requirements for proof of inspection seal.
- 4-16-1c. Deletes certain standards of identity from federal regulations presently adopted by reference.
- 4-16-260. Adopts standards of identity for hamburger and groundbeef.
- 99-8-8. Adopts updated edition of present material adopted by reference.
- 99-8-9. Adopts by reference a uniform regulation for sale of commodities.
- 99-31-1. Adopts technical changes in the existing regulation.
- 99-32-2. Adopts technical changes in the existing regulation.
- 99-32-3. Adopts technical changes in the existing regulation.
- 99-32-4. Adopts technical changes in the existing regulation.
- 99-32-5. Adopts technical changes in the existing regulation.
- 99-32-6. Adopts technical changes in the existing regulation.

All regulations will be adopted as permanent regulations to become effective on May 1, 1988.

In addition, regulations 4-3-49 and 4-3-50 will be adopted as temporary regulations to become effective as soon as possible.

Regarding each of the regulations listed, the agency believes that there should be minimal, if any, fiscal impact on the agency, other governmental agencies or units, private businesses, or the general public.

Copies of these regulations and the complete fiscal impact statements may be obtained by writing Larry Woodson, Director, Division of Inspections.

SAM BROWNBACK  
Secretary of Agriculture

Doc. No. 005732

State of Kansas

**BOARD OF AGRICULTURE**

**REQUEST FOR COMMENT ON PROPOSED SPECIAL LOCAL NEED REGISTRATION**

Pursuant to 7 U.S.C. 136v, Elanco Products Company has filed an application for a special local need registration for Treflan TR-10.

The purpose of the proposed special local need registration is to allow the use of this pesticide for extended control of cheatgrass in established alfalfa. At present, this pesticide is registered for this use. The special local need request is for a changed use pattern to allow an increase from 10 pounds per acre to 20 pounds per acre, with a second application allowed where necessary for control of persistent weeds.

Information submitted by the applicant is on file with the Kansas State Board of Agriculture. Written comments, data, or other evidence in support of or in opposition to the proposed special local need registration may be submitted before October 5 to Jon I. Flint, Plant Health Division, Kansas State Board of Agriculture, 109 S.W. 9th, Topeka 66612-1280.

**JON I. FLINT**  
Administrator  
Plant Health Division

Doc. No. 005730

(Published in the KANSAS REGISTER, September 3, 1987.)

**NOTICE OF BOND SALE  
\$225,000**

**Washington County, Kansas  
General Obligation Bonds  
Series 1987 (Bridges)**

**Sealed Bids**

Sealed bids for the purchase of \$225,000 principal amount of general obligation bonds, Series 1987 (Bridges), of the county hereinafter described, will be received by the undersigned, county clerk of Washington County, Kansas, on behalf of the governing body of the county at Washington County Courthouse, Washington County, Kansas, until 10 a.m. C.D.T. on Tuesday, September 8, 1987. All bids will be publicly opened and read at said time and place and will be acted upon by the county immediately thereafter. No oral or auction bids will be considered.

**Bond Details**

The bonds will consist of fully registered bonds without coupons in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated September 1, 1987, and will become due serially on November 1 in the years as follows:

Year	Principal Amount
1988	\$15,000
1989	15,000
1990	15,000
1991	20,000
1992	20,000
1993	20,000
1994	20,000
1995	20,000

1996	20,000
1997	20,000
1998	20,000
1999	20,000

The bonds will bear interest at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on May 1 and November 1 in each year, beginning on May 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). The principal of the bonds will be payable at maturity or upon earlier redemption to the registered owners upon presentation and surrender of the bonds at the office of the paying agent. Interest on the bonds will be paid by check or draft mailed by the paying agent to the persons in whose names the bonds are registered on the registration books maintained by the bond registrar at the close of business on the record date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date.

The county 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.

**Redemption of Bonds Prior to Maturity**

At the option of the city, bonds maturing on November 1, 1995 and thereafter will be subject to redemption and payment prior to maturity on November 1, 1994 and thereafter in whole or in part on any interest payment date (bonds of less than a single maturity to be selected by lot in multiples of \$5,000 principal amount by the paying agent and bond registrar in such equitable manner as it shall designate), at the principal amount thereof, plus accrued interest to the redemption date, without premium.

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

If the county shall elect to call any bond for redemption and payment prior to the maturity thereof, the county 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 paying agent and bond registrar, 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

(continued)

date. If any bond be called for redemption and payment as aforesaid, all interest on such bond shall cease from and after the date for which such call is made, provided funds are available for its payment at the price hereinbefore specified.

#### Conditions of Bids

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: The same rate shall apply to all bonds of the same maturity. Each interest rate specified shall be a multiple of 1/8 or 1/20 of 1 percent. No interest rate shall exceed 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. The difference between the highest rate specified and the lowest rate specified shall not exceed 2 percent. No supplemental interest payments will be authorized. No bid of less than the principal amount of the bonds and accrued interest will be considered. Each bid shall specify the total interest cost to the county during the life of the bond issue on the basis of such bid, the premium, if any, offered by the bidder, and the net interest cost to the county on the basis of such bid. Each bid shall also specify the average annual net interest rate to the county on the basis of such bid. Bidders shall specify in the bid form the prices (exclusive of accrued interest), expressed as a dollar price, at which the bidder intends that each maturity amount of the bonds shall be initially offered to the public (the initial reoffering prices).

#### Basis of Award

The award of the bonds will be made on the basis of the lowest net interest cost to the county, which will be determined by subtracting the amount of the premium bid, if any, from the total interest cost to the county. 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 county shall determine which bid, if any, shall be accepted, and its determination shall be final.

#### Authorization, Purpose and Security for the Bonds

The bonds are being authorized and issued to permanently finance various internal improvements to the county. The bonds will be general obligations of the county payable as to both principal and interest in part from special assessments levied upon specially benefited property and, if not so paid, from ad valorem taxes which may be levied without limitation upon all the taxable tangible property, real and personal, within the territorial limits of the county. The balance of the principal of and interest on the bonds is payable from ad valorem taxes which may be levied, without limitation as to rate or amount on all the taxable tangible property, real and personal, within the territorial limits of the county.

#### Internal Revenue Code of 1986

The Internal Revenue Code of 1986 was signed into

law by the President of the United States on October 22, 1986. The provisions of the code regarding obligations of state and local units of government are generally effective for obligations such as the bonds issued after August 31, 1986. Certain of these provisions impose requirements on the county which must be met subsequent to the issuance of the bonds by the county and, as a result, the county will and does hereby covenant that it will diligently undertake those steps necessary to maintain the tax-exempt status of the bonds. The county's failure to comply with such requirements could adversely affect the tax-exempt status of the bonds. Purchasers of the bonds should be aware that should the bonds lose their status as tax-exempt obligations as a result of the county's failure to comply with such requirements, the bonds are neither callable nor will the rate of interest on the bonds be adjusted to reflect such circumstances.

The code includes interest on tax-exempt obligations, such as the bonds, in the adjusted net book income of certain corporations for taxable years beginning after December 31, 1986, and includes, through 1989, in the calculation of alternative minimum taxable income one-half of the excess of a corporation's adjusted net book income over its alternative minimum taxable income (determined without regard to this adjustment and prior to reduction for certain net operating losses). After 1989, the use of "book income" will be replaced by "adjusted current earnings," with certain other adjustments. Furthermore, Section 59A of the code, as added by the Superfund Amendments and Reauthorization Act of 1986, provides for a new environmental tax generally based on corporate alternative minimum taxable income. The amount of the tax is equal to 0.12 percent of the excess of alternative minimum taxable income, without regard to net operating losses and the deduction for this tax, over \$2 million. The environmental tax is imposed whether or not the taxpayer is subject to the alternative minimum tax. The environmental tax, which is effective for taxable years beginning after December 31, 1986, may subject certain bondowners to additional taxation for interest earned on the bonds.

The code also requires property and casualty insurance companies, for taxable years beginning on or after January 1, 1987, to reduce the amount of their deductible underwriting losses by a percentage of the amount of tax-exempt interest received or accrued on obligations acquired after August 7, 1986.

With the exception of certain "qualified tax-exempt obligations," the code provides that banks and thrift institutions may not deduct any portion of the interest cost of purchasing or carrying tax-exempt obligations such as the bonds if such interest cost is incurred in taxable years ending after December 31, 1986, with respect to obligations acquired after August 7, 1986. The county does not intend to designate the bonds as "qualified tax-exempt obligations" under Section 265 of the code.

#### Legal Opinion

The bonds will be sold subject to the legal opinion of Bennett, Lytle, Wetzler, Winn, Martin & Wolfe,

Topeka, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the county, printed on the bonds and delivered to the successful bidder when the bonds are delivered. Said opinion will also state that in the opinion of bond counsel, assuming continued compliance by the county with the provisions of the ordinance authorizing the issuance of the bonds and the code, under existing law, the interest on the bonds is exempt from federal income taxation.

#### **Delivery and Payment**

The county will pay for printing the bonds and will deliver the bonds, without cost to the successful bidder, properly prepared, executed and registered, on or prior to September 22, 1987, at such bank or trust company in the state of Kansas or Kansas City, Missouri, at the expense of the county. Delivery elsewhere will be at the expense of the successful bidder. Said bidder will also be furnished with a certified transcript of the proceedings evidencing the authorization and issuance of the bonds and the usual closing documents, including 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 county. The 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 county and bond registrar not later than 4 p.m. C.D.T. on September 15, 1987. In the absence of such information, the county will deliver bonds in the denomination of each maturity registered in the name of the successful bidder.

The successful bidder shall furnish the county by 4 p.m. C.D.T. on September 15, 1987, a certificate acceptable to the county's bond counsel to the effect that (i) the successful bidder has made a bona fide public offering of the bonds at the initial reoffering prices, and (ii) a substantial amount of the bonds was sold to the public (excluding brokers and other intermediaries) at such initial reoffering prices. Such certificate shall state that (1) it is made on the best knowledge, information and belief of the successful bidder and (2) 10 percent or more in par amount of the bonds of each maturity was sold to the public at or below the initial reoffering prices (such amount being sufficient to establish the sale of a "substantial amount" of the bonds).

#### **Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$4,500 payable to the order of the county to secure the county from any loss resulting from the failure of the bidder to comply with the terms of the bid. No interest will be paid upon the deposit made by the successful bidder. Said check shall be returned to the bidder if the bid is not accepted. If a bid is accepted, said check shall be held by the county until the bidder shall have complied with all of the terms and conditions of this notice, at which time said check shall be returned to the suc-

cessful bidder or deducted from the purchase price at the option of the county. If a bid is accepted but the county shall fail to deliver the bonds to the bidder in accordance with the terms and conditions of this notice, said check shall be returned to the bidder. If a bid is accepted but the bidder shall default in the performance of any of the terms and conditions of this notice, the proceeds of such check shall be retained by the county as and for liquidated damages.

#### **CUSIP Numbers**

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 this notice. All expenses in relation to the assignment and printing of CUSIP numbers on the bonds will be paid by the county.

#### **Bid Forms**

All bids must be made on forms which may be procured from the county clerk. No additions or alterations in such forms shall be made and any erasures may cause rejection of any bid. The county 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 and marked "Proposal for the Purchase of General Obligation Bonds." Bids may be submitted by mail or delivered in person to the undersigned at Washington County Courthouse and must be received by the undersigned prior to 10 a.m. C.D.T. on Tuesday, September 8, 1987.

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

The total assessed valuation of the taxable tangible property within the county for the year 1986 is \$44,667,260. The total general obligation bonded indebtedness of the county as of the date of the bonds, including the bonds, is \$845,000.

Additional copies of this notice of bond sale or further information may be received from the Washington County Clerk, Washington County Courthouse, Washington, KS 66968, or the financial adviser, B.C. Christopher & Company, 4800 Main, Board of Trade Building, Kansas City, MO 64112, Attn: Brad Max, (816) 932-7061.

Dated August 27, 1987.

WASHINGTON COUNTY, KANSAS  
Eileen Cox  
County Clerk  
Washington County Courthouse  
Washington, KS 66968  
(913) 325-2974

Doc. No. 005718

## State of Kansas

**SECRETARY OF STATE****NOTICE**

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

I, Bill Graves, Secretary of State of the State of Kansas, do hereby certify that pursuant to the provisions of K.S.A. 1986 Supp. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate executed during the period of September 1, 1987 through September 30, 1987 shall be 12.05 percent.

In testimony whereof: I hereto set my hand and cause to be affixed my seal. Done at the City of Topeka, this 31st day of August, A.D. 1987.

**BILL GRAVES**  
Secretary of State

Doc. No. 005727

## State of Kansas

**DEPARTMENT OF TRANSPORTATION****NOTICE TO CONTRACTORS**

Sealed proposals for the construction of road and bridge work in the following Kansas county will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, until 10 a.m. C.D.T. September 17, 1987, and then publicly opened:

**DISTRICT TWO—Northcentral**

**Cloud—81-15 M-1296-02—U.S. 81, one mile south of Concordia on east side, slide repair. (State Funds)**

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

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of the affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid-approval package will make the bid nonresponsive and not eligible for award consideration.

Plans and specifications for the project may be examined at the office of the respective county clerk or at the K.D.O.T. district office responsible for the work.

**HORACE B. EDWARDS**  
Secretary of Transportation

Doc. No. 005699

## State of Kansas

**DEPARTMENT OF TRANSPORTATION****NOTICE TO CONTRACTORS**

Sealed proposals for the construction of road and bridge work in the following Kansas county will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, until 10 a.m. C.D.T. September 17, 1987, and then publicly opened:

**DISTRICT ONE—Northeast**

**Shawnee—470-89 K-3157-01—I-470 and 21st Street Interchange, grading and surfacing. (Federal Funds)**

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

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of the affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid-approval package will make the bid nonresponsive and not eligible for award consideration.

Plans and specifications for the project may be examined at the office of the respective county clerk or at the K.D.O.T. district office responsible for the work.

**HORACE B. EDWARDS**  
Secretary of Transportation

Doc. No. 005712

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 for failure to file an annual report and pay the annual franchise tax as required by the Kansas General Corporation Code.

The Aerobic Way, Inc., Lake Quivira, KS.

Air Explorer Squadron Number 8, Incorporated,  
Topeka, KS.

The Allen County State Bank Fire Equipment  
Company, Inc., Iola, KS.

American Security Council, Boston, VA.

The Amidon Place, Inc., Wichita, KS.

The Apache Partnership, Wichita, KS.

Apartment Operations, Inc., Topeka, KS.

The Apostolic Church of Topeka, Inc., Topeka, KS.

Arco Chemical Corporation, Philadelphia, PA.

The Arena, Inc., Wichita, KS.

The Ashland Oil Company, Ashland, KS.

The Ashland Company, Shawnee Mission, KS.

The Association for the Support of Johnson County  
Senior Center, Olathe, KS.

Baldwin Automotive Enterprises, Inc.,  
Overland Park, KS.

The Bank of Oberlin, Oberlin, KS.

Barco #1 Partners, Houston, TX.

Barco #3 Partners, Houston, TX.

Barco #4 Partners, Houston, TX.

The Beacon Hill Club, Inc., Hays, KS.

Beagle Lodge #454, I.O.O.F., Osawatomie, KS.

The Beneplan Corporation, Emporia, KS.

Beulah Elevator Corporation, Girard, KS.

The Blackwax, Inc., Wichita, KS.

The Breakfast Optimist Club of Leawood, KS.

Briggeman Farms, Ltd., Iuka, KS.

The Brunswick Restaurant Co., McPherson, KS.

Bryant Manor Apartment Co., Kansas City, KS.

The Building Block, Inc. of Fredonia, Kansas,  
Fredonia, KS.

The Business Circle Association, Inc.,  
Overland Park, KS.

C-L Land Partnership, Overland Park, KS.

The Card Development Company, Ltd.,  
Wichita, KS.

Cardiff Resources, Inc., Edmond, OK.

The Chapman Grain Company, Inc., Chapman, KS.

Chatsworth Apartments Project, Ltd. (Kansas),  
Kearney, MO.

The Chatterbox Corporation, Overland Park, KS.

Chelsea Plaza Homes, Ltd., Kansas City, KS.

Christ For All Evangelistic Association, Inc.,  
Oberlin, KS.

The Church of the Living God, the Pillar and  
Ground of the Truth, Incorporated,  
Kansas City, KS.

Clean Cut Lawn Service, Inc., Benton, KS.

The Coffeyville Community Theatre,  
Coffeyville, KS.

Coldwater Country Club, Inc., Coldwater, KS.  
Commercial Glass and Metal, Incorporated,  
Joplin, MO.

The Communication Center, Inc., Olathe, KS.

The Community Christian Church of Great Bend,  
Kansas, Great Bend, KS.

The Computer Room, Inc., McPherson, KS.

Comresco, Inc., Overland Park, KS.

The Conner Foundation, Olathe, KS.

Consolidated Equity-I, Overland Park, KS.

Continental Oil Limited, Ponca City, OK.

Cooper Brothers Farms, Inc., Moran, KS.

Cornerstone Properties, Ltd., Topeka, KS.

The Coronado Co. General Contractors, Inc.,  
Kansas City, MO.

Country Club Tower, Ltd., Mission Hills, KS.

Credit Bureau Reports, Inc., Houston, TX.

Cystic Fibrosis Foundation, Bethesda, MD.

D.C.I. Development Company, Salina, KS.

The Derby Volunteer Fire Department, Inc.,  
Derby, KS.

Dlog Oil Company, Wichita, KS.

Dodge City Country Club, Dodge City, KS.

Durham Disposal System, Ltd., Oklahoma City, OK.

The Eastern Kansas Constructors Association,  
Topeka, KS.

Eastgate Development Corporation,  
Wilmington, DE.

Edward J. Cahoj #2, Ltd., McDonald, KS.

The El Dorado Community Health Club, Inc.,  
El Dorado, KS.

Eleventh Street Limited Partnership,  
Manhattan, KS.

The Elks Charity Trust Association, Atchison, KS.

Ellsworth Country Club, Ellsworth, KS.

EON Resources 1982B Drilling Program,  
Hesston, KS.

EON Resources 1982D Drilling Program,  
Hesston, KS.

Equivest, Inc., Shawnee Mission, KS.

The Family and Children's Services, Inc.,  
Kansas City, KS.

The Fireplace Center, Inc., Wichita, KS.

The First Congregational Church of the United  
Church of Christ, Council Grove, KS.

First Wil-Kan Associates, Kansas City, MO.

The Fleming Place Owners Association, Inc.,  
Overland Park, KS.

Folker Enterprises, Inc., Kansas City, MO.

The Four Aces, Inc., Russell, KS.

The Friends of Goodland, Kansas Public Library,  
Goodland, KS.

The Full Gospel Assembly of God Junction Church,  
Junction City, KS.

Gateway Plaza Homes East, Ltd., Kansas City, KS.

Gateway Plaza Homes West, Ltd., Kansas City, KS.

Gaudreau Real Estate Limited Partnership-1981,  
Wichita, KS.

Gaudreau Real Estate Limited Partnership 1981-II,  
Englewood, CO.

(continued)

- Gaudreau-Aptel, Ltd., Wichita, KS.  
 Gault Oil Company, Ltd., Gardner, KS.  
 Geer Associates, A Limited Partnership,  
 Overland Park, KS.  
 The General Store, Moscow, KS.  
 George F. Vlasak, D.D.S., Chartered,  
 Overland Park, KS.  
 The Gift Box, Inc., Great Bend, KS.  
 The Glenn Company, Independence, KS.  
 The Golf Caddy, Inc., Topeka, KS.  
 Gouverneur Manor Associates, Ltd., Wichita, KS.  
 GPS Partnership, Wichita, KS.  
 Great Plains Diabetes Research, Inc., Wichita, KS.  
 The Great Steak Place, Inc., Wichita, KS.  
 The Great Steak Place West, Inc., Wichita, KS.  
 The Great Steaks National, Inc., Wichita, KS.  
 The Greater Morris County Development Co.,  
 Council Grove, KS.  
 The Growing Corner Child Care Center, Inc.,  
 Topeka, KS.  
 Guatney Sales, Inc., Iola, KS.  
 Halstead Fine Arts Association, Inc., Halstead, KS.  
 The Hampton Company, Overland Park, KS.  
 The Handyman of Kansas, Inc., Topeka, KS.  
 Harveyville Ball Association, Inc., Harveyville, KS.  
 Hays Commons, Ltd., Hays, KS.  
 Health Systems Agency of Southeast Kansas, Inc.,  
 Wichita, KS.  
 The Hickory, Inc., Hays, KS.  
 Highland Meadows of Kansas Ltd.,  
 Mission Hills, KS.  
 Hillsdale Dam & Area Development Association,  
 Inc., Paola, KS.  
 Hi-Plains Charolais Co., Monument, KS.  
 The Home Finishing Center, Inc., Wichita, KS.  
 The Home Library, Inc., Overland Park, KS.  
 The Home Software Company, Lawrence, KS.  
 The House Doctors, Inc., Great Bend, KS.  
 The House of Prayer, Inc., Cheney, KS.  
 Hubbell, Green & Associates, Topeka, KS.  
 Hutchinson Council #34, United Commercial  
 Traveler, Hutchinson, KS.  
 Indian Creek Park Estates Homes Association,  
 Overland Park, KS.  
 The Investors, Inc., Wichita, KS.  
 Iola Area Symphony Orchestra, Inc., Iola, KS.  
 J. Edward Financial Group, Inc.,  
 St. Petersburg, FL.  
 Jayhawk Associates, New York, NY.  
 Jayhawk One, Ltd., Wichita, KS.  
 Jayhawk II, Ltd., Wichita, KS.  
 Johnstown Development Company, Salina, KS.  
 The Journal Company, Inc., Waterville, KS.  
 Kansas Asset Management, Inc., Topeka, KS.  
 The Kansas Association for Residential/Life Skills  
 Facilitators, Topeka, KS.  
 The Kansas City, Kansas Area Jaycees, Inc.,  
 Kansas City, KS.  
 Kansas City Millwright Company, Shawnee  
 Mission, KS.  
 The Kansas League of Community Hospitals, Inc.,  
 Wichita, KS.  
 Kansas Rural Housing of Atchison, Topeka, KS.  
 Kansas Rural Housing of Baxter Springs,  
 Topeka, KS.  
 Kansas Rural Housing of Burlington, Topeka, KS.  
 Kansas Rural Housing of Columbus, Topeka, KS.  
 Kansas Rural Housing of Garden City, Topeka, KS.  
 Kansas Rural Housing of Holcomb, Topeka, KS.  
 Kansas Rural Housing of Holton, Topeka, KS.  
 The Kansas Speleological Society of the National,  
 Topeka, KS.  
 The Kansas State Free Will Baptist Mission Board,  
 Wichita, KS.  
 Kansas Women's Substance Abuse Service, Inc.,  
 Lawrence, KS.  
 The Keating Company, Inc., Denver, CO.  
 The Kenz Corporation, Inc., Wichita, KS.  
 Koesten/Rothberg—Fund I, Kansas City, MO.  
 Koesten/Rothberg—Fund II, A Limited Partnership,  
 Overland Park, KS.  
 The Kreamer-Love Corporation, Leawood, KS.  
 The Krumsick Group, Inc., Topeka, KS.  
 The Last Word, Ltd., Wichita, KS.  
 League of Women Voters of Topeka/Shawnee  
 County, Incorporated, Topeka, KS.  
 Lee-Peirson Post No. 1786 Veterans of Foreign  
 Wars of the United States, Manhattan, KS.  
 Lexington Homes Association, Lenexa, KS.  
 Linn-Bourbon Farm, Overland Park, KS.  
 Lio, Ltd., Wichita, KS.  
 Little Osage Farm, Ltd., Overland Park, KS.  
 The Lock Company, Inc., Topeka, KS.  
 The Lucky Irishman, Inc., Olathe, KS.  
 Manhattan Elks Lodge #1185, Inc., Manhattan, KS.  
 Marina Point Second Limited Partnership,  
 Wichita, KS.  
 Market Place Shopping Center, Mission, KS.  
 The Markham-Harpster Educational Foundation,  
 Prairie Village, KS.  
 Master Land Company, Ltd., Guymon, OK.  
 Mastin Investors, Overland Park, KS.  
 McCormick Associated, Ltd., Englewood, CO.  
 Mennonite Health Resources, Inc., La Junta, CO.  
 Mercer Exploration/Adams Lease Partnership,  
 Independence, KS.  
 Merriam Lane, Prairie Village, KS.  
 Merriam Warehouses, Ltd., Prairie Village, KS.  
 The Metro Group, Corp., Kansas City, KS.  
 Mid-Kansas CAP, Inc., El Dorado, KS.  
 The Midwest Feline Fanatics, Inc., Topeka, KS.  
 Midwest Rural Housing of Whiting, Kansas,  
 Topeka, KS.  
 Mill Creek Industrial, Ltd., Overland Park, KS.  
 Mission Office Park Investments, Mission, KS.  
 Munitalp, Wichita, KS.  
 The Museum of Crawford County, Inc., Girard, KS.  
 Nall Avenue Gardens Homes Association, Inc.,  
 Prairie Village, KS.  
 The National Classified Network, Ltd., Wichita, KS.  
 National Liquidators, Inc., St. Peters, MO.  
 The Natural Gas Sales Company, Inc., Hays, KS.  
 Neosho Plaza Development Company, Salina, KS.  
 Ness City Housing Partnership, Salina, KS.  
 The New Hope Missionary Baptist Church, Inc.,  
 Wichita, KS.



- The New Ram Corporation, Inc., Minneapolis, MN.  
 The New Shawnee 10 Auto Mart, Inc., Mission, KS.  
 Newton Meals on Wheels, Inc., Newton, KS.  
 Oberlin Rural Rental Housing, Topeka, KS.  
 Operator 13 Productions, Ltd., Lenexa, KS.  
 The Optimist Club of Northeast Kansas City,  
 Kansas, Kansas City, KS.  
 Osage County Farms, Ltd., Prairie Village, KS.  
 Ottawa Central Business District, Inc., Ottawa, KS.  
 The Ottawa District Commission on Church  
 Extension, Ottawa, KS.  
 The Overland Park Orchestra, Inc.,  
 Overland Park, KS.  
 Overland Towers Development Company, Limited  
 Partnership, Overland Park, KS.  
 Paceson, Salina, KS.  
 The Paragon of Herington, Inc., Herington, KS.  
 The Party Train, Inc., Wichita, KS.  
 The Paul Fuller Holmes Foundation, Inc.,  
 Sedgwick, KS.  
 Petrocap Ltd., Wichita, KS.  
 Petroleum, Inc. 1972 Limited Partnership,  
 Wichita, KS.  
 Petroleum, Inc. 1973 A Limited Partnership,  
 Wichita, KS.  
 Petroleum, Inc. 1973 B Limited Partnership,  
 Wichita, KS.  
 Petroleum, Inc. 1974 B Limited Partnership,  
 Wichita, KS.  
 The Pioneers Club, Inc. of Wichita, Kansas,  
 Wichita, KS.  
 Podolak Drilling Fund—1982, Aspen, CO.  
 Property Development Investments, Ltd. I,  
 Wichita, KS.  
 The Pure Gold Dairy Company, Olathe, KS.  
 The R.P. Corporation, Inc., Wichita, KS.  
 Reach Out Fellowship Society, Kansas City, KS.  
 Rent-a-Center of New Haven, Wichita, KS.  
 Republican Valley Development Co.,  
 Concordia, KS.  
 The Residential Phone Company, Inc.,  
 Shawnee Mission, KS.  
 Retired Senior Volunteer Program of Neosho  
 County, Kansas, Inc., Chanute, KS.  
 Richards Drive, Ltd., Prairie Village, KS.  
 Ridgeview Ranch, Overland Park, KS.  
 The Riley County Fish and Game Association, Inc.,  
 St. George, KS.  
 Riley Lodge #346, I.O.O.F., St. George, KS.  
 Riverside Citizens Association, Inc., Wichita, KS.  
 Rockwood Pool, Inc., Wichita, KS.  
 The Roundup Saloon, Inc., Baxter Springs, KS.  
 Royal Gardens, Ltd., Kansas City, KS.  
 Rural Housing Developers, Ltd., Udall, Topeka, KS.  
 The Russell Corporation, Salina, KS.  
 Sabetha Community Pre-School, Sabetha, KS.  
 Salem Oil Company, Altamont, KS.  
 The Saline County Fair Association Inc., Salina, KS.  
 Shannon Associates, Shawnee Mission, KS.  
 The Six K Corporation, Wichita, KS.  
 The Society of Dragons Friends Limited,  
 Carbondale, KS.  
 Spring Hill Ruritan Club, Spring Hill, KS.  
 Springfield Glass Company, Springfield, MO.  
 The Stanley Forge Company, Inc., Stanley, KS.  
 The Statue of Liberty Fund, Inc., Parsons, KS.  
 The Stop Smoking Clinic, Inc., Topeka, KS.  
 Sugar Tree Apartments, Topeka, KS.  
 The Sun Companies, Inc., Overland Park, KS.  
 The Sunrise Home Owners Association of  
 Jamesburg Park, Inc., Wichita, KS.  
 The Sunrise Optimist Endowment Association, Inc.,  
 Topeka, KS.  
 Switzer Syndication, Overland Park, KS.  
 TGB Equity Properties, Inc., Wichita, KS.  
 The T & H Limited Partnership, Topeka, KS.  
 The Talk Shop, Inc., Mission, KS.  
 The Tantalum Corporation, Overland Park, KS.  
 Terry Dangerfield Ministries, Inc., Topeka, KS.  
 The Texas Instruments PC Users Group of Greater  
 Kansas City, Inc., Overland Park, KS.  
 Thayer Community Housing, Inc., Thayer, KS.  
 Theatre Enterprises, Inc., Prairie Village, KS.  
 Theatre for Young America, Inc.,  
 Overland Park, KS.  
 Thom Baxter Homes, Inc., Olathe, KS.  
 Thomas County Association for Good Government,  
 Inc., Colby, KS.  
 Thomas Energy, Ltd. (A Close Corporation),  
 Hays, KS.  
 Timmons Farms, Fredonia, KS.  
 Tip-Casper, Ltd., Wichita, KS.  
 Vedco, Inc., Overland Park, KS.  
 The Vendors Corporation, Wichita, KS.  
 Verdigris Resources, Cherryvale, KS.  
 The Vogue Shop, Inc., Garden City, KS.  
 Webb Douglas Company, A Limited Partnership,  
 Wichita, KS.  
 Wenger Manufacturing, Sabetha, KS.  
 The White City Sunshine Patch Day Care Center,  
 Inc., White City, KS.  
 The Wichita Air Guard Association, Inc.,  
 Wichita, KS.  
 Wichita Blues Society, Inc., Wichita, KS.  
 Wichita Hotel Associates, Wichita, KS.  
 The Wichita Sports Ministry, Inc., Wichita, KS.  
 Wright Fund I, Prairie Village, KS.  
 Wycliff Commercial Center, A Kansas Limited  
 Partnership, Lenexa, KS.  
 Zavala Oldsmobile-GMC, Inc., Kansas City, KS.

BILL GRAVES  
 Secretary of State

Doc. No. 005694

State of Kansas  
**BOARD OF ACCOUNTANCY**  
 TEMPORARY ADMINISTRATIVE  
 REGULATIONS

Article 12.—FEES

**74-12-1. Fees.** Each applicant shall submit the appropriate application form and fee as shown in the following schedule.

- (a) Kansas certified public accountant certificate, including initial examination when required ..... \$125.00
  - (b) Complete re-examination ..... \$100.00
  - (c) Partial re-examination for:
    - (1) Practice and one other subject .... \$ 75.00
    - (2) Practice only or any other two subjects ..... \$ 60.00
  - (3) One subject other than practice .... \$ 50.00
  - (d) Initial permit to practice as certified public accountant:
    - (1) For more than one year of a biennial period ..... \$ 80.00
    - (2) For one year or less of a biennial period ..... \$ 40.00
  - (e) Renewal of biennial permit to practice as certified public accountant:
    - (1) If received on or before July 1 of the renewal year in which the permit expires ..... \$ 80.00
    - (2) If received after July 1 of the renewal year in which the permit expires .. \$120.00
  - (f) Reinstatement of permit to practice as a certified public accountant which has lapsed for one or more years:
    - (1) For more than one year of a biennial ..... \$120.00
    - (2) For one year or less of a biennial .. \$ 60.00
  - (g) Renewal of a biennial permit to practice as a licensed municipal public accountant:
    - (1) If received on or before July 1 of the odd numbered renewal years ..... \$ 50.00
    - (2) If received after July 1, or for reinstatement of a permit to practice which has been lapsed for one or more years ..... \$ 75.00
  - (h) Review of a report under the positive enforcement program (per report) .. \$ 80.00
- (Authorized by and implementing K.S.A. 1-301 as amended by 1987 S.B. 128, Sec. 3, and 75-1119a, effective, T-88-27, Aug. 19, 1987.

GLEND A SHERMAN  
Executive Secretary

Doc. No. 005721

State of Kansas  
**THE KANSAS LOTTERY**  
 TEMPORARY ADMINISTRATIVE  
 REGULATIONS

Article 1.—GENERAL OPERATION

**111-1-1. Definitions:** Unless otherwise provided in these regulations, all definitions included in Section 2 of the Kansas Lottery Act shall apply to all regulations adopted by the Kansas Lottery Commission. (Authorized by and implementing L. 1987, Chapter 292, Section 10; effective, T-\_\_\_\_-\_\_\_\_, \_\_\_\_\_.)

**111-1-2. Awarding of portions of major procurement contracts to minority business enterprises.** (a) The following definitions shall apply to this regulation:

(1) "Minority person" means a citizen of the United States who is Negro, Hispanic, Oriental, American Indian, Eskimo or Aleut.

(2) "Minority business" means a business which more than 50% is owned by a minority person or persons.

(b) The executive director shall encourage minority businesses to submit bids for major procurement contracts and shall encourage all prospective vendors submitting bids to use minority businesses as subcontractors.

(c) All Requests For Proposals prepared for major procurement contracts shall include the definitions of "minority" and "minority business" and require that each prospective vendor identify in its bid whether the vendor or any of the subcontractors which the vendor intends to use in the performance of the contract meets the definition of a minority business. For each such vendor or subcontractor so identified, the bid shall also include the following information:

(1) The name and address of the business.

(2) A list of all persons having an ownership interest in the business and the residence address and race/national origin of each.

(3) A list of all persons who are officers or have significant management positions within the business and the residence address and race/national origin of each.

(4) The dollar amount included in the bid price which, if the bid is awarded to the vendor, will be paid to that business.

(d) The executive director shall provide, as part of the background investigation of each prospective vendor, verification of the information listed in subsection (c) which is provided by prospective vendors submitting bids. This information shall be presented to the commission for their consideration in the awarding of major procurement contracts.

(e) The executive director shall provide for investigation as necessary to verify during the term of each major procurement contract that the minority businesses indicated in the vendor's bid are in fact utilized and the amount of the monies paid by the Lottery to the vendor which have actually accrued to the benefit

of each such minority business. The executive director shall report this information to the commission no less than annually for all major procurement contracts and prior to the renewal of any major procurement contract with an existing vendor. (Authorized by and implementing L. 1987, Chapter 292, Section 5; effective, T-\_\_\_\_-\_\_\_\_, \_\_\_\_\_.)

**111-1-3. Information required from vendors:** (a) For each vendor being considered for the award of a major procurement contract as defined in the Kansas Lottery Act, the executive director may require the information listed in subsection (b) for each of the following persons associated with such vendor, each subsidiary or other business in which the vendor owns a controlling interest, and each subcontractor which the vendor is using or intends to use in performance of such contract:

- (1) All officers and directors.
- (2) All persons who own a 5% or more interest.
- (3) All persons who own a controlling interest.
- (4) All employees who are or will be in a position where they could have an opportunity to compromise the random selection of lottery game winners.

(b) The executive director may require the following information with regard to each person listed in subsection (a):

- (1) Biographical data, including three sets of fingerprints, as needed to do a criminal background investigation.
- (2) History of past residences, schooling and employment.
- (3) Financial and credit data, character references and civil litigation history which relates to the person's honesty, integrity and financial stability, including copies of federal income tax returns for the past five years.

(c) For each vendor being considered for the award of a major procurement contract as defined in the Kansas Lottery Act, the executive director may require the vendor to supply the following additional information:

- (1) A list of the names and addresses of all businesses which currently supply goods or services to the vendor.
- (2) A list of each agency or business to which the vendor has, within the previous five years, submitted a bid for goods or services, whether or not the vendor was awarded the contract with such agency or business. (Authorized by and implementing L. 1987, Chapter 292, Section 10; effective, T-\_\_\_\_-\_\_\_\_, \_\_\_\_\_.)

**111-1-4. Confidentiality of information provided by vendors.** The following information supplied by vendors or prospective vendors shall be confidential and shall not be revealed to any person other than to state employees responsible for contract negotiations and vendor background investigations without the express written permission of the vendor to which such information relates:

- (a) Information provided and marked by the vendor as being confidential.
- (b) Information provided to or obtained by the

Kansas Lottery pursuant to K.A.R. 111-1-3. (Authorized by and implementing L. 1987, Chapter 292, Section 10; effective, T-\_\_\_\_-\_\_\_\_, \_\_\_\_\_.)

## Article 2.—LOTTERY RETAILERS

### 111-2-1. Application to become a lottery retailer.

(a) Persons or businesses wanting to sell lottery tickets or shares shall apply to the Kansas Lottery on forms available through the Lottery headquarters in Topeka or through any Lottery regional office.

(b) Each application to become a lottery retailer for instant games shall be accompanied by a fee of \$100.00 for the first location and \$75 for each additional location. All fees shall be non-refundable. (Authorized by and implementing L. 1987, Chapter 292, Section 10; effective, T-\_\_\_\_-\_\_\_\_, \_\_\_\_\_.)

**111-2-2. Qualifications of lottery retailers.** In addition to the qualifications and restrictions set forth in Section 8 of the Kansas Lottery Act, the Executive Director shall also consider the following factors in selecting lottery retailers:

(a) The sufficiency of existing retailers to serve the public interest.

(b) The current and potential sales volume of the applicant.

(c) The types of products, services, or entertainment offered at the applicant's place of business and their effect upon the credibility, integrity and reputation of the Kansas Lottery. (Authorized by and implementing L. 1987, Chapter 292, Section 10; effective, T-\_\_\_\_-\_\_\_\_, \_\_\_\_\_.)

**111-2-3. Method of selling tickets and shares.** Each lottery retailer shall sell lottery tickets or shares only in accordance with the terms of the contract or contracts currently in effect between the Kansas Lottery and the lottery retailer. (Authorized by and implementing L. 1987, Chapter 292, Section 10; effective, T-\_\_\_\_-\_\_\_\_, \_\_\_\_\_.)

**111-2-4. Compensation.** Each lottery retailer shall be compensated for selling lottery tickets and/or shares in accordance with the terms of the contract or contracts currently in effect between the Kansas Lottery and the lottery retailer. (Authorized by and implementing L. 1987, Chapter 292, Section 10; effective, T-\_\_\_\_-\_\_\_\_, \_\_\_\_\_.)

LARRY MONTGOMERY  
Executive Director

Doc. No. 005719

State of Kansas  
**DEPARTMENT OF WILDLIFE AND PARKS**  
 TEMPORARY ADMINISTRATIVE  
 REGULATIONS

Article 7.—FUR DEALERS

**23-7-7. Fur dealers; license; application; authority; possession of furs; records; revocation.** (a) License. Any person may buy, purchase, or trade in furs, pelts, skins or carcasses of fur-bearing animals by purchasing a fur dealer's license.

(b) Application. A fur dealer's license may be obtained from the fish and game commission office at Pratt, after making application. The application shall include the business location and an inventory of furs, pelts, skins and carcasses of fur-bearing animals on hand at time of application and shall be submitted on forms provided by the commission. The prescribed fee shall be remitted with the application.

(c) Authority. Licensed fur dealers shall only deal with properly licensed persons and at a licensed fur dealer location.

(d) Possession of furs. Licensed fur dealers may possess legally acquired furs, pelts, skins, or carcasses of fur-bearing animals up to 30 days after the expiration date of their license.

(e) Records. Fur dealers shall supply information required in fur dealer record books provided by the fish and game commission. Entries shall be made in the appropriate record book whenever furs, pelts, skins or carcasses of furbearing animals are received at, shipped from or otherwise disposed of, from the licensed fur dealer's location. Each fur dealer's record book, receipts and the furs, pelts, skins and carcasses in possession shall be subject to inspection upon demand by any state wildlife conservation officer. Such record book and receipts shall be subject to copying upon demand by any state wildlife conservation officer. Fur dealers shall annually forward their record books to the fish and game commission office at Pratt on or before April first. The following information shall be included in fur dealer record books:

(1) The furharvester record book shall include:

(A) the date of each receipt of fur;

(B) the name, address and license number of the person selling furs, pelts, skins or carcasses to the fur dealer;

(C) the name of the state where harvested; and

(D) the number of each species of furs, pelts, skins or carcasses acquired.

(2) The fur dealer record book shall include:

(A) the date of each receipt or disposal of fur;

(B) the name, address and fur dealer license number of the fur dealer that furs, pelts, skins or carcasses are acquired from or sold to; and

(C) the number and species of furs, pelts, skins or carcasses acquired or sold.

(f) Revocations. The director of the fish and game commission may refuse to issue or may revoke a fur dealer's license when, in the director's judgment, the dealer has failed to supply the required information,

has violated terms of the license, or has operated in a manner detrimental to the management of the fur-bearer resource. (Authorized by K.S.A. 32-164; implementing K.S.A. 32-163; effective May 1, 1984; amended, T-87-23, July 15, 1987.)

ROBERT L. MEINEN  
 Secretary of Wildlife and Parks

Doc. No. 005720

State of Kansas  
**BOARD OF REGENTS**  
 TEMPORARY ADMINISTRATIVE  
 REGULATIONS

Article 3.—GUIDELINES FOR THE  
 DETERMINATION OF RESIDENCY  
 FOR FEE PURPOSES

**88-3-10. Kansas high school graduates.** (a) The resident fee privilege shall be granted to any person graduating from a Kansas high school accredited by the state board of education who:

(1) Qualifies for admission and begins classes at any college or university controlled by the state board of regents within 12 months of high school graduation; and

(2) provides an official copy of that person's high school transcript to the college or university of enrollment.

(b) This resident fee privilege shall be granted even if the student is not otherwise qualified for this privilege because of the current residence of the student's parents or guardian.

(c) This privilege shall be granted as long as the student remains continuously enrolled at any university or college controlled by the state board of regents.

(d) Any person seeking the resident fee privilege pursuant to the provisions of these rules shall be responsible for providing such information as necessary to verify graduation from a Kansas high school. (Authorized by and implementing K.S.A. 76-729, as amended by L. 1987, Ch. 264, Sec. 1 and K.S.A. 76-730, as amended by L. 1987, Ch. 264, Sec. 2; effective, T-88-30, Aug. 19, 1987.)

**88-3-11. Recruited or transferred employees.** (a) The resident fee privilege shall be granted to any person who has been a domiciliary resident of the state of Kansas for less than 12 months and whose current domiciliary residence was established to accept or retain full-time employment in the state of Kansas. The resident fee privilege shall also be granted to the spouse and dependent children of that person.

(b) Any person seeking the resident fee privilege pursuant to the provisions of this rule shall provide a statement from the employer in support of the claim which shall:

(1) Be notarized;

(2) be signed by the owner, a partner or the chief executive officer and the personnel director of the employer;

(3) indicate whether residence in Kansas was established as the result of a job transfer or recruitment;

(4) indicate the date of initial employment in Kansas in case of a job transfer;

(5) indicate the date of hire in the case of an employment recruitment;

(6) set forth the nature of the position in Kansas and the number of hours the individual is expected to work during the next 12 months; and

(7) set forth the expected length of employment in Kansas.

(c) An individual who is self-employed shall not be considered eligible for the resident fee privilege under this regulation.

(d) Military personnel will be considered pursuant to regulation 88-3-8 and not pursuant to the provisions of this regulation.

(e) Any person seeking the resident fee privilege pursuant to the provisions of these rules shall be responsible for providing such information as necessary to indicate that the establishment of residence in the state of Kansas was solely as a result of accepting, upon recruitment by an employer, or retaining, upon a transfer request by an employer, full-time employment in the state of Kansas. (Authorized by and implementing K.S.A. 76-729, as amended by L. 1987, Ch. 264, Sec. 1 and K.S.A. 76-730, as amended by L. 1987, Ch. 264, Sec. 2; effective, T-88-30, Aug. 19, 1987.)

TED D. AYRES  
General Counsel

Doc. No. 005729

(Published in the KANSAS REGISTER, September 3, 1987.)

**NOTICE OF REDEMPTION**  
**Labette County, Kansas**  
**Hospital Revenue Bonds**  
**Series of 1982**

Pursuant to Section 4 of Resolution No. 3-24-82A of Labette County, Kansas, there will be redeemed on October 1, 1987 all outstanding Labette County, Kansas Hospital Revenue Bonds, Series of 1982, which bonds mature on April 1 in each of the years from 1988 to 1992, inclusive, and are numbered from 66 to 200, 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 date of redemption.

On October 1, 1987, all of the abovesaid bonds will be due and payable at the principal office of Parsons Commercial Bank, Parsons, Kansas, the trustee and paying agent. All coupons maturing subsequent to October 1, 1987 must be attached and surrendered with said bonds. From and after October 1, 1987, interest on said bonds will cease to accrue.

Dated September 1, 1987.

BOARD OF COUNTY COMMISSIONERS  
LABETTE COUNTY, KANSAS  
By Linda Schreppel, County Clerk

Doc. No. 005737

**KANSAS REGISTER**  
**Secretary of State**  
**2nd Floor, State Capitol**  
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