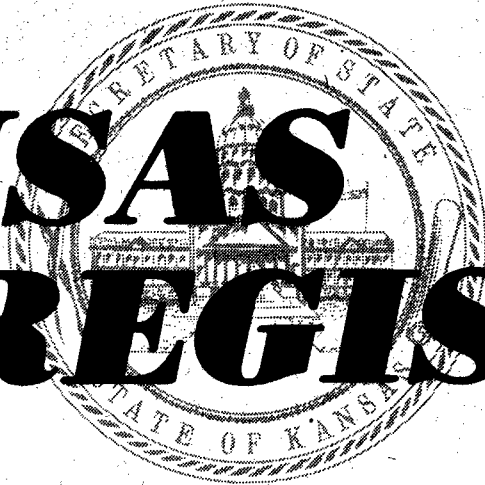


# KANSAS REGISTER



State of Kansas

**BILL GRAVES**  
Secretary of State

Vol. 8, No. 44

November 2, 1989

Pages 1573-1608

## IN THIS ISSUE . . .

	Page
<b>Kansas Council on Employment and Training</b>	
Notice of Meeting . . . . .	1574
<b>State Conservation Commission</b>	
Notice of Meeting . . . . .	1574
<b>Social and Rehabilitation Services</b>	
Notice of Meeting . . . . .	1574
Notice of Hearing Concerning 1990 Emergency Shelter Grant Program . . . . .	1574
<b>Secretary of State</b>	
Usury Rate for November . . . . .	1575
<b>Kansas Arts Commission</b>	
Notice of Advisory Panel Meeting . . . . .	1575
Notice of Meeting . . . . .	1575
<b>Kansas Judicial Council</b>	
Notice of Meetings . . . . .	1575
<b>Department of Administration</b>	
Notice of Commencement of Negotiations for Technical Services . . . . .	1575
Notice of Commencement of Negotiations for Architectural Services . . . . .	1576
Notice of Hearing on Proposed Administrative Regulations . . . . .	1576
<b>State Board of Regents</b>	
Notices of Hearings on Proposed Administrative Regulations . . . . .	1577
<b>State Banking Department</b>	
Notice of Correction Concerning Administrative Regulation . . . . .	1578
<b>Advisory Committee on Hispanic Affairs</b>	
Notice of Meeting . . . . .	1579
<b>State Employees Health Care Commission</b>	
Notice of Meeting . . . . .	1579
<b>Attorney General</b>	
Opinions No. 89-127 through 89-130 . . . . .	1579
<b>Department of Wildlife and Parks</b>	
Notice of Correction Concerning Administrative Regulation . . . . .	1580
<b>State Corporation Commission</b>	
Notice of Motor Carrier Hearings . . . . .	1580
Notice of Hearing on Proposed Administrative Regulations . . . . .	1582
<b>Office of the Governor</b>	
Executive Order No. 89-119 . . . . .	1582
<b>Office to Bidders for State Purchases</b>	
Notice of Hearing on Proposed Administrative Regulations . . . . .	1584
<b>Legislative Interim Committee Schedule</b>	
Notice of Meeting . . . . .	1586
<b>Kansas Apprenticeship Committee</b>	
Notice of Meeting . . . . .	1586
<b>Notice of Bond Redemption</b>	
Seward County (corrected) . . . . .	1586
State Board of Health . . . . .	1586
<b>Notice of Bond Sale</b>	
City of Leavenworth . . . . .	1587
<b>Executive Appointments</b>	
State Board of Accountancy . . . . .	1590
<b>Permanent Administrative Regulations</b>	
Behavioral Sciences Regulatory Board . . . . .	1591
<b>Temporary Administrative Regulations</b>	
Behavioral Sciences Regulatory Board . . . . .	1591
<b>Kansas State University</b>	
Notice to Bidders . . . . .	1591
<b>Court of Appeals Docket</b>	
Index to Administrative Regulations . . . . .	1604

State of Kansas  
**DEPARTMENT OF HUMAN RESOURCES**  
**KANSAS COUNCIL ON**  
**EMPLOYMENT AND TRAINING**

**NOTICE OF MEETING**

The Kansas Council on Employment and Training (KCET) will meet from 9 a.m. to noon Friday, November 17, at the Holiday Inn/Holidome, 530 Richards Drive, Manhattan. The meeting is open to the public.

**RAY D. SIEHNDEL**  
 Secretary of Human Resources

Doc. No. 008480

State of Kansas  
**SOCIAL AND REHABILITATION SERVICES**

**NOTICE OF MEETING**

The Department of Social and Rehabilitation Services will meet at 9 a.m. Tuesday, November 14, in the SRS Staff Development Training Center, 300 S.W. Oakley, Topeka. The scheduled agenda includes reports by SRS commissioners and other items as necessary.

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

**WINSTON BARTON**  
 Secretary of Social and  
 Rehabilitation Services

Doc. No. 008493

State of Kansas  
**STATE CONSERVATION COMMISSION**  
**NOTICE OF MEETING**

The State Conservation Commission will meet at 3 p.m. Sunday, November 19, at the Airport Hilton Inn, Consulate Room III, Wichita.

Persons not on the commission's mailing list may request a copy of the agenda by contacting Donna Uphaus, 109 S.W. 9th, Room 300, Topeka 66612, (913) 296-3600.

**KENNETH F. KERN**  
 Executive Director

Doc. No. 008475

State of Kansas  
**SOCIAL AND REHABILITATION SERVICES**

**NOTICE OF HEARING CONCERNING 1990**  
**EMERGENCY SHELTER GRANT PROGRAM**

The public is invited to comment on proposed uses of the 1990 Kansas Emergency Shelter Grant. Public comments on the proposed plan will be broadcast from the 15 area offices at 9 a.m. Tuesday, November 14.

Copies of the proposed plan are available from SRS area directors or from the SRS Division of Income Maintenance, Room 624-South, Docking State Office Building, Topeka 66612. Written comments received by November 24 also will be considered in the development of the final plan.

**WINSTON BARTON**  
 Secretary of Social and  
 Rehabilitation Services

Doc. No. 008494

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**PUBLISHED BY**  
**Bill Graves**  
 Secretary of State  
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 Topeka, KS 66612-1594



Phone: (913) 296-3489

## State of Kansas

**SECRETARY OF STATE****USURY RATE FOR NOVEMBER**

Pursuant to the provisions of K.S.A. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate executed during the period of November 1, 1989, through November 30, 1989, is 11.38 percent.

**BILL GRAVES**  
Secretary of State

Doc. No. 008488

## State of Kansas

**KANSAS ARTS COMMISSION****NOTICE OF ADVISORY PANEL MEETING**

The Advisory Panel for the Kansas Touring Program of the Kansas Arts Commission will meet from 10 a.m. to 4 p.m. Saturday, November 4, in Room 135 of the Garvey Fine Arts Center at Washburn University, Topeka.

The panel will review applicants and prepare recommendations of performing artists and/or companies for addition to the Kansas Touring Program roster for three years, beginning with fiscal year 1991. The commission will act upon these recommendations during its November business meeting.

Meetings of the Kansas Arts Commission and its advisory panels are open to public observation.

**DOROTHY L. ILGEN**  
Executive Director

Doc. No. 008503

## 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 soil testing services during construction for the Throckmorton Hall greenhouses project, Phase II, at Kansas State University, Manhattan.

Any questions or expressions of interest should be directed to Pat Tryon, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, on or before November 17.

**EDWARD A. DE VILBISS, AIA**  
Director, Division of  
Architectural Services

Doc. No. 008490

## 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
Nov. 3	Judicial Council	9:00 a.m.	Room 259
Nov. 9	Administrative Procedure	9:30 a.m.	Room 259
Nov. 10	Probate Law	9:30 a.m.	Room 259
Nov. 16	Care & Treatment	1:30 p.m.	Room 259
Nov. 17	Criminal Law	9:30 a.m.	Court of Appeals Courtroom
Nov. 17	PIK	9:30 a.m.	Room 259
Nov. 17	Civil Code	9:30 a.m.	Court of Appeals Conference Room 266
Dec. 1	Judicial Council	9:00 a.m.	Room 259
Dec. 7	Family Law	9:30 a.m.	Room 259
Dec. 8	Probate Law	9:30 a.m.	Room 259
Dec. 15	PIK	9:30 a.m.	Room 259
Dec. 29	Criminal Law	9:30 a.m.	Room 259

**JUSTICE RICHARD W. HOLMES**  
Chairman

Doc. No. 008497

## State of Kansas

**KANSAS ARTS COMMISSION****NOTICE OF MEETING**

The Kansas Arts Commission will conduct its quarterly business meeting from 9 a.m. to 3:30 p.m. Monday, November 6, in Conference Room B at the Holiday Inn-City Centre, 914 Madison, Topeka. Meetings of the commission are open to public observation.

The meeting agenda includes the agency's new policy manual, plans for cooperative projects with the Eisenhower Centennial Commission, and the advisory panel's recommendations for additions to the Kansas Touring Program. The president will appoint members to several fiscal year 1990 task forces and fiscal year 1991 advisory panels.

Several of the commissioners will attend a public reception for the opening of the KANSAS 9 exhibition, scheduled from 2 to 5 p.m. Sunday, November 5, at the Mulvane Art Museum at Washburn University, Topeka. At 3:30 p.m., the winners of KANSAS 9 will be announced and presented with their prizes. KANSAS 9 is a statewide juried visual arts competition sponsored by the commission and coordinated by the Mulvane Art Museum.

**DOROTHY L. ILGEN**  
Executive Director

Doc. No. 008502

**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 handicapped access improvements to Fairchild Hall at Kansas State University, Manhattan. Estimated construction cost is \$320,000.

Any questions or expressions of interest should be directed to Gerald R. Carter, AIA, Director of Planning and Design, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, on or before November 17. An SF 255 form should be submitted with letters of interest.

EDWARD A. DE VILBISS, AIA  
 Director, Division of  
 Architectural Services

Doc. No. 008489

**State of Kansas**  
**DEPARTMENT OF ADMINISTRATION**

**NOTICE OF HEARING  
 ON PROPOSED  
 ADMINISTRATIVE REGULATIONS**

A public hearing will be conducted at 10:30 a.m. Tuesday, December 5, in Room 108 of the Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of proposed changes in existing rules and regulations of the Division of Personnel Services.

This 30-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the Secretary of Administration, Room 263-E, State Capitol, Topeka 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

A summary of proposed regulations and their economic impact follows.

Proposed amendments to K.A.R. 1-6-32 place in the regulation general criteria for the applicant drug screening program that are currently provided by policy. Additions to the regulation specify information that must be provided to an applicant when required to submit to a drug screen and stipulate that drug screens may only screen for substances listed in the Kansas Controlled Substances Act. Revisions also state that an applicant may appeal a result to the director in writing within 14 days if the applicant believes technical standards were not followed, and that the director may authorize a retest if the director believes technical standards were not followed.

The amendments to K.A.R. 1-6-32 also specify that tampering with a sample shall nullify the conditional offer of employment and be grounds for disqualification for positions in state service in accordance with K.S.A. 1988 Supp. 75-2940. The amendments further state that an applicant whose drug screen results in disqualification action shall be afforded due process in accordance with K.S.A. 1988 Supp. 75-2940 and K.A.R. 1-6-7 before any final action is taken. Amendments were also added to maintain confidentiality and limit access to records.

Proposed amendments to K.A.R. 1-9-19a place in the regulation general criteria for the drug screening program pertaining to employees who may be required to submit to a drug screen based on reasonable suspicion of drug use. These criteria are currently outlined in policy and procedures. Amendments specify what constitutes reasonable suspicion, that agencies may require a drug screen based on reasonable suspicion as a condition of employment and that refusal to comply with such a request is considered equivalent to a confirmed positive result. Additions to the regulation also note information that must be provided to an employee when required to submit to a drug screen and stipulate that drug screens may only screen for substances listed in the Kansas Controlled Substances Act. Revisions also state that an employee may appeal a result to the director in writing within 14 days if the employee believes technical standards were not followed and that the director may authorize a retest if the director believes technical standards were not followed.

Amendments to K.A.R. 1-9-19a also specify when an employee may be dismissed for receiving a confirmed positive result. A permanent employee whose drug screen warrants disciplinary action shall be afforded due process in accordance with K.S.A. 1988 Supp. 75-2949 and K.A.R. 1-10-6 before any final action is taken, and a probationary employee shall be afforded due process in accordance with K.A.R. 1-10-8. Amendments were also added to maintain confidentiality and limit access to records.

The persons or entities subject to or affected by these proposed regulations and amendments will be the specified state employees, state agencies and the private citizens who are applicants for these safety-sensitive positions. Other governmental units and consumers will not be affected by these changes, either directly or indirectly. No economic impact on any of these entities is anticipated as a result of these amendments. All amendments are based on policies and procedures previously implemented by state agencies.

These regulations are proposed on a permanent basis. Copies of the regulations and their economic impact statements may be obtained from the Division of Personnel Services, 9th Floor, Landon State Office Building, 900 S.W. Jackson, Topeka 66612, (913) 296-4278 (KANS-A-N 561-4278).

SHELBY SMITH  
 Secretary of Administration

Doc. No. 008483

## State of Kansas

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

A public hearing will be conducted from 10:30 a.m. until noon Tuesday, December 5, in the boardroom of the Kansas Board of Regents, Suite 609, Capitol Tower, Topeka, to consider the adoption of proposed rules and regulations 88-21-1 through 88-21-10 of the Board of Regents on a permanent basis.

All interested parties may submit written comments prior to the hearing to the general counsel of the Kansas Board of Regents, 400 S.W. 8th, Suite 609, Topeka 66603. All interested parties will be given a reasonable opportunity at the hearing to present their views orally on the adoption of the proposed regulations. In order to give all parties an opportunity to express their views, it may be necessary to request each participant to limit oral presentation to five minutes.

This 30-day notice constitutes a public comment period for the purpose of receiving written public comments on the proposed regulations.

A summary of K.A.R. 88-21-1, 88-21-2, 88-21-3, 88-21-4, 88-21-5, 88-21-6, 88-21-7, 88-21-8, 88-21-9 and 88-21-10 follows:

**88-21-1.** Defines terms used in the regulations relating to the Kansas Ethnic Minority Scholarship Program.

**88-21-2.** Establishes scholastic criteria for selection of Kansas Ethnic Minority scholars.

**88-21-3.** Establishes eligibility requirements for participation in the Kansas Ethnic Minority Scholarship Program.

**88-21-4.** Sets forth information on filing applications for the Kansas Ethnic Minority Scholarship Program.

**88-21-5.** Establishes need for evaluation of state or federal income tax returns of any individual whose financial data is required for a Kansas Ethnic Minority Scholarship application.

**88-21-6.** Deals with the confidentiality of information submitted to the board by applicants and parents.

**88-21-7.** Discusses authority of the board to prorate awards if necessary.

**88-21-8.** Sets forth information on certification required from each eligible postsecondary institution that enrolls the recipient of a Kansas Ethnic Minority Scholarship.

**88-21-9.** Provides for Kansas Ethnic Minority Scholarship grantees notifying the Board of Regents of acceptance of the scholarship.

**88-21-10.** Establishes the use of a financial needs analysis agency in determining eligible applicants for the Kansas Ethnic Minority Scholarship Program.

The regulations will provide for the awarding of financial assistance to those individuals selected as Kansas Ethnic Minority Scholars. Scholarship amounts may not exceed \$1,500 per year; further, amounts awarded under this program and under a state scholarship or a tuition grant (or both) may not exceed the amount of the scholar's financial need for the academic term. Scholarships may be awarded for a maximum of eight semesters (10 se-

mesters when the degree program in which the scholar is enrolled includes a fifth year of study). The program begins in the 1989-90 academic year; it expires on June 30, 1999.

The program has been funded for fiscal year 1990 in the amount of \$150,000. Of this amount, \$141,867 will be used for scholarship awards and \$8,133 will be used for administrative costs. There will be no other costs to the public.

Copies of the proposed regulations and economic impact statement may be obtained by contacting Ted D. Ayres, General Counsel, Kansas Board of Regents, Suite 609, Capitol Tower, 400 S.W. 8th, Topeka 66603.

**TED D. AYRES**  
General Counsel

Doc. No. 008505

## State of Kansas

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

A public hearing will be conducted from 9 to 10:30 a.m. Tuesday, December 5, in the boardroom of the Kansas Board of Regents, Suite 609, Capitol Tower, Topeka, to consider the adoption of proposed rules and regulations 88-20-1 through 88-20-11 of the Board of Regents on a permanent basis.

All interested parties may submit written comments prior to the hearing to the general counsel of the Kansas Board of Regents, 400 S.W. 8th, Suite 609, Topeka 66603. All interested parties will be given a reasonable opportunity at the hearing to present their views orally on the adoption of the proposed regulations. In order to give all parties an opportunity to express their views, it may be necessary to request each participant to limit oral presentation to five minutes.

This 30-day notice constitutes a public comment period for the purpose of receiving written public comments on the proposed regulations.

A summary of K.A.R. 88-20-1, 88-20-2, 88-20-3, 88-20-4, 88-20-5, 88-20-6, 88-20-7, 88-20-8, 88-20-9, 88-20-10 and 88-20-11 follows:

**88-20-1.** Defines terms used in the regulations relating to the Kansas Nursing Student Scholarship Program.

**88-20-2.** Establishes the maximum amounts of the nursing student scholarships.

**88-20-3.** Establishes eligibility requirements for participation in the Kansas Nursing Student Scholarship Program.

**88-20-4.** Sets forth information on filing applications for the Kansas Nursing Student Scholarship Program.

**88-20-5.** Establishes requirements between the sponsor and the nursing student scholarship recipient.

**88-20-6.** Establishes need for evaluation of state or federal income tax returns of any individual whose financial data is required for a Kansas nursing student scholarship application.

(continued)

88-20-7. Deals with the confidentiality of information submitted to the board by applicants and parents.

88-20-8. Discusses authority of the board to prorate awards if necessary.

88-20-9. Sets forth information on certification required from each eligible postsecondary institution that enrolls the recipient of a Kansas Nursing Student Scholarship.

88-20-10. Provides for Kansas Nursing Student Scholarship grantees notifying the Board of Regents of acceptance of the grant.

88-20-11. Establishes the use of a financial needs analysis agency in determining eligible applicants for the Kansas Nursing Student Scholarship Program.

The regulations will provide for the awarding of financial assistance to individuals selected as nursing student scholarship recipients. For fiscal year 1990, \$435,000 has been appropriated. It is proposed that 50 scholarships of \$2,500 be awarded to students enrolled in a course of instruction leading to licensure as a licensed practical nurse. Two hundred scholarships of \$3,500 will be awarded to students enrolled in a course of instruction leading to licensure as a registered professional nurse.

Scholarships must be awarded for the length of the course of instruction. Scholarships must be awarded on a priority basis to applicants with the greatest financial need within each scholarship category and consideration shall be given to minority applicants. Sponsors may be a medical care facility licensed in the state of Kansas, an adult care home licensed in the state of Kansas, a state agency that employs licensed practical nurses or licensed professional nurses, or any psychiatric hospital licensed under K.S.A. 75-3307h.

Funding for one-half of the total scholarship amount will be funded by the state of Kansas and one-half of the total amount will be funded by sponsors of individual students. The costs of administration of the nursing student scholarship program will be funded by the state, and these costs are determined to be \$16,267 for the first year of the program. There are also some costs associated with related travel expenditures of the members of the five-member Nursing Scholarship Advisory Committee. There will be no other costs to the public.

Copies of the proposed regulations and economic impact statement may be obtained by contacting Ted D. Ayres, General Counsel, Kansas Board of Regents, Suite 609, Capitol Tower, 400 S.W. 8th, Topeka 66603.

TED D. AYRES  
General Counsel

Doc. No. 008504

## State of Kansas

### STATE BANKING DEPARTMENT

#### NOTICE OF CORRECTION

Permanent regulations concerning a bank subsidiary engaged in securities activities were published in the October 5, 1989, edition of the *Kansas Register*. However, K.A.R. 17-19-1 contained a nonsubstantive scrivener's error in subsection (e) and is now corrected to read:

#### Article 19.—BANK SUBSIDIARIES ENGAGED IN SECURITIES ACTIVITIES

**17-19-1. Organization; application approval.** (a) Prior to its organization to engage in securities activities in this state, each bank subsidiary shall make application to and obtain approval from the state bank commissioner and the state banking board. Each application shall contain all required information as prescribed by the commissioner and the state banking board.

(b) Upon filing an application to form a bank subsidiary to engage in securities activities, the following criteria shall be considered by the commissioner and the state banking board prior to granting authority:

- (1) the financial standing, general business experience and character of the organizers and incorporators;
- (2) the character, qualifications and experience of the officers of the proposed bank subsidiary;
- (3) the public need for the proposed bank subsidiary;
- (4) the prospects for success of the proposed bank subsidiary; and
- (5) any other factors the commissioner or the state banking board deems relevant to the applicant.

(c) Each expense incurred in making any examination and investigation of an application to form a bank subsidiary to engage in securities activities shall be paid by the applicant, who shall pay \$1,000 to the commissioner to defray such expense. The commissioner may require an additional payment not to exceed \$4,000 at any time deemed necessary. Any unused portion of such payment shall be refunded.

(d) Any application may be denied or authority revoked for any bank to own, hold or otherwise operate a bank subsidiary engaged in securities activities upon finding any violation of the state banking department regulations.

(e) Each bank subject to revocation of authority to own, hold or otherwise operate a bank subsidiary engaged in securities activities shall be afforded the right to a hearing pursuant to the Kansas administrative procedure act. (Authorized by and implementing K.S.A. 1988 Supp. 9-1101, effective Nov. 20, 1989.)

W. NEWTON MALE  
State Bank Commissioner

Doc. No. 008484

## State of Kansas

**ADVISORY COMMITTEE ON  
HISPANIC AFFAIRS****NOTICE OF MEETING**

The Kansas Advisory Committee on Hispanic Affairs will meet from 10 a.m. to 1 p.m. Saturday, November 18, at the Horace Mann Middle School Library, 1243 N. Market, Wichita.

For further information contact Celso L. Ramirez, executive director, (913) 296-3465.

CELSO L. RAMIREZ  
Executive Director

Doc. No. 008476

## State of Kansas

**DEPARTMENT OF ADMINISTRATION  
STATE EMPLOYEES  
HEALTH CARE COMMISSION****NOTICE OF MEETING**

The Kansas State Employees Health Care Commission will meet at 9 a.m. Thursday, November 9, in the third floor conference room of the Kansas Insurance Department, 420 S.W. 9th, Topeka.

SHELBY SMITH  
Chairman

Doc. No. 008496

## State of Kansas

**ATTORNEY GENERAL****Opinion No. 89-127**

**Laws, Journals and Public Information—Records Open to Public—Certain Records Not Required to Be Open; Kansas Parole Board.** Frank S. Henderson, Jr., Chairman, Kansas Parole Board, Topeka, October 20, 1989.

Preparole reports and written correspondence received from private individuals regarding an inmate in the custody of the Department of Corrections are public records while in the possession of the Kansas Parole Board. Such records, however, are not subject to mandatory disclosure as they fall within exceptions listed in the Kansas open records act. By statute, the parole report is considered privileged and shall not be disclosed to anyone other than the Kansas Parole Board, the judge, the attorney general or others entitled to receive the information, except that the Kansas Parole Board, secretary of corrections or court may permit the inspection of the report by the defendant, inmate, defendant's or inmate's attorney or other person in it. The Kansas Parole Board has discretion whether to disclose written correspondence received from the public. Cited herein: K.S.A. 22-3711; 45-201; 45-216; 45-217; K.S.A. 1988 Supp. 45-221, as amended by L. 1989, ch. 154, § 1. RDS

**Opinion No. 89-128**

**Cities and Municipalities—Public Utilities; Any City—Waterworks, Fuel, Power and Lighting Plants; Use, Dis-**

**position and Investment of Revenues.** Joel Kriss, Colby City Attorney, Colby, October 23, 1989.

A surplus in the operating fund of a city electric department may be transferred and merged into the city general revenue fund or any other fund or funds of the city (K.S.A. 12-825d). However, as K.S.A. 79-2934 proscribes the diversion of any part of one fund to another fund, a city may not transfer such a surplus in the electric department to the street and/or special street fund and require that the street fund reimburse the electric utility fund through annual payments made over a period of eight years. Cited herein: K.S.A. 12-825d; K.S.A. 79-2934. TRH

**Opinion No. 89-129**

**Taxation—Aggregate Tax Levy Limitations—Regional System of Cooperating Libraries; Regional Libraries.** Duane F. Johnson, State Librarian, Kansas State Library, Topeka, October 23, 1989.

A regional system of cooperating libraries created under K.S.A. 75-2547 *et seq.* and a regional library created pursuant to K.S.A. 12-1231 *et seq.* must follow the applicable procedures set forth in K.S.A. 19-101b in order to exempt such subdivision from the tax lid law, K.S.A. 1988 Supp. 79-5021 *et seq.* K.S.A. 19-101b requires that a valid protest petition be signed by a number of electors of the subdivision equal to not less than 2 percent of the number of electors who voted at the last preceding November general election or 100 electors, whichever is greater. Protest petitions should be filed with the county election officer of the county in the subdivision with the highest population of such electors. Cited herein: K.S.A. 12-1231; 12-1232; 19-101b; 25-1117; 25-2007; 25-2104; 25-2110; 25-2110a; 25-2303; 25-2504; 75-2549b; 75-2550; K.S.A. 1988 Supp. 79-5036. JLM

**Opinion No. 89-130**

**Taxation—Aggregate Tax Levy Limitations—Public Libraries.** Duane F. Johnson, State Librarian, Topeka, October 23, 1989.

The board of directors of a public library district established pursuant to K.S.A. 12-1236 *et seq.*, as the governing body of the library district, may elect to exempt the library district from the provisions of K.S.A. 1988 Supp. 79-5021 to 79-5033, inclusive (the aggregate tax levy limit law) pursuant to K.S.A. 1988 Supp. 79-5036(c). The provisions of K.S.A. 19-101b that apply to a five or seven member board of county commissioners also apply to a seven member board of directors of a library district. Upon successfully exempting out of K.S.A. 1988 Supp. 79-5021 to 79-5033, inclusive, the library district will once again be subject to the levy limitations in existence prior to the reappraisal year. Cited herein: K.S.A. 12-1237; 12-1238; K.S.A. 1988 Supp. 12-1247; K.S.A. 19-101b; K.S.A. 1988 Supp. 79-5022; 79-5036. JLM

ROBERT T. STEPHAN  
Attorney General

Doc. No. 008492

## State of Kansas

DEPARTMENT OF WILDLIFE  
AND PARKS

## NOTICE OF CORRECTION

K.A.R. 115-8-9 was published in error in Vol. 8, Issue No. 42 of the October 19, 1989, *Kansas Register*. This regulation will be considered by the commission for the Department of Wildlife and Parks at its January meeting. Notice of the public comment period will be published in December.

ROBERT L. MEINEN  
Secretary of Wildlife  
and Parks

Doc. No. 008485

## State of Kansas

## STATE CORPORATION COMMISSION

NOTICE OF MOTOR  
CARRIER HEARINGS

Applications set for hearing are to be heard at 9:30 a.m. on the date indicated 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 296-3364.

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

Renoticed Application for Abandonment of  
Certificate of Convenience and Necessity  
to Correct the Docket Number:

Hockersmith Trucking, Inc. ) Docket No. 114,832 M  
P.O. Box 268 )  
Oakley, KS 67748 ) MC ID No. 101794

Applicant's Attorney: None

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## Applications set for November 14, 1989

Application for Extension of Certificate of  
Convenience and Necessity:

Arensdorf Trucking, Inc. ) Docket No. 29,647 M  
401 N. Iliff )  
Medicine Lodge, KS 67104 ) MC ID No. 100233

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

*Building and construction materials, fencing  
materials and machinery,*

Between all points and places in the state of Kansas.

*Oilfield equipment, materials, supplies and machinery,*

Between points and places in Morton, Grant, Stevens,

Finney, Seward, Gray, Meade, Ness, Ford, Clark, Ellis, Rush, Pawnee, Edwards, Kiowa, Comanche, Russell, Barton, Stafford, Pratt, Barber, Ellsworth, Rice, Reno, Kingman, Harper, Saline, McPherson, Harvey, Sedgwick, Sumner, Butler and Cowley counties.

Also,

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

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

Between points and places in Ford, Clark, Ellis, Rush, Pawnee, Edwards, Kiowa, Comanche, Russell, Barton, Stafford, Pratt, Barber, Ellsworth, Rice, Reno, Kingman, Harper, Saline, McPherson, Harvey, Sedgwick, Sumner, Butler and Cowley counties.

Also,

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

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Application for Certificate of Convenience  
and Necessity:

Day & Night Transportation ) Docket No. 168,455 M  
Services, Inc. )  
P.O. Box 608 )  
Noblesville, IN 46060 ) MC ID No. 118197

Applicant's Attorney: W. Robert Alderson, Jr., 1610 S.W.  
Topeka Blvd., P.O. Box 237, Topeka, KS 66612

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

Between points and places in Kansas.

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Application for Abandonment of Certificate of  
Convenience and Necessity:

Liberal Truck Service, Inc. ) Docket No. 89,129 M  
P.O. Box 249 )  
Liberal, KS 67901 ) MC ID No. 101005

Applicant's Attorney: None

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Application for Certificate of Convenience  
and Necessity:

Marion L. Phillips ) Docket No. 168,457 M  
202 Senior )  
Waverly, KS 66871 ) MC ID No. 135677

Applicant's Attorney: None

*Livestock, hay, grain,*

Between all points and places in the state of Kansas.

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Application for Abandonment of Certificate of  
Convenience and Necessity:

Pringle Auto Body & ) Docket No. 145,345 M  
Sales, Inc. )  
2720 S. 34th )  
Kansas City, KS 66106 ) MC ID No. 121798

Applicant's Attorney: None



Application for Certificate of Convenience and Necessity:

Walter R. Willey, dba ) Docket No. 168,456 M
Willey's Towing )
1103 E. 10th )
Pittsburg, KS 66762 ) MC ID No. 135303

Applicant's Attorney: None

Disabled, wrecked, repossessed, replacement motor vehicles and trailers,

Between all points and places in Kansas.

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Application for Stock Transfer of Certificate of Convenience and Necessity:

Emporia Motor Freight, Inc. ) Docket No. 56,841 M
Box 1103 )
Emporia, KS 66801 ) MC ID No. 100516

TO:
EMF, Inc.
Box 1103
Emporia, KS 66801

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

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Application for Certificate of Convenience and Necessity:

Richard D. Cody, dba ) Docket No. 168,458 M
Cody Trucking )
Route 1 )
Linwood, NE 68036 ) MC ID No. 135678

Applicant's Attorney: None

Feed, feed ingredients, seed, grain,

Between points and places in Norton, Graham, Trego, Ness, Phillips, Rooks, Ellis, Rush, Pawnee, Smith, Osborne, Russell, Barton, Stafford, Jewell, Mitchell, Lincoln, Ellsworth, Rice, Reno, Kingman, Harper, Republic, Cloud, Ottawa, Saline, McPherson, Harvey, Sedgwick, Sumner, Washington, Clay, Dickinson, Marion, Butler, Cowley, Marshall, Pottawatomie, Riley, Geary, Morris, Chase, Nemaha, Brown, Jackson, Shawnee, Wabaunsee, Lyon, Greenwood, Doniphan, Atchison, Jefferson, Leavenworth, Wyandotte, Douglas and Johnson counties, Kansas.

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Applications set for November 21, 1989

Application for Certificate of Convenience and Necessity:

Neal Leftwich, dba ) Docket No. 168,459 M
Leftwich Trucking )
Route 1, Box 116 )
Burden, KS 67019 ) MC ID No. 135594

Applicant's Attorney: None

Livestock,

Between all points and places in Kansas.

Application for Certificate of Convenience and Necessity:

Robert D. & Linda L. ) Docket No. 168,460 M
Smith, dba )
Burlingame Body Shop )
124 E. Santa Fe )
Burlingame, KS 66523 ) MC ID No. 120767

Applicant's Attorney: None

Wrecked, disabled, repossessed and replacement motor vehicles and automotive parts,

Between all points and places in Osage, Wabaunsee, Shawnee, Lyon, Coffey, Douglas and Franklin counties, Kansas.

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Application for Certificate of Convenience and Necessity:

John A. Cardwell ) Docket No. 168,462 M
103 Elk )
Seneca, KS 66538 ) MC ID No. 135679

Applicant's Attorney: None

Automotive parts and supplies,

Between all points and places in Nemaha, Marshall, Washington, Clay, Republic and Jewell counties, Kansas.

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Application for Abandonment of Certificate of Convenience and Necessity:

Iceberg, Inc., dba ) Docket No. 145,846 M
Santa Fe Inn )
2511 W. 18th )
Emporia, KS 66801 ) MC ID No. 122084

Applicant's Attorney: None

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Renoticed Application for Certificate of Convenience and Necessity:

Ed Duggan, Inc., dba ) Docket No. 165,912 M
Greeley Truck Line Corp. )
P.O. Box 118 )
Windsor, CO 80550 ) MC ID No. 101966

Applicant's Attorney: Julieann Kimball Nesper, 1775
Sherman, Suite 1500, Denver, CO 80203

Livestock,

Between all points and places in the state of Kansas.

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ALFONZO A. MAXWELL
Administrator
Transportation Division

Doc. No. 008500

State of Kansas  
**STATE CORPORATION COMMISSION**

**NOTICE OF HEARING  
 ON PROPOSED  
 ADMINISTRATIVE REGULATIONS**

A public hearing will be conducted at 10:30 a.m. Tuesday, December 5, in Hearing Room B of the State Corporation Commission, fourth floor, Docking State Office Building, 915 Harrison, Topeka, to consider proposed changes in existing regulations of the State Corporation Commission.

All interested parties may submit written comments prior to the hearing to the executive director of the commission at the address above. All interested parties will be given a reasonable opportunity at the hearing to express their views orally in regard to adoption of the proposed amendments and revocations. Following the hearing, all written and oral comments submitted by interested parties will be considered by the commission as a basis for making amendments to the proposed changes.

The following is a brief summary of the purpose of the proposed changes to the regulations and the anticipated fiscal impact of each proposed change:

**K.A.R. 82-4-1. Definitions.** The amendments to this regulation are intended to bring the safety regulations applicable to vehicles operating under the jurisdiction of the State Corporation Commission into conformity with federal regulations. There is no fiscal impact associated with the changes to this regulation.

**K.A.R. 82-4-3. Motor carrier safety regulations.** The amendments to this regulation are intended to bring the safety regulations applicable to vehicles operating under the jurisdiction of the State Corporation Commission into conformity with federal regulations. In addition, changes were made to the existing regulation to reflect the fact that the motor carrier inspectors of the Department of Revenue are now members of the Kansas Highway Patrol. The changes in this regulation also will require annual inspections of all commercial motor vehicles and annual drug testing for all drivers of commercial motor vehicles who have common carrier authority or private carrier authority issued by the State Corporation Commission. Motor carriers who have authority issued by the Interstate Commerce Commission are already subject to the vehicle inspection and drug testing requirements; therefore, the proposed change will affect only those carriers who do not have authority issued by the Interstate Commerce Commission. The fiscal impact of this proposed change in the existing regulation is estimated to be \$2,414,080, which would be borne by the estimated 5,400 carriers affected.

**K.A.R. 82-4-8a. Accessories and equipment.** The amendments to this regulation are intended to bring the safety regulations applicable to vehicles operating under the jurisdiction of the State Corporation Commission into conformity with federal regulations. There is no fiscal impact associated with the changes to this regulation.

**K.A.R. 82-4-20. Transportation of hazardous materials by motor vehicles.** The amendments to this regulation are intended to bring the safety regulations applicable to

vehicles operating under the jurisdiction of the State Corporation Commission into conformity with federal regulations. There is no fiscal impact associated with the changes to this regulation.

**K.A.R. 82-4-38. Identification tags.** This regulation was amended as a result of changes made to K.S.A. 66-1,139 by the 1989 Kansas Legislature. Beginning with calendar year 1990, motor carriers holding authority from the Interstate Commerce Commission will not be issued KCC tags. Motor carriers having no ICC authority, but having common carrier, contract carrier, private carrier or ICC exempt authority issued by the State Corporation Commission, will be issued tags by the KCC. This should reduce the number of tags issued by the State Corporation Commission by approximately one-third, although the cost of the tags to the state will remain at \$1.44. A total of 96,240 tags were issued by the KCC during calendar year 1989, for a total cost of \$138,585. A total of 64,160 tags will be issued by the KCC during calendar year 1990, for an estimated total cost of \$92,390. The regulatory fee of \$10 per vehicle remains unchanged; therefore, the money received by the state will not vary, but the cost to the agency will be reduced by 33 percent or approximately \$46,195.

Copies of the full text of the proposed changes and the economic impact statement may be obtained by writing to the executive director of the State Corporation Commission at the address above.

JUDITH McCONNELL  
 Executive Director

Doc. No. 008507

State of Kansas  
**OFFICE OF THE GOVERNOR**  
**EXECUTIVE ORDER NO. 89-119**  
**ESTABLISHING THE OFFICE OF**  
**CHILDREN AND FAMILIES**

WHEREAS, the Constitution of the State of Kansas vests supreme executive power in the Governor;

WHEREAS, the condition of the children and families in Kansas is critical to the future of our state;

WHEREAS, the State of Kansas has made substantial investments to assure the health, education and welfare of children and families in Kansas and has increased these investments significantly in past years;

WHEREAS, these investments require effective work and coordination among a number of federal, state and local agencies;

WHEREAS, Governor Hayden previously created the Governor's Commission on Children and Families which produced a report in 1988;

WHEREAS, the Commission made numerous recommendations to the Governor on improving the condition of children and families;

WHEREAS, the Governor seeks to establish a mechanism by which to ensure the accomplishment of the Commission's recommendations;

NOW, THEREFORE, pursuant to the authority invested in me as Governor of the State of Kansas, I hereby create the Office of Children and Families.

The Office of Children and Families shall be established within the Office of the Governor.

The Office of Children and Families shall be charged with the following tasks:

1. To identify existing child care services and to maintain an inventory of such services;
2. To provide technical assistance to individuals and entities in the development of child care services for families at all income levels, including families and employees and clients;
3. To identify and study available incentives and sources of funding for child care services;
4. To study the cost and availability of liability insurance for child care providers;
5. To collect and disseminate information relating to Kansas families, particularly women and children;
6. To study all matters relating to child welfare, including foster care and family preservation, child abuse and neglect, child care, youth development and family support services;
7. To study all matters relating to economic conditions of Kansas families, including economic security of homemakers and women in the labor force, women's employment opportunities and access to benefits and services provided to citizens of this state, laws and business practices which are barriers to working parents' full participation in the economy and adequacy of programs and services relating to women and families, including single parent families and extended families.
8. To coordinate with state agencies in applying for grants to fund programs consistent with the purposes of the office;
9. To provide child care resource referral information to employers and employees throughout the state;
10. To award and administer, from moneys appropriated or otherwise available for such purposes, grants for planning and development of child care centers, for the establishment of child care centers and for training and education of child care providers and administrators;
11. To coordinate with state agencies in applying for, receiving and accepting grants, gifts and bequests from any source, governmental or private, for the purpose for which the same may be made available.
12. To make an annual report and recommendations to the Governor regarding the status of child care services in this state and incentives for private development, construction and expansion of such services.

This document shall be filed with the Secretary of State as Executive Order No. 89-119 and shall be effective immediately.

Dated October 23, 1989.

MIKE HAYDEN  
Governor

Attest: BILL GRAVES  
Secretary of State

Doc. No: 008486

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 S.W. Jackson, Room 102, Topeka, until 2 p.m. C.S.T. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

Monday, November 13, 1989

#27399

University of Kansas Medical Center—ANTIBIOTIC ANALYZER SUPPLIES

#28148

Wichita State University—GASOLINE (AT THE PUMP)

#81683

Emporia State University—AGGREGATE

#81684

Fort Hays State University—MICROCOMPUTERS

#81685

University of Kansas Medical Center—PHOTOGRAPHIC/RESEARCH EQUIPMENT

#81726

University of Kansas Medical Center—IMAGE ANALYSIS INSTRUMENTATION

#81779

Pittsburg State University—LIGHTING DISSIPATION ARRAY

Tuesday, November 14, 1989

#A-5817

Rainbow Mental Health Facility—SITE DRAINAGE IMPROVEMENTS

#27453

University of Kansas and Statewide—BACTERIOLOGICALS

#27557

Kansas State University—DECEMBER (1989) MEAT PRODUCTS

#28118A

Department of Corrections, Forbes Correctional Facility—DISHWASHING SUPPLIES

#81699

Department of Corrections—MOBILE FILE SYSTEM

#81700

Ellsworth Correctional Facility—METAL DOORS, FRAMES AND ACCESSORIES

#81701

University of Kansas Medical Center—FURNISH AND INSTALL STEAM SYSTEM

Wednesday, November 15, 1989

#A-6338 (rebid)

Fort Hays State University—CAMPUS UNDERGROUND STORAGE TANKS

(continued)

#27896

University of Kansas Medical Center—  
CHEMOTHERAPY SAFETY SUPPLIES (CLASS 20)

#81773

Ellsworth Correctional Facility—KITCHEN  
EQUIPMENT

Thursday, November 16, 1989

#25765

University of Kansas Medical Center—BUILDING  
MATERIALS

#81145 (rebid)

University of Kansas Medical Center—SALE OF  
MAINFRAME COMPUTER SYSTEM

#81744

Wichita State University—BUILDING MATERIALS

#81745

University of Kansas Medical Center—FURNISH  
AND INSTALL CCTV EQUIPMENT

Friday, November 17, 1989

#81771

University of Kansas—HARPSICHORD

#81772

Wichita State University—A/V EQUIPMENT

Monday, November 20, 1989

#A-6356

Kansas State Penitentiary—INSTALL NEW ROOF  
"D" CELLHOUSE

#81763

Department of Administration, Central Motor Pool—  
VEHICLES

Tuesday, November 21, 1989

#A-6357

Department of Administration—DEMOLITION AND  
REMODELING OF EXISTING DINING AND  
MEETING AREAS, Docking State Office Building

#27544

University of Kansas Medical Center—ELECTRO-  
MEDICAL SUPPLIES (CLASS 16)

#81762

Kansas State University—IBM 3151-31 TERMINALS  
OR EQUIVALENT

Wednesday, November 22, 1989

#81728

University of Kansas Medical Center—OUTPATIENT  
HOSPITAL PHARMACY SYSTEM

Monday, November 27, 1989

#A-6112

Department of Corrections—PROTOTYPE  
MAXIMUM SECURITY FACILITY INITIAL  
SITEWORK—PACKAGE ONE, El Dorado

Tuesday, November 28, 1989

#81760

Pittsburg State University—LINE PRINTER

Wednesday, November 29, 1989

#81761

Pittsburg State University—INTEGRATED ON-LINE  
LIBRARY SYSTEM

## REQUEST FOR PROPOSALS

Monday, November 20, 1989

#28147

MARKET RESEARCH FOR THE KANSAS  
LOTTERY

Tuesday, November 28, 1989

#81727

UNIVERSITY ACCOUNTING AND FINANCIAL  
REPORTING SYSTEM FOR THE WICHITA STATE  
UNIVERSITY

NICHOLAS B. ROACH  
Director of Purchases

Doc. No. 008491

## State of Kansas

OFFICE OF THE  
SECURITIES COMMISSIONERNOTICE OF HEARING  
ON PROPOSED  
ADMINISTRATIVE REGULATIONS

A public hearing will be conducted from 9 to 9:30 a.m. Monday, December 4, at the Office of the Securities Commissioner of Kansas, second floor, 618 S. Kansas Ave., Topeka, to consider the amendment of K.A.R. 81-3-2 by a temporary regulation to be adopted by the commissioner.

All interested parties may submit written comments prior to the hearing to the commissioner at the address above. All interested parties will be given a reasonable opportunity at the hearing to express their views orally in regard to adoption of the proposed amendment. Following the hearing, all written and oral comments submitted by interested parties will be considered by the commissioner as a basis for making any changes to the proposed amendment.

The following is a brief summary of the purpose of the proposed amendment to the regulation and the anticipated fiscal impact:

**K.A.R. 81-3-2. Broker-dealer, investment adviser and agents; fees.** The amendments to this regulation are intended to finance new positions authorized by 1989 House Bill No. 2030 as a part of the fiscal year 1990 budget for the Office of the Securities Commissioner. The fee rate increases will finance compliance audits, investigations and enforcement actions in relation to broker-dealers, agents, and investment advisers. The increased fees are not expected to directly affect the general public who are customers because registration fees represent an extremely small portion of securities transaction costs.

Copies of the full text of the proposed amended regulation and the fiscal impact statement may be obtained by writing to the Office of the Securities Commissioner at the address above.

M. DOUGLAS MAYS  
Securities Commissioner  
of Kansas

Doc. No. 008478

State of Kansas

LEGISLATURE

INTERIM COMMITTEE SCHEDULE

The following committee meetings have been scheduled during the period of November 6 through November 19:

Date	Room	Time	Committee	Agenda
November 6 November 7	123-S 123-S	10:00 a.m. 9:00 a.m.	Joint Committee on State Building Construction	Staff review of FY. 1991 capital improvement requests—Regents' institutions and selected other state agencies. Agency presentation of FY 1991 capital improvement request—Judicial Branch. Status reports on selected capital improvement projects. Possible committee action on previously reviewed capital improvement project requests.
November 7 November 8	526-S 526-S	10:00 a.m. 9:00 a.m.	Special Committee on Energy and Natural Resources	Committee discussion and possible recommendations on Proposal No. 23—Recreational Access, Proposal No. 19—Underground Storage Tanks and State Water Plan Funding, Proposal No. 20—Municipal Solid Waste Landfills, and Proposal No. 21—Reuse of Waste Tires, Expended Batteries, and Other Recyclable Solid Waste.
November 8	521-S	10:00 a.m.	Special Committee on Public Health and Welfare	Review and discussion of proposals.
November 8 November 9	514-S 529-S	10:00 a.m. 9:00 a.m.	Special Committee on Legislative, Congressional and Judicial Apportionment	8th: Hearing on HCR 5030. 9th: Committee discussion and recommendations.
November 13 November 14	531-S 531-S	10:00 a.m. 9:00 a.m.	Joint Committee on Administrative Rules and Regulations	Agenda not available.
November 13 November 14	423-S 423-S	10:00 a.m. 9:00 a.m.	Special Committee on Assessment and Taxation	Agenda not available.
November 13 November 14	526-S 526-S	10:00 a.m. 9:00 a.m.	Special Committee on Agriculture and Livestock	Agenda not available.
November 14 November 15	514-S 514-S	10:00 a.m. 9:00 a.m.	Special Committee on Ways and Means/ Appropriations	Agenda not available.
November 15 November 16	526-S 526-S	10:00 a.m. 9:00 a.m.	Special Committee on Energy and Natural Resources	Agenda not available.
November 16 November 17	514-S 514-S	10:00 a.m. 9:00 a.m.	Special Committee on Judiciary	Committee discussion and recommendations.
November 16	531-S	10:00 a.m.	Joint Committee on Claims Against the State	Hearing on claims filed to date.

EMIL LUTZ  
Director of Legislative  
Administrative Services

## State of Kansas

DEPARTMENT OF HUMAN RESOURCES  
KANSAS APPRENTICESHIP COMMITTEE

## NOTICE OF MEETING

The Kansas Apprenticeship Committee will meet from 10 a.m. to noon Friday, November 3, in the Center Classroom at 1309 Topeka Blvd., Topeka. The meeting agenda includes the following:

- A. Program Standards
1. Sloan & Meier Surveyors—P.A.  
(Surveyor Assistant)
  2. Heritage Management Corporation  
(Landscape Technician)
  3. Heritage Management Corporation  
(Building Maintenance Servicer-Repairer)
- B. Revision to Program Standards
1. State Division of Printing

The meeting is open to the public.

RAY D. SIEHNDEL  
Secretary of Human Resources

Doc. No. 008495

(Published in the *Kansas Register*, November 2, 1989.)

## CORRECTED NOTICE OF REDEMPTION

to the holders of

Seward County, Kansas

Single Family Mortgage Revenue Bonds

1979 Series A

December 1, 1990/1999,

December 1, 2004,

December 1, 2009, and December 1, 2010

Notice is hereby given that, pursuant to Section 3.01 of the Indenture dated as of September 1, 1979, \$225,000 principal amount of bonds are called for redemption at par on December 1, 1989.

Coupon bonds of \$5,000 denominations, called in full bearing CUSIP No. 818452 and suffix:

AR5	AV6	943	1085	1244
582	870	945	1106	1245
AS3	AW4	961	1119	1341
646	881	966	1123	1346
AT1	905	1025	1124	1347
662	908	1046	1151	1352
AU8	923	1057	1161	1356
789	924	1058	1181	1359

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

Bond Number	Bond Amount	Amount Called	CUSIP Number
R134	\$ 5,000	\$ 5,000	818452AW4
R135	30,000	30,000	818452AW4
R136	5,000	5,000	818452AW4
R139	5,000	5,000	818452AW4
R140	5,000	5,000	818452AW4
R141	5,000	5,000	818452AW4
R133	75,000	30,000	818452AX2

Bonds with the December 1, 1989, coupons and all subsequent coupons attached should be presented to one of the offices of the paying agents:

Continental Bank, N.A.  
Corporate Trust Operations  
231 S. LaSalle, 19th Floor  
Chicago, IL 60697

Kansas State Bank & Trust Company  
Trust Department  
123 N. Market  
Wichita, KS 67202

Interest on the bonds called for redemption will cease to accrue on December 1, 1989.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, paying agents making payments of interest or principal on corporate securities or making payment of principal on municipal securities may be obligated to withhold a 20 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the above described securities who wish to avoid the imposition of this tax should submit certified taxpayer identification numbers when presenting their securities for collection.

Dated October 19, 1989.

By Continental Bank, N.A.  
as Trustee for Seward County, Kansas

Doc. No. 008499

(Published in the *Kansas Register*, November 2, 1989.)

## NOTICE OF REDEMPTION

Kansas State Board of Health

Sewage Treatment Construction

Grant Revenue Bonds, Series B

Cusip: 485413 AR 9 thru 485413 AV0

Notice is hereby given pursuant to the provisions of the bond dated June 11, 1974, that the following numbered bonds of the Kansas State Board of Health Sewage Treatment Construction Grant Revenue Bonds, Series B, have been called for redemption on December 1, 1989: bonds numbered 163 thru 252.

Said bonds will be due and payable in lawful money of the United States at the principal office of Bank IV Topeka, N.A., P.O. Box 88, Topeka, KS 66601, at 101 percent of the principal amount thereof.

Interest due on December 1, 1989, will be paid on that date. From and after December 1, 1989, interest shall cease to accrue on the bonds selected for redemption.

Bank IV Topeka, N.A.  
Topeka, Kansas  
Trustee

Doc. No. 008506

(Published in the *Kansas Register*, November 2, 1989.)

**NOTICE OF BOND SALE**  
**\$1,450,000**  
**City of Leavenworth, Kansas**  
**General Obligation Bonds**  
**Series 1989B (Settlement Bonds)**  
**Series 1989C (Trafficway and**  
**Internal Improvement Bonds)**

1994	90,000
1995	90,000
1996	90,000
1997	90,000
1998	90,000
1999	90,000

**Sealed Bids**

Sealed bids for the purchase of all and not less than all of the city's \$1,450,000 principal amount General Obligation Bonds, Series 1989B (Settlement Bonds), in the principal amount of \$565,000, and the Series 1989C (Trafficway and Internal Improvement Bonds) in the principal amount of \$885,000 (collectively, the bonds), of the city hereinafter described, will be received by the undersigned city clerk of the city of Leavenworth, Kansas, on behalf of the governing body of the city at City Hall, 100 N. 5th, Leavenworth, until 10 a.m. C.S.T. on Monday, November 13, 1989. All bids will be publicly opened and read at said time and place and will be acted upon by the governing body of the city at 7 p.m. Tuesday, November 14, 1989. 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 December 1, 1989, and will become due serially as follows:

**Series 1989B Bonds**

<b>Year</b> <b>(September 1)</b>	<b>Principal</b> <b>Amount</b>
1990	\$15,000
1991	20,000
1992	20,000
1993	30,000
1994	30,000
1995	30,000
1996	30,000
1997	30,000
1998	30,000
1999	30,000
2000	30,000
2001	30,000
2002	30,000
2003	30,000
2004	30,000
2005	30,000
2006	30,000
2007	30,000
2008	30,000
2009	30,000

**Series 1989C Bonds**

<b>Year</b> <b>(September 1)</b>	<b>Principal</b> <b>Amount</b>
1990	\$75,000
1991	90,000
1992	90,000
1993	90,000

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 March 1 and September 1 in each year, beginning on March 1, 1990.

**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 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.

**Redemption of Bonds Prior to Maturity**

At the option of the city, bonds maturing on September 1, 1995, and thereafter will be subject to redemption and payment prior to maturity on September 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 city is to select the bonds for the purpose of redemption, it shall, in the case of bonds in denominations greater than \$5,000, if less than all of the bonds then outstanding are to be called for redemption, treat each \$5,000 of face value of each such fully registered bond as though it were a separate bond of the denomination of \$5,000.

If the city shall elect to call any bond for redemption and payment prior to the maturity thereof, the city will cause 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 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 date. If any bond be called for redemption

(continued)

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 for each respective series of bonds. Each interest rate specified shall be a multiple of  $\frac{1}{8}$ th or  $\frac{1}{20}$ th 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. For each respective series of bonds, 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 all of the bonds and accrued interest will be considered. Each bid shall specify the total interest cost to the city 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 city on the basis of such bid. Each bid shall also specify the average annual net interest rate to the city on the basis of such bid. 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 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 city 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 the comprise and settlement of judgment rendered against the city and various trafficway and internal improvements to the city. The bonds will be general obligations of the city payable as to both principal and interest from ad valorem taxes which may be levied, without limitation as to rate or amount on all the taxable tangible property, real and personal, within the territorial limits of the city.

#### Internal Revenue Code of 1986

The Internal Revenue Code of 1986 imposes requirements on the city that must be met subsequent to the issuance of the bonds by the city and, as a result, the city will and does hereby covenant that it will diligently undertake those steps necessary to maintain the tax-ex-

empt status of the bonds. The city'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 city'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 city *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 Nichols and Wolfe Chartered, Topeka, 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 when the bonds are delivered. Said opinion will also state that in the opinion of bond counsel, assuming continued compliance by the city 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. Interest on the bonds will also be excludable from the computation of Kansas adjusted gross income for taxable years commencing after December 31, 1987.



### Delivery and Payment

The city 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 December 14, 1989, at such bank or trust company in the state of Kansas or the greater metropolitan area of Kansas City, Missouri, as may be specified by the successful bidder. 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 and a certificate regarding the completeness and accuracy of the official statement. Payment for the bonds shall be made in Federal Reserve funds, immediately subject to use by the city. 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 city and bond registrar not later than 4 p.m. C.S.T. on November 20, 1989. 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 successful bidder shall furnish the city by 4 p.m. C.S.T. on November 20, 1989, a certificate acceptable to the city'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 \$29,000, payable to the order of the city to secure the city 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 city 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 successful bidder or deducted from the purchase price at the option of the city. If a bid is accepted but the city shall fail to deliver the bonds to the bidder in accordance with the terms and conditions of this notice, said check 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 forfeited to the city with the city reserving the right to pursue any remedies available to it as the result of such default.

### 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 city.

### Bond Ratings

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

### Bid Forms

All bids must be made on forms that may be procured from the city clerk. No additions or alterations in such forms shall be made and any erasures may cause rejection of any bid. The city reserves the right to waive irregularities and to reject any 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 City Hall and must be received by the undersigned prior to 10 a.m. C.S.T. on Monday, November 13, 1989.

### Official Statement

Upon the sale of the bonds, the city will adopt an official statement in substantially the form as the preliminary official statement, subject to minor amendments and supplementation. Copies of the city's preliminary official statement relating to the bonds may be obtained from the city clerk. Upon request, a reasonable number of copies of the official statement will be made available to the successful bidder without charge. Additional copies may be obtained at the expense of such bidder.

### Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property within the city for the year 1988 is \$79,643,049. The total general obligation bonded indebtedness of the city as of the date of the bonds, including the bonds, is \$15,238,000, including, as of the date of the bonds, temporary notes outstanding in the principal amount of \$4,628,000, of which \$1,477,000 will be retired either out of the proceeds of the bonds herein offered for sale or from other legally available and unencumbered funds of the city.

Dated October 26, 1989.

City of Leavenworth, Kansas  
Carol Sadler  
City Clerk  
City Hall  
100 N. 5th  
Leavenworth, KS 66048  
(913) 682-9201

Doc. No. 008501

State of Kansas

**SECRETARY OF STATE**

**EXECUTIVE APPOINTMENTS**

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

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

The following appointments were filed October 1-31:

**Kansas Arts Commission**

**Carl McCaffree**, 10300 Delmar, Shawnee Mission 66207. Term expires September 30, 1993. Succeeds Janet Frieden.

**Bethany G. Roe**, 225 W. Webster, Mankato 66956. Term expires September 30, 1993. Succeeds Janet Wiglesworth.

**State Advisory Committee for Chapter 2, Education Consolidation and Improvement Act**

(Public Law 97-35, Section 564(a)(2).)

**Robert Christensen**, 206 S. Spring, Medicine Lodge 67104. Term expires September 30, 1993. Succeeds Barbara Withee.

**Cathy Conger**, Route 3, Iola 66749. Term expires September 30, 1991. Succeeds Marciana Glassman.

**Nancy Lindberg**, 5715 S.W. 31st Terrace, Topeka 66614. Term expires September 30, 1991. Reappointment.

**Christine Munson**, 415 W. Chestnut, Junction City 66441. Term expires September 30, 1991. Succeeds Lydia Gonzales.

**Marilyn Peterson**, 11902 W. 143rd Terrace, Olathe 66062. Term expires September 30, 1991. Succeeds Mary Ross Moran.

**Ed Stehno**, 3204 Willow, Hays 67601. Term expires September 30, 1991. Reappointment.

**Beverly Thompson**, 427 Hillside, Topeka 66611. Term expires September 30, 1993. Succeeds Darrell Timken.

**Office of the Governor**

**Richard D. Kready**, Executive Assistant to the Governor, 2nd Floor, State Capitol, Topeka 66612. Serves at the pleasure of the Governor.

**Board of Examiners for Hearing Aids**

**Sherry Duperier**, 2213 Penstemon, Wichita 67226. Term expires September 30, 1992. Succeeds Dorothea Klein.

**Board of Examiners in Optometry**

**Ronald E. Price**, 3409 Top of the World Drive, Manhattan 66502. Term expires September 30, 1992. Succeeds Charles Beier.

**BILL GRAVES**  
Secretary of State

State of Kansas

**BOARD OF ACCOUNTANCY**

**PERMANENT 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..... \$ 90.00

(2) For one year or less of a biennial period . \$ 45.00

(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 ..... \$ 90.00

(2) If received after July 1 of the renewal year in which the permit expires ..... \$135.00

(f) Reinstatement of permit to practice as a certified public accountant which has lapsed:

(1) For more than one year of a biennial ..... \$135.00

(2) For one year or less of a biennial ..... \$ 67.50

(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

(i) Temporary permit to practice as an out-of-state certified public accountant..... \$50.00

(Authorized by and implementing K.S.A. 1988 Supp. 1-301, as amended by L. 1989, ch. 1, sec. 2, K.S.A. 75-1119a, effective May 1, 1988; amended May 22, 1989; amended T-\_\_\_\_\_-\_\_\_\_\_; amended Dec. 18, 1989.)

**GLENDIA SHERMAN**  
Board Secretary

Doc. No. 008481

## State of Kansas

## KANSAS STATE UNIVERSITY

## NOTICE TO BIDDERS

Sealed bids for the items listed below will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. C.S.T. on the date indicated and then will be publicly opened. Interested bidders may call (913) 532-6214 for additional information.

Monday, November 13, 1989

#00035

Shop Machinery

#00036

Replacement Plasma Tube for Innova 100-20UV Laser

WILLIAM H. SESLER  
Director of Purchasing

Doc. No. 008482

## State of Kansas

BEHAVIORAL SCIENCES  
REGULATORY BOARDTEMPORARY ADMINISTRATIVE  
REGULATIONS

## Article 2.—LICENSING OF SOCIAL WORKERS

**102-2-3. Fees.** (a) Each applicant for a social work license shall pay the application fee as set forth below:

(1) Licensed baccalaureate social worker (LBSW), 70 dollars;

(2) Licensed master social worker (LMSW), 70 dollars;

(3) Licensed specialist clinical social worker (LSCSW), 70 dollars; or

(4) Temporary license fee, 15 dollars.

(b) Each licensee applying for renewal of his or her license shall pay the applicable fee as set forth below:

(1) Licensed associate social worker (LASW), 70 dollars;

(2) Licensed baccalaureate social worker (LBSW), 70 dollars;

(3) Licensed master social worker (LMSW), 70 dollars; and

(4) Licensed specialist clinical social worker (LSCSW), 70 dollars.

(c) The fee for a social work examination shall be 70 dollars.

(d) Each licensee applying for renewal of his or her license after the date of its expiration shall pay a penalty fee, which is a separate fee in addition to the renewal fee, as set forth below:

(1) Licensed associate social worker (LASW), 70 dollars;

(2) Licensed baccalaureate social worker (LBSW), 70 dollars;

(3) Licensed master social worker (LMSW), 70 dollars;

(4) Licensed specialist clinical social worker (LSCSW), 70 dollars.

(Authorized by and implementing K.S.A. 75-5359, as amended by 1989 HB 2434, § 5; effective May 1, 1982; amended, T-86-20, July 1, 1985; amended, May 1, 1986; amended, T-87-10, July 1, 1986; amended May 1, 1987; amended T-102-10-17-89, Oct. 17, 1989.)

## Article 3.—PROFESSIONAL COUNSELORS; FEES

**102-3-1. Definitions.** (a) A "year of supervised experience" means a minimum of 2,000 supervised clock hours as described in K.A.R. 102-3-6. The 2,000 hours shall not commence until all requirements for the graduate degree have been completed.

(b) "full-time employment" means at least 2,000 hours of employment during a 12-month period.

(c) In the case of academic employment, "year" means the period normally associated with full-time employment at the employing institution.

(d) "Part-time employment experience credit" means supervised work experience of at least six consecutive months which shall be credited on a prorated basis.

(e) A "client" means a person who is a direct recipient of counseling services.

(f) A "professional counselor supervisor," for training purposes, means an individual registered, licensed, certified, registerable, licensable, or certifiable at the graduate level in that person's state to engage in the practice of counseling, and who has or had, in full or in part, legal, administrative or professional authority over and responsibility for the professional functioning of the applicant.

(g) "Consultant" means an individual who provides professional guidance, information, or advice, but who has no legal, administrative or professional authority over or responsibility for the professional functioning of the applicant.

(h) "Residency" means an applicant who is a legal resident of or providing services in the state of Kansas.

(i) "Continuing education" means programs or activities that are designed to enhance the professional counselor's level of knowledge, skill, and ability to practice as a professional counselor. Such programs shall have content clearly related to the enhancement of counseling practice, values, and knowledge. Continuing education credits shall not be used as a substitute for basic professional education preparation as defined in K.A.R. 102-3-3.

(j) For purposes of registration, other than for registration without examination, a "graduate degree" means an applicant who has completed 60 graduate semester hours including a graduate degree in counseling approved by the board pursuant to K.A.R. 102-3-3, and during which the applicant completed two contiguous semesters consisting of a minimum of 12 academic hours.

(k) "Specialty" means the area and type of professional services provided or to be provided by the applicant or registered professional counselor. (Authorized by and implementing K.S.A. 1988 Supp. 74-7507; effective T-102-6-13-88, June 13, 1988; effective T-102-10-17-89, Oct. 17, 1989.)

**102-3-3. Educational requirements.** (a) To comply with the requirement that the applicant has received a graduate degree as outlined in K.S.A. 1988 Supp. 65-5804, the program shall include:

(1) Training in graduate studies offered by an institution of higher education regionally accredited by an accrediting agency substantially equivalent to the accrediting agencies that accredit the universities in Kansas;

(2) clear identification and specification in pertinent in-

(continued)

stitutional catalogs and transcripts of the intent to educate and train professional counselors;

(3) standing recognition as a coherent entity within the university;

(4) clear authority and primary responsibility for the core and specialty areas of professional counseling;

(5) wherever administratively housed, an organized sequence of study that is planned by responsible administrators to provide an integrated educational experience in professional counseling;

(6) an identifiable full-time faculty including the student's major advisor and a person responsible for the program who is licensed, certified, registered, licensable, certifiable or registerable at the graduate level to engage in the practice of professional counseling;

(7) an identifiable body of students enrolled in the program for a degree, with residency requirements substantially equivalent to the requirements at the state universities in Kansas;

(8) appropriate practicum, internship, field or laboratory training;

(9) a curriculum encompassing a minimum of two academic years of graduate study, including at least one academic year with at least 12 semester hours at the university granting the degree;

(10) a requirement that each student successfully complete one course with a minimum of two credit hours in each of the following substantive content areas:

(A) Counseling theory and practice that includes studies in basic theories, principles and techniques of counseling and their applications to professional counseling settings;

(B) the helping relationship that includes studies in philosophic bases of helping relationships, application of the helping relationship to counseling practice, and an emphasis on development of counselor and client self-awareness;

(C) group dynamics, processing and counseling that includes studies in theories and types of groups, as well as descriptions of group practices, methods, dynamics, and facilitative skills;

(D) human growth and development that includes studies that provide a broad understanding of the nature and needs of individuals at all developmental levels, with emphasis on psychological, sociological, and physiological approaches. Also included are such areas as both normal and abnormal human behavior, personality theory and learning theory;

(E) lifestyle and career development that includes studies in such areas as vocational choice theory, the relationship between career choice and lifestyle, sources of occupational and educational information, approaches to career decision-making processes and career development exploration techniques;

(F) appraisal of individuals that includes in the development of a framework for understanding the individual, including methods of data gathering and interpretation, individual and group testing, and the study of individual differences. Also included are studies in ethnic, cultural and sex factors;

(G) social and cultural foundations that includes studies in change, ethnic groups, subcultures, changing roles of women, sexism, urban and rural societies, population pat-

terns, cultural mores, use of leisure time and differing life patterns. These studies include such disciplines as the behavioral sciences, economics, and political science;

(H) research and evaluation that includes studies in the areas of statistics, research design, development of research, understanding legislation relating to program development, development of program goals and objectives, and evaluation of program goals and objectives;

(I) professional orientation that includes studies in the goals and objectives of professional organizations, codes of ethics, legal considerations, standards of preparation, certification, licensing, and role identities of counselors and others in the helping professions; and

(J) supervised practical experience that includes studies in the application in actual practice of the theories and concepts presented in formal study. Each practice shall be performed under the close supervision of the instructor with the use of direct observation through one-way mirrors in a counseling laboratory, through the use of video taped sessions, with audio-tapes or with written case notes;

(11) documentation in official publications that includes course catalogues and announcements of program standards and descriptions and admission requirements that are in part or in full based on objective, standardized achievement tests and measures that are substantially equivalent to those of the state universities in Kansas;

(12) an ongoing objective review and evaluation of student learning and progress and a report of this evaluation in the official transcript; and

(13) suitable scientific and practical facilities and a library. The equipment, resources, and library shall be adequate for the size of the student body and the scope of the program offered and shall be substantially equivalent to the state universities of Kansas.

(b) Each graduate program shall be housed in an academic setting. (Authorized by K.S.A. 1988 Supp. 74-7507; implementing K.S.A. 1988 Supp. 65-5804; effective T-102-6-13-88, June 13, 1988; effective T-102-10-17-89, Oct. 17, 1989.)

**102-3-4. Applications.** (a) An applicant shall not be given a tentative judgment on the applicant's eligibility for registration until all credentials are received and procedures are completed unless it is apparent that the applicant does not qualify for registration on the basis of education as defined in K.A.R. 102-3-3.

(b) Each request for registration application forms shall be forwarded to the board's executive secretary. Application shall be made on forms provided by the board. In addition to the application forms, the application shall include:

(1) The applicant's transcript or transcripts of all college or university training provided directly to the board by the academic institution; and

(2) full payment of the appropriate application and examination fees. The fees shall be submitted prior to the deadlines established by the board.

(c) Each applicant shall provide three written references from professional counselors to provide proof of professional conduct and competence as defined in K.A.R. 102-3-6. Under extenuating circumstances, the board may

accept references from persons other than professional counselors.

(d) Each application shall be held through two consecutive examinations. If an applicant has not been registered after the second examination through failure to pass the examination or failure to be seated for the examination, the application shall expire and the applicant may not reapply for registration for two years from the date of the last examination.

(e) Transcripts from outside the United States. All applicants who are graduates of colleges and universities from outside the United States shall submit their official transcripts, an officially translated English copy of those transcripts, supporting documents, and, where necessary, the graduate thesis or doctoral dissertation. The transcript shall be translated by a source or in a manner that is acceptable to the board. (Authorized by K.S.A. 1988 Supp. 74-7507; implementing K.S.A. 1988 Supp. 65-5805; effective T-102-6-13-88; effective T-102-10-17-89, Oct. 17, 1989.)

**102-3-5. Examinations.** (a) Each applicant for registration shall take an examination. The pass criterion score shall be one-half a standard deviation below the national mean for each examination. Each applicant shall be notified of the results in writing.

(b) The standard examination shall be a written examination. A written examination may be waived and an oral examination procedure substituted when:

(1) A registration has been revoked or suspended and re-registration is requested; or

(2) an applicant is unable to take the written examination because one or more physical handicaps preclude completion of the written examination, or may severely affect the applicant's performance.

(c) For oral examinations, the board may contract collectively or individually with a panel of registered professional counselors to conduct the oral examination and make recommendations to the board, based on the performance evaluation of the applicant.

(d) Oral examinations shall include assessment of:

(1) Effectiveness and clarity of expression;

(2) knowledge and skills in the area in which the applicant is otherwise qualified to offer professional counseling services;

(3) knowledge and awareness of ethical issues and problems in the professional area of emphasis and for professional counselors in general; and

(4) knowledge of general counseling.

(e) All oral examinations shall be recorded verbatim.

(f) The decision as to whether an applicant passed or failed an examination may be based on a review of the recommendation of the oral examining panel and review of the verbatim recordings, when necessary.

(g) Any applicant, other than an applicant for reinstatement of a revoked or suspended registration, may be exempt from taking the written examination if:

(1) The applicant successfully passed the written portion of an examination deemed by the board to be substantially equivalent to that used in this state at a level equal to or greater than the criterion pass score; or

(2) the applicant:

(A) has been continuously registered, licensed or certified at the graduate level since implementation of, or under the registration without examination provisions of the registration, certification, or licensure law in the applicant's state other than Kansas;

(B) has been employed as a professional counselor full-time at least for five years; and

(C) has never taken the examination.

(h) Each applicant for registration who fails the examination shall submit the fee required by K.A.R. 102-3-2 for each subsequent examination which the applicant attempts to pass. (Authorized by K.S.A. 1988 Supp. 74-7507; implementing K.S.A. 1988 Supp. 65-5804; effective T-102-6-13-88, June 13, 1988; effective T-102-10-17-89, Oct. 17, 1989.)

**102-3-6. Professional references and supervision.** (a) References. As a part of the application process, each applicant shall submit the names of three persons who are registered, licensed, certified, registerable, licensable, or certifiable at the graduate level, to engage in the practice of professional counseling and who can attest to the applicant's previous supervised experience, previous and current professional work, and compliance with the ethical standards. The applicant shall submit the name of at least one professional counselor who is able to attest to the applicant's post-graduate experience. Submission of names of additional references may be requested by the board. Under extenuating circumstances, references from individuals other than professional counselors may be accepted by the board. The attesting persons shall use forms supplied by the board. Members of the board shall not serve as references unless they supervised the applicant.

(b) Supervision and professional experience requirements.

(1) Only professional practice in an organized public or private setting, institution or organization which provided the applicant an opportunity for contact with other disciplines, and an opportunity to utilize a variety of theories and to work with a broad range of populations and techniques, shall be recognized by the board as supervised professional experience. Involvement in practicums shall not constitute "professional experience."

(2) After July 1, 1992, each applicant shall have been directly supervised by and under the guidance of a person who is registered, licensed, certified, registerable, licensable, or certifiable at the graduate level in that person's state to engage in the practice of professional counseling and who has had a minimum of two years of experience beyond the supervisor's registration, certification or licensure date or eligibility date.

(3) Each applicant's supervised experience in professional counseling shall have been consistent with the applicant's educational background and with the specialty in which the applicant intends to offer services to the public. At least half of the applicant's supervised experience shall have been relevant to the applicant's specialty.

(4) The supervisor shall have provided a minimum of one hour of individual supervision for every 40 hours of professional experience of the applicant.

(5) The supervisor shall be available to the applicant at the points of decision-making regarding the professional

(continued)

services that are being provided. The supervisor's relationship with the applicant shall be clearly differentiated from that of consultant.

(6) The supervisor shall not have a familial relationship with the applicant.

(7) The supervisor shall not be under a supervisory agreement with the board. This provision may be waived by the board upon application by the supervisor for review.

(c) The supervisor shall submit information which will enable the board to evaluate the extent and quality of the applicant's supervised practice and to assign credit for that practice.

(d)(1) The supervised practice time during which the applicant has received an unsatisfactory rating from the supervisor shall not be credited toward the required supervised practice hours as required by K.S.A. 1988 Supp. 65-5804, and amendments thereto.

(2) Professional experience gained before the completion of all academic requirements for the graduate degree shall not fulfill requirements for registration pursuant to K.S.A. 1988 Supp. 65-5804, and amendments thereto.

(3) Professional experiences which are part of the required preparation for the graduate degree shall be applicable only to the "graduate degree requirements" and shall not be simultaneously offered to satisfy the "experience" requirement.

(e) Professional experience required of the applicant between the time the applicant fulfilled all of the requirements for the applicant's terminal degree and the time of the actual conferral of the degree may be credited towards the experience requirements for registration, if the date of completion of all degree requirements is verified in writing by the responsible academic or administrative official, and if other requirements necessary for professional experience are met. (Authorized by K.S.A. 1988 Supp. 74-7507; implementing K.S.A. 1988 Supp. 65-5803; effective T-102-6-13-88, June 13, 1988; effective T-102-10-17-89, Oct. 17, 1989.)

**102-3-7. Registration action by the board.** (a) Each applicant shall be registered when the applicant has met all qualifications for registration.

(b) Registration of an applicant shall require a majority vote of a quorum.

(c) Each member of the board who has a conflict of interest shall disqualify himself or herself from voting. This disqualification shall not affect the existence of a quorum.

(d) Registration action by the board shall be reported in the board minutes with a listing of the relevant sections of the law under which the candidate qualified. If the board denies an application, the reasons for the denial shall be reported.

(e) Each denied applicant shall be informed in writing of the reasons for the applicant's denial and of the applicant's right to request the board to reconsider its decision. Action of the board shall be considered completed when the applicant receives notification. Any applicant may request the board to reconsider the applicant's application by submitting a written statement detailing the basis for the request with the executive secretary within 30 days of receipt of the notification. The applicant may

submit additional material in the request for reconsideration. If a request for reconsideration is not made within the 30-day period, the application shall expire. (Authorized by K.S.A. 1988 Supp. 74-7507; implementing K.S.A. 1988 Supp. 65-5806; effective T-102-6-13-88, June 13, 1988; effective T-102-10-17-89, Oct. 17, 1989.)

**102-3-8. Registrations.** (a) Those who meet standards for registration shall receive a certificate of registration appropriate for display.

(b) In the case of a revocation of registration, the registrant shall be informed of the board's action by certified mail, and the registrant shall return the registration to the board within 30 days. (Authorized by K.S.A. 1988 Supp. 74-7507; implementing K.S.A. 1988 Supp. 65-5806; effective T-102-6-13-88, June 13, 1988; effective T-102-10-17-89, Oct. 17, 1989.)

**102-3-9. Renewal.** (a) Each registered professional counselor shall renew the counselor's registration by submitting a renewal form to the executive secretary, together with the renewal fee as defined in K.A.R. 102-3-2.

(b) At the time of renewal, each registered professional counselor shall submit evidence of satisfactory completion of 50 continuing education hours as defined in K.A.R. 102-3-11. (Authorized by K.S.A. 1988 Supp. 74-7507; implementing K.S.A. 1988 Supp. 65-5806; effective T-102-6-13-88, June 13, 1988; effective T-102-10-17-89, Oct. 17, 1989.)

**102-3-10. Unprofessional conduct.** (a) Any registration may not be issued or renewed, or may be suspended, limited, or revoked upon a finding of unprofessional conduct.

(b) The following acts shall be evidence of unprofessional conduct:

(1) misrepresenting professional competency by offering to perform services that are clearly unwarranted on the basis of education, training, or supervised experience;

(2) performing professional services that are inconsistent with the registrant's specialty or specialties recognized by the board based on a review of training, education, and experience;

(3) being convicted of a crime resulting from or relating to the registrant's professional practice of counseling;

(4) reporting distorted, erroneous, or misleading counseling information;

(5) taking credit for work not personally performed;

(6) failing to obtain written, informed consent from a client or the client's legal representative or representatives before electronically recording sessions with the client, or before releasing information to a third party concerning the client except as required by law;

(7) making sexual advances or engaging in sexual activities with clients or students of that professional counselor;

(8) failing to provide clients with a description of what the client may expect in the way of tests, consultation, reports, fees, billing, therapeutic regimen, or schedule;

(9) failing to provide clients with a description of possible effects of proposed treatment when there are clear and established risks to the client;

(10) failing to inform the client of any financial interests

that might accrue to the registered professional counselor for referral to any other service or for the use of any tests, books, or apparatus;

(11) refusing to cooperate in a timely manner with the board's investigation of complaints lodged against an applicant or a professional counselor registered by the board. Persons taking longer than 30 days to provide requested information shall have the burden of demonstrating that they have acted in a timely manner;

(12) failing to notify the board of having a professional counseling license, certificate, permit or registration or other certificate, registration or license in the field of behavioral sciences granted by any state that has been limited, restricted, suspended or revoked, or of having been subject to any other disciplinary action by a licensing or certifying authority or professional association or of having employment terminated or suspended for some form of misfeasance, malfeasance, or nonfeasance;

(13) failing to inform the client that the client is entitled to the same services from a public agency if the professional counselor is employed by that public agency and also offers services privately;

(14) exercising undue influence on the client or student, including the promotion of the sales of services, goods, appliances, or drugs, in such manner as to exploit the client or student for the financial gain or personal gratification of the practitioner or of a third party;

(15) directly or indirectly offering, giving, soliciting, receiving, or agreeing to receive any fee or other consideration to or from a third party for the referral of a client or in connection with the performance of professional services;

(16) permitting any person to share in the fees for professional services, other than a partner, employee, an associate in a professional firm, or a consultant authorized to practice the same profession;

(17) making claims of professional superiority which cannot be substantiated by the professional counselor;

(18) failing to refer to mental health services those clients whose behavior for which the counselor may have reason to believe are suffering from an emotional illness or disease;

(19) failing to maintain a record for each client which accurately reflects the client contact with the practitioner. Unless otherwise provided by law, each client record shall be retained for at least two years after the date of termination of the contact or contacts;

(20) failing to exercise appropriate supervision over persons with whom the professional counselor has a supervisory relationship;

(21) failing to notify the board within a reasonable time that a registered counselor practicing or teaching counseling is, in the judgment of the registered counselor, practicing or teaching counseling in violation of the laws or regulations regulating professional counseling;

(22) guaranteeing that satisfaction will result from the performance of professional services;

(23) continuing or ordering tests not warranted by the needs and preferences of the client; or

(24) claiming or using any secret or special method of assessment or counseling technique which the registered professional counselor refuses to divulge to the board.

(Authorized by K.S.A. 1988 Supp. 74-7507; effective T-102-6-13-88, June 13, 1988; effective T-102-10-17-89, Oct. 17, 1989.)

**102-3-11. Continuing education for registrants.** (a) Each registrant shall have completed 50 clock hours of documented and approved continuing education during each two-year renewal period. Continuing education hours completed in excess of the 50-hour requirement shall not be carried over to the subsequent renewal period.

(b) One clock hour shall be a minimum of 50 minutes of classroom instruction between instructor and participant.

(c) One academic credit hour shall be equivalent to 15 clock hours for the purpose of continuing education. Credit for auditing an academic course shall be for actual clock hours attended during which instruction was given and shall not exceed the academic credit allowed.

(d) Acceptable continuing education shall include:

(1) Academic counseling courses taken for credit or audited;

(2) seminars, institutes, workshops, or mini-courses oriented to enhancement of professional counseling, values, skills, and knowledge. At least one-fifth of these hours shall have been earned in activities sponsored by an agency or institution other than where the professional counselor is employed;

(3) cross-disciplinary offerings from medicine, law, and the behavioral sciences, or other disciplines, if such offerings are clearly related to the enhancement of professional counseling practice, values, skills, and knowledge;

(4) self-directed learning projects approved by the board;

(5) supervision of undergraduate and graduate practicum students or specialty applicants;

(6) approved-provider programs;

(7) programs presented by approved single program-providers;

(8) first-time preparation and presentation of a counseling work course, seminar, institute or workshop; or

(9) first-time publication of a professional counseling article.

(e) The maximum number of clock hours for which continuing education credit in each of the following categories may be approved during any period shall be:

(1) Ten clock hours credit for each first-time preparation and presentation of a new course, seminar, institute, or workshop which is related to the enhancement of professional counseling practice, values, skills, and knowledge. In addition to the preparation and presentation credit allowed, the number of clock hours approved for participants in the program may be given to the presenter, up to a maximum of 10 additional clock hours. If the presentation was presented by more than one professional counselor or other professional, the continuing education credit shall be prorated among the presenters;

(2) twenty clock hours credit for each preparation of a professional counseling article published for the first time in a recognized professional journal, a book chapter published by a recognized publisher, or a written presentation given for the first time at a statewide or national profes-

(continued)

sional meeting. If such material was authored by more than one professional counselor or other professional, the continuing education credit shall be prorated among the authors;

(3) twenty clock hours credit for self-directed learning projects approved by the board; and

(4) twenty clock hours credit for the supervision of undergraduate and graduate practicum students or specialty registration applicants. Continuing education credit for such supervision shall not exceed five hours each semester.

(f) Approval shall not be granted for identical programs completed within the same license renewal period.

(g) Approval shall not be granted for job orientation or on-the-job training.

(h) Out-of-state programs may be accepted by the board if the program or programs from out-of-state providers are sponsored by one of the following:

(1) American association of counseling and development;

(2) American psychological association;

(3) other national, non-profit professional organizations providing offerings with an explicit educational intent related to the enhancement of professional counseling practice, values, skills, and knowledge; or

(4) non-credit or non-academic courses offered by academic institutions.

(i) Each registrant shall maintain individual continuing education records. Continuing education records shall document the registrant's attendance as defined by K.A.R. 102-3-12. These records may be required to be submitted to the board prior to the registration renewal. (Authorized by K.S.A. 1988 Supp. 65-5807 and K.S.A. 1988 Supp. 74-7507; effective T-102-6-13-88, June 13, 1988; effective T-102-10-17-89, Oct. 17, 1989.)

### 102-3-12. Documentation for continuing education.

Any of the following original, signed forms of documentation shall be accepted as proof of completion of a continuing education program: (a) A course grade for an academic credit course;

(b) a signed statement, by the instructor, of hours attended for an audited academic course;

(c) a signed statement of attendance from the provider of the institute, symposium, workshop, or seminar;

(d) a copy of the article or book chapter, and verification of publication or written presentation at a professional meeting. These materials shall be submitted to the board for evaluation and certification of the number of hours of credit to be allowed;

(e) a copy of the academic course syllabus and verification that the course was presented;

(f) a letter from the board giving approval for retroactive continuing education credit;

(g) written verification from the university practicum instructor that the registrant provided supervision of undergraduate or graduate students; or

(h) a copy of the self-directed project. This copy shall be submitted to the board for evaluation and certification of the number of credit hours to be allowed. (Authorized by and implementing K.S.A. 1988 Supp. 65-5806 and K.S.A. 1988 Supp. 74-7507; effective T-102-6-13-88, June 13, 1988; effective T-102-10-17-89, Oct. 17, 1989.)

**102-3-13. Registration without examination.** (a) An applicant for registration as a professional counselor under the provisions of K.S.A. 1987 Supp. 65-5811, shall not be given a tentative judgment on the applicant's eligibility for registration until all credentials are received and procedures are completed unless it is apparent that the applicant does not qualify for registration on the basis of education as defined in K.A.R. 102-3-3 or practice experience.

(b) Applications shall be on forms provided by the board. In addition to the forms, the application shall include:

(1) The applicant's academic counseling transcript or proof of receipt of degree and completion of a counseling program which shall be provided directly to the board by the academic institution;

(2) full payment of the application fee as provided in K.A.R. 102-3-2. The fee shall be submitted prior to the deadlines established by the board; and

(3) documentation that the applicant has practiced full time as a professional counselor for a minimum of five years as provided in K.A.R. 102-3-13(c)(1) or for a minimum of two years as provided in K.A.R. 102-3-13(c)(2) and that the applicant is currently engaged in the practice of professional counseling.

(c) Practice experience.

(1) Each applicant who is currently practicing as or who has practiced as a professional counselor for a minimum of five years shall have completed a graduate degree in counseling from a college or university counseling program approved by the board.

(2) Each applicant who is currently practicing as and who has practiced as a professional counselor for a minimum of two years shall have completed a graduate degree with a minimum of 60 graduate semester hours in counseling or the equivalent as outlined in K.A.R. 102-3-3 from a college or university counseling program approved by the board.

(d) Three written references shall be required to provide proof that the applicant meets the requirements for professional conduct and competence as required under the professional counseling registration act as defined in K.A.R. 102-3-6. Under extenuating circumstances, references from individuals other than professional counselors may be accepted by the board.

(e) Transcripts from outside the United States. All applicants who are graduates of colleges or universities from outside the United States shall submit their official transcripts, an officially translated copy of those transcripts, supporting documents, and where necessary, the graduate thesis or doctoral dissertation. The transcript shall be translated by a source or in a manner acceptable to the board. (Authorized by K.S.A. 1988 Supp. 74-7507; implementing K.S.A. 1988 Supp. 65-5805; effective T-102-6-13-88, June 13, 1988; effective T-102-10-17-89, Oct. 17, 1989.)

BEHAVIORAL SCIENCES  
REGULATORY BOARD

Doc. No. 008479



State of Kansas

**OFFICE OF JUDICIAL ADMINISTRATION  
COURT OF APPEALS DOCKET**

(Note: Dates and times of arguments are subject to change.)

Kansas Court of Appeals  
Court of Appeals Courtroom, 2nd Floor, Judicial Center  
Topeka, Kansas

Monday, November 13, 1989

Before Abbott, C.J.; Rees and Briscoe, JJ.

1:00 p.m.

Case No.	Case Name	Attorneys	County
63,295	State of Kansas, Appellee, v. Allen E. Carson, Appellant.	Rodney Symmonds Attorney General  Jessica R. Kunen	Lyon
63,548	State of Kansas, Appellee, v. Michael Roberts, Appellant.	Chris Biggs Attorney General  Jessica R. Kunen	Geary
63,381 SC	State of Kansas, Appellee, v. Kyle G. Brown, Appellant.	Gene M. Olander Attorney General  William K. Rork	Shawnee

Before Abbott, C.J., Rees and Elliott, JJ.

2:30 p.m.

63,588	Mary H. Smith, Appellant, v. Richard A. Anderson, Appellee.	Allen B. Angst  Edward Bigus	Dickinson
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Before Rees, P.J.; Briscoe and Elliott, JJ.

3:00 p.m.

63,586	Jeffrey W. Winter, Appellant, v. Ju Shan Chen and Allstate Insurance Company, Appellees.	Gary E. Laughlin Jeffrey W. Jones  Paul Hasty, Jr.	Douglas
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Tuesday, November 14, 1989

Before Abbott, C.J.; Rees and Briscoe, JJ.

9:00 a.m.

Case No.	Case Name	Attorneys	County
63,430	Rickey R. and Evalyn R. Self, parents of Jayson R. Self, a minor, Appellants, v. Edward Saylor, M.D., Appellee.	Joseph D. Johnson  Harold Youngentob Wayne T. Stratton	Shawnee

*(continued)*

- 63,700 In the Matter of the Marriage of Donald Eugene Sommers and Tepin Sommers. Gary Ellis Michael P. McKone Geary
- 63,587 Federal Land Bank of Wichita, Appellee, v. Walter Plamann, Appellant. Phillip A. Burdick Lisa D. Conway Brown

10:00 a.m.

- 63,935 In the Matter of the Estate of Theodore E. Jones, deceased. D. Randall Heilman Roger L. Unruh Darrel W. Bryant Geary
- 63,771 In the Matter of the Marriage of Sarah Brown and Willie Brown. Charles W. Harper David P. Troup Geary

Summary Calendar—No Oral Argument

- 63,362 State of Kansas, Appellee, v. Ernest James Haggard, Appellant. County Attorney Attorney General Saline  
Jessica R. Kunen
- 63,199 Genaro T. Zapata, Appellant, v. State of Kansas, Appellee. Jessica R. Kunen Shawnee  
Attorney General Gene M. Olander

Kansas Court of Appeals  
Courtroom M-1, 11th Floor, Sedgwick County Courthouse  
Wichita, Kansas

Before Lewis, P.J.; Elliott and Rulon, JJ.

Tuesday, November 14, 1989

1:00 p.m.

- | Case No. | Case Name                                                                 | Attorneys                                                | County     |
|----------|---------------------------------------------------------------------------|----------------------------------------------------------|------------|
| 63,379   | In the Interest of S.B., a minor.                                         | Alois R. Bieber<br>Larry A. Prauser<br>Oliver Kent Lynch | Cherokee   |
| 63,838   | In the Matter of the Marriage of Joyce Jean Tate and Steven Charles Tate. | Glenn E. Casebeer II<br>Roger L. Gossard                 | Montgomery |
| 63,517   | Don Mah and Sik Chun Mah, Appellants, v. Chung Hay Kwan, Appellee.        | W.J. Fitzpatrick<br>Jeffrey A. Chubb                     | Montgomery |

2:00 p.m.

63,489	Scott A. Bruner, Appellee, v. Southwest National Bank, Appellant.	Craig Shultz Carol A. Zuschek  Bruce B. Waugh	Sedgwick
63,829	Mutual Benefit Life Insurance Co., Appellant, v. Cross Town East, <i>et al.</i> , Appellees.	Robert J. Harrop Stephen A. Murphy Calvin L. Wiebe  John Terry Moore Don W. Riley Gerald L. Lasswell Roger Sherwood Carmen S. Greenup Carl L. Wettig Michael D. Herd	Sedgwick
63,878 SC	Peggy L. Grado Saenz, Appellant, v. Medicalodge of Wichita, Inc., Appellee.	Artie E. Vaughn  Lyndon Vix Rex G. Beasley	Sedgwick

Wednesday, November 15, 1989

9:00 a.m.

Case No.	Case Name	Attorneys	County
63,347	State of Kansas, Appellee, v. Michael L. Martin, Appellant.	Debra S. Byrd Attorney General  Charles A. O'Hara	Sedgwick
63,340	State of Kansas, Appellee, v. Phillip L. Waddell, Appellant.	Debra S. Byrd Attorney General  Kiehl Rathbun	Sedgwick
63,511	State of Kansas, Appellee, v. Pedro J. Garcia, Appellant.	Ty Kaufman Attorney General  Patricia Rose Myers	McPherson

10:00 a.m.

63,826	In the Matter of the Marriage of Paula R. Hollis and Kenneth W. Hollis.	Stephen M. Joseph Donald E. Lambdin	Sedgwick
62,551	Charles Smith and Sharon Smith, Appellees, v. Fe E. Pizarro, M.D., <i>et al.</i> , Appellant.	Richard D. Cordry Curtis E. Campbell  Frank Saunders John P. Gilman John D. Osborn	Ford

(continued)

## Summary Calendar—No Oral Argument

63,404	State of Kansas, Appellee, v. James A. Lemaster, Appellant.	Debra S. Byrd Attorney General  Jessica R. Kunen	Sedgwick
63,330	State of Kansas, Appellee, v. Pedro Torres, Appellant.	James C. Brent Attorney General  Richard J. Rome	Harvey
63,567	Silver E. Hankins, Appellant, v. Winfield State Hospital & Training Center and State Self-Insurance Fund, Appellees.	Terry E. Beck  Donna L. Whiteman	Cowley
63,526	In the Interest of J.M.	Michael E. Cleary Joe Dickinson Randall J. Pankratz Donald R. Snapp	Harvey

Kansas Court of Appeals  
Division 3 Courtroom, Wyandotte County Courthouse  
Kansas City, Kansas

Tuesday, November 14, 1989

Before Davis, P.J.; Gernon, J.; and Paul W. Clark,  
District Judge, assigned.

10:00 a.m.

Case No.	Case Name	Attorneys	County
63,694	State of Kansas, Appellee, v. Robert A. McColley, Appellant.	Scott Taliaferro Attorney General  Nancy A. Roe	Wyandotte
63,443	State of Kansas, Appellee, v. John J. Johnson, Jr., Appellant.	Steve Obermeier Attorney General  Jessica R. Kunen	Johnson
62,996	State of Kansas, Appellee, v. Carl R. Kirkwood, Appellant.	Robin Lewis Attorney General  Jessica R. Kunen	Johnson

## Summary Calendar—No Oral Argument

62,445	State of Kansas, Appellee, v. Mark James Wielgus, aka Mark Roberts, Appellant.	Bruce Beye Attorney General  Benjamin C. Wood	Johnson
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63,778	In the Interest of M.B.	Kimberly Wetzels-Williams Janet Ensign Gary W. Long II Louis Plummer	Wyandotte
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Before Larson, P.J.; Gernon, J.; and Paul W. Clark,  
District Judge, assigned.

1:00 p.m.

63,571 SC	Carl L. Layton, Appellant,  v. J.A. Tobin Construction Co., Liberty Mutual Insurance Co., and Kansas Workers' Compensation Fund, Appellees.	George E. Mallon  Frederick J. Greenbaum Ronald P. Wood	Wyandotte
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63,424	Wood Haven Schools, Inc., Appellee,  v. Kansas Department of Health and Environment and Stanley C. Grant, Secretary, Appellant.	John H. Fields  Cedric B. Gardner	Wyandotte
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63,701	In the Matter of the Marriage of Anita S. Tubis Grow and Stuart H. Tubis.	Ronald L. Gold Thomas R. Buchanan William J. Paprota	Johnson
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2:00 p.m.

63,733	Gerry L. Marshall, Appellant,  v. Carl C. Donnelly and Miller-Donnelly Agency, Inc., Appellee.	C. Stanley Nelson  A. Bradley Bodamer	Wyandotte
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**Summary Calendar—No Oral Argument**

63,858	Jouett Edgar Arney, Appellant,  v. Raymond Roberts, <i>et al.</i> , Appellee.	Sergio Delgado  Charles Simmons	Leavenworth
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63,920	Michael Jackson, Appellant,  v. State of Kansas, Appellee.	Zygmunt J. Jarczyk  Attorney General D. Paul Theroff	Wyandotte
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Wednesday, November 15, 1989

Before Larson, P.J.; Davis, J.; and Paul W. Clark,  
District Judge, assigned.

9:00 a.m.

Case No.	Case Name	Attorneys	County
62,957	Freddie L. Perry, Appellant,  v. State of Kansas, <i>et al.</i> , Appellee.	Louis M. Clothier  Frank Kohl Attorney General	Leavenworth

(continued)

63,578	Michael W. Hudson, Appellant, v. City of Lenexa, Appellee.	Joseph N. Vader Thomas H. Bornholdt  R. Scott Beeler	Johnson
63,296	State of Kansas, Appellee, v. Gardner Jones III, Appellant.	Frank Kohl Attorney General  Terence A. Lober	Leavenworth

Summary Calendar—No Oral Argument

63,479	Ralph Darding, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen  Attorney General Paul Morrison	Johnson
63,814	In the Interest of M.W. and L.C.	Kimberly Wetzel-Williams Gary Kessler Janet Ensign Jeffrey A. Dehon Calvin Bender John Sutherland	Wyandotte

Before Larson, P.J., Davis and Gernon, JJ.  
10:30 a.m.

63,082 SC	Tyrone Mebane, Appellant, v. State of Kansas, Appellee.	Kevin E. Koch  Attorney General Michael Grosko	Wyandotte
63,501	In the Matter of the Marriage of Carroll Norris Abrams and Pamela Feingold Abrams.	Bruce Landeck Joe Norton Eugene T. Hackler	Johnson
63,494	Compu-Blend Corp., Appellee, v. Wildhorn Corporation and Dan C. Tutcher, Appellants.	N. Jack Brown  W. Frederick Zimmerman	Wyandotte

Summary Calendar—No Oral Argument

63,002 63,003	In the Interest of M.A. and K.N.A., minors.	Frank E. Kohl Michael F. Willcott Marcia Alexander, <i>pro se</i> Terence A. Lober	Leavenworth
63,705	Robert W. James, Appellant, v. Mid-America Farm Lines, Inc., and Truck Insurance Exchange, Appellees.	Gary L. Jordan  Kip A. Kubin	Anderson

Kansas Court of Appeals  
 District Courtroom, Barton County Courthouse  
 Great Bend, Kansas

Before Abbott, C.J.; Briscoe, J.; and Melvin Gradert  
 District Judge, assigned.

Wednesday, November 15, 1989

11:00 a.m.

Case No.	Case Name	Attorneys	County
63,524	Michael L. Powell, Appellant, v. Sue Ellen Huffstutter, <i>et al.</i> , Appellees.	Thomas C. Boone  Dennis L. Bieker Thomas L. Toepfer Payne H. Ratner, Jr. Wayne T. Stratton Norman W. Jeter	Ellis
63,672	Federal Land Bank of Wichita, Appellant, v. Oakie B. Worcester, Randall W. Weller, Leonne Worcester, Billy Joe Worcester, Esther Henderson, and Bonnie Ginther, Appellees.	Allen Shelton  Joseph Jeter Charlene Brubaker	Graham
1:30 p.m.			
63,568	Paul J. O'Dell, Appellee, v. E&L Enterprises, St. Paul Fire and Marine Insurance, Appellee, Kansas Workers' Compensation Fund, Appellant.	Steven L. Brooks  James D. Mills Michael T. Harris	Seward
63,536	Pro-Chem, Inc., <i>et al.</i> , v. Lassetter Petroleum, Inc., <i>et al.</i>	Royce E. Wallace Theodore C. Geisert  Daniel J. Shanelec Roger Wilson Evan J. Olson	Rice
63,644	Pioneer Operations Co., Inc., Appellant, v. Norman W. Brandeberry, Fourth National Bank & Trust Co. of Wichita, Merchants National Bank of Topeka, Brandeberry Oil Operations, Inc., Sally E. Brandeberry, and Diamond Oil, Inc., Appellees.	Michael S. Holland  Terry C. Cupps David J. Dunlap Kenneth L. Kerns Jerry E. Driscoll Mark C. Owens	Stafford
62,879	Shelter Insurance Co., Appellee, v. Daniel B. Williams, <i>et al.</i> , Appellant.	Nicholas S. Dailey Lyle W. Britt  Andrew B. Fletcher Reid Stacey Robert W. Reynolds Kurt Harper Wayne and Mary Kearbey, <i>pro se</i>	Sedgwick

(continued)

Summary Calendar—No Oral Argument

63,109 In the Interest of A.H. and B.H., minors. Richard Hodson  
 Scott E. Daniel  
 David J. Heinemann  
 John P. Wheeler, Jr.  
 Ricklin Pierce  
 Finney

62,917 State of Kansas, Appellee, Curtis E. Campbell  
 Attorney General  
 Gray

v.  
 Brent Wenrich, Appellant. Jessica R. Kunen

LEWIS C. CARTER  
 Clerk of the Appellate Courts

Doc. No. 008477

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. This cumulative index supplements the index found in the 1989 Index Supplement to the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-2-1	Revoked	V. 8, p. 1207
1-2-1	Amended	V. 8, p. 1472
1-5-9	Amended	V. 8, p. 1207
1-5-9	Amended	V. 8, p. 1472
1-5-10	Amended	V. 8, p. 1207
1-5-10	Amended	V. 8, p. 1472
1-5-11	Amended	V. 8, p. 130
1-5-11	Amended	V. 8, p. 1473
1-5-13	Amended	V. 8, p. 130
1-5-15	Amended	V. 8, p. 130
1-5-19b	Amended	V. 8, p. 1208
1-5-19b	Amended	V. 8, p. 1473
1-5-19c	Amended	V. 8, p. 1208
1-5-19c	Amended	V. 8, p. 1473
1-5-24	Amended	V. 8, p. 1209
1-5-24	Amended	V. 8, p. 1474
1-5-29	New	V. 8, p. 1210
1-5-29	New	V. 8, p. 1475
1-6-24	Amended	V. 8, p. 131
1-6-31	New	V. 8, p. 131
1-7-10	Amended	V. 8, p. 1210
1-7-10	Amended	V. 8, p. 1475
1-62-1	New	V. 8, p. 1004

AGENCY 4: BOARD OF AGRICULTURE

Reg. No.	Action	Register
4-1-17	Amended	V. 8, p. 1004
4-1-17	Amended	V. 8, p. 1070
4-2-17	Revoked	V. 8, p. 1004
4-2-17	Revoked	V. 8, p. 1087
4-2-17a	New	V. 8, p. 1087
4-2-17a	New	V. 8, p. 1395
4-4-2	Amended	V. 8, p. 1005
4-4-2	Amended	V. 8, p. 1070
4-33-1	New	V. 8, p. 132

AGENCY 5: BOARD OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-23-3	Amended	V. 8, p. 1088
5-23-4	Amended	V. 8, p. 1089
5-23-9	Revoked	V. 8, p. 1089

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-34-1	New	V. 8, p. 1139
7-34-1	New	V. 8, p. 1183
7-35-1	New	V. 8, p. 1556
7-35-2	New	V. 8, p. 1556

AGENCY 9: ANIMAL HEALTH DEPARTMENT

Reg. No.	Action	Register
9-18-1	New	V. 8, p. 1138
9-18-1	New	V. 8, p. 1183

AGENCY 14: DEPARTMENT OF REVENUE—DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Reg. No.	Action	Register
14-17-6	New	V. 8, p. 750

AGENCY 16: ATTORNEY GENERAL

Reg. No.	Action	Register
16-7-1 through 16-7-9	New	V. 8, p. 1326, 1327
16-7-1 through 16-7-9	New	V. 8, p. 1447, 1448

AGENCY 17: STATE BANKING DEPARTMENT

Reg. No.	Action	Register
17-19-1 through 17-19-4	New	V. 8, p. 1476

AGENCY 22: STATE FIRE MARSHAL

Reg. No.	Action	Register
22-1-1	Amended	V. 8, p. 1090
22-1-2	Amended	V. 8, p. 1090
22-3-1	Amended	V. 8, p. 1090
22-3-2	New	V. 8, p. 1090
22-4-2	New	V. 8, p. 1495
22-4-3	New	V. 8, p. 1495
22-5-6	New	V. 8, p. 1090
22-6-17	New	V. 8, p. 1090
22-8-1	Amended	V. 8, p. 1091
22-10-3	Amended	V. 8, p. 1091
22-10-12	Amended	V. 8, p. 1092
22-10-17	New	V. 8, p. 1092
22-13-35	Amended	V. 8, p. 1092

AGENCY 23: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
23-2-3	Revoked	V. 8, p. 1525
23-8-1	Revoked	V. 8, p. 1525
23-8-2	Revoked	V. 8, p. 1525
23-8-4	Revoked	V. 8, p. 1356
23-8-18	Revoked	V. 8, p. 1525
23-8-19	Revoked	V. 8, p. 1525
23-8-21	Revoked	V. 8, p. 1525
23-8-25	Revoked	V. 8, p. 1525
23-8-33	Revoked	V. 8, p. 1525
23-8-36	Revoked	V. 8, p. 1525
23-9-2	Revoked	V. 8, p. 1525
23-9-10	Revoked	V. 8, p. 1525
23-9-11	Revoked	V. 8, p. 1525
23-11-1	Revoked	V. 8, p. 1356
23-14-1	Revoked	V. 8, p. 1356
23-17-1	Revoked	V. 8, p. 1356
23-17-2	Revoked	V. 8, p. 1356
23-17-3	Revoked	V. 8, p. 1356
23-18-1	Revoked	V. 8, p. 1525

AGENCY 25: GRAIN INSPECTION DEPARTMENT

Reg. No.	Action	Register
25-4-1	Amended	Vol. 8, p. 1290

AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-8-1 through 26-8-10	New	V. 8, p. 1557
26-9-1 through 26-9-4	New	V. 8, p. 1557, 1558

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-16-110 through 28-16-138	New	V. 8, p. 517-520
28-16-137	Amended	V. 8, p. 1559
28-19-7	Amended	V. 8, p. 1291
28-19-8	Amended	V. 8, p. 1292
28-19-14	Amended	V. 8, p. 1293
28-19-16a	Amended	V. 8, p. 1294
28-19-17a	Amended	V. 8, p. 1296
28-19-17b	Amended	V. 8, p. 1296
28-19-17c	Amended	V. 8, p. 1297
28-19-17g	Amended	V. 8, p. 1298
28-19-17i	Amended	V. 8, p. 1298
28-19-20	Amended	V. 8, p. 1298
28-19-21	Amended	V. 8, p. 1298
28-19-56	Amended	V. 8, p. 1298
28-33-11	New	V. 8, p. 1211
28-33-12	New	V. 8, p. 1212
28-39-77	Amended	V. 8, p. 200



28-39-87	Amended	V. 8, p. 871
28-39-200	Revoked	V. 8, p. 201
28-39-202		
through		
28-39-218	Revoked	V. 8, p. 201
28-39-225	Amended	V. 8, p. 201
28-39-226	Amended	V. 8, p. 203

**AGENCY 30: SOCIAL AND REHABILITATION SERVICES**

Reg. No.	Action	Register
30-4-50	Amended	V. 8, p. 1180
30-4-54	Amended	V. 8, p. 1180
30-4-56	Revoked	V. 8, p. 714
30-4-57	Amended	V. 8, p. 1180
30-4-58	Amended	V. 8, p. 1180
30-4-62	Amended	V. 8, p. 1180
30-4-63	Amended	V. 8, p. 1180
30-4-64	New	V. 8, p. 1180
30-4-70	Amended	V. 8, p. 714
30-4-73	Amended	V. 8, p. 1181
30-4-74	Amended	V. 8, p. 715
30-4-75	Amended	V. 8, p. 715
30-4-85a	Amended	V. 8, p. 1181
30-4-90	Amended	V. 8, p. 1182
30-4-100	Amended	V. 8, p. 715
30-4-101	Amended	V. 8, p. 715
30-4-102	Amended	V. 8, p. 715
30-4-110	Amended	V. 8, p. 1182
30-4-111	Amended	V. 8, p. 1182
30-4-112	Amended	V. 8, p. 1182
30-4-113	Amended	V. 8, p. 1182
30-4-120	Amended	V. 8, p. 1182
30-4-130	Amended	V. 8, p. 1182
30-4-140	Amended	V. 8, p. 715
30-5-58	Amended	V. 8, p. 715
30-5-59	Amended	V. 8, p. 1182
30-5-60	Amended	V. 8, p. 717
30-5-70	Amended	V. 8, p. 717
30-5-76	New	V. 8, p. 717
30-5-81	Amended	V. 8, p. 1205
30-5-81a	Amended	V. 8, p. 1470
30-5-81a	Amended	V. 8, p. 718
30-5-81b	Amended	V. 8, p. 718
30-5-81d	Revoked	V. 8, p. 718
30-5-81q	Revoked	V. 8, p. 718
30-5-81r	Revoked	V. 8, p. 718
30-5-81s	Revoked	V. 8, p. 718
30-5-81t	Amended	V. 8, p. 718
30-5-81u	New	V. 8, p. 718
30-5-81v	New	V. 8, p. 718
30-5-82	Amended	V. 8, p. 719
30-5-84	Amended	V. 8, p. 719
30-5-88	Amended	V. 8, p. 1206
30-5-88	Amended	V. 8, p. 1471
30-5-89	Amended	V. 8, p. 719
30-5-94	Amended	V. 8, p. 719
30-5-95	Amended	V. 8, p. 719
30-5-100	Amended	V. 8, p. 1182
30-5-108	Amended	V. 8, p. 719
30-5-110	Amended	V. 8, p. 719
30-5-115	New	V. 8, p. 719
30-5-115a	New	V. 8, p. 719
30-5-116	New	V. 8, p. 719
30-5-116a	New	V. 8, p. 720
30-5-169	Amended	V. 8, p. 720
30-6-35	Amended	V. 8, p. 720
30-6-53	Amended	V. 8, p. 720
30-6-56	Amended	V. 8, p. 720
30-6-57	Revoked	V. 8, p. 1182
30-6-58	Revoked	V. 8, p. 1182
30-6-63	Amended	V. 8, p. 1182
30-6-65	Amended	V. 8, p. 1182
30-6-73	Amended	V. 8, p. 1182
30-6-74	Amended	V. 8, p. 721
30-6-77	Amended	V. 8, p. 721
30-6-86	Amended	V. 8, p. 721
30-6-103	Amended	V. 8, p. 1183
30-6-106	Amended	V. 8, p. 1183
30-6-109	Amended	V. 8, p. 721
30-6-110		
through		
30-6-113	Amended	V. 8, p. 1183

30-7-26		
through		
30-7-63	Revoked	V. 8, p. 721
30-7-64		
through		
30-7-78	New	V. 8, p. 721-724
30-7-68	Amended	V. 8, p. 1183

**AGENCY 33: DEPARTMENT OF WILDLIFE AND PARKS**

Reg. No.	Action	Register
33-1-4		
through		
33-1-17	Revoked	V. 8, p. 1525
33-1-19	Revoked	V. 8, p. 1525
33-4-5	Revoked	
33-4-7		
through		
33-4-10	Revoked	V. 8, p. 1525

**AGENCY 36: DEPARTMENT OF TRANSPORTATION**

Reg. No.	Action	Register
36-16-1	Amended	V. 8, p. 1162

**AGENCY 40: KANSAS INSURANCE DEPARTMENT**

Reg. No.	Action	Register
40-1-28	Amended	V. 8, p. 452
40-1-34	Amended	V. 8, p. 798
40-1-37	New	V. 8, p. 798
40-2-12	Amended	V. 8, p. 452
40-3-5	Amended	V. 8, p. 454
40-3-42	New	V. 8, p. 1323
40-3-43	New	V. 8, p. 1139
40-3-43	New	V. 8, p. 1184
40-3-44	New	V. 8, p. 454
40-3-45	New	V. 8, p. 1006
40-4-35	Amended	V. 8, p. 515
40-4-35	Amended	V. 8, p. 558
40-4-35a	New	V. 8, p. 454
40-4-38	New	V. 8, p. 455
40-5-108	Amended	V. 8, p. 800
40-7-7	Amended	V. 8, p. 455
40-7-13	Amended	V. 8, p. 455
40-7-20	Revoked	V. 8, p. 455
40-7-20a	New	V. 8, p. 455
40-7-21	Amended	V. 8, p. 457
40-7-21	Amended	V. 8, p. 516

**AGENCY 44: DEPARTMENT OF CORRECTIONS**

Reg. No.	Action	Register
44-11-113	Amended	V. 8, p. 451
44-11-121	Amended	V. 8, p. 451
44-11-123	Amended	V. 8, p. 451

**AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF WORKERS' COMPENSATION**

Reg. No.	Action	Register
51-24-4	Amended	V. 8, p. 1493
51-24-5	Amended	V. 8, p. 1493

**AGENCY 63: BOARD OF MORTUARY ARTS**

Reg. No.	Action	Register
63-1-3	Amended	V. 8, p. 712
63-1-4	Amended	V. 8, p. 712
63-1-6	Amended	V. 8, p. 712
63-1-12	Amended	V. 8, p. 713
63-6-3	Amended	V. 8, p. 713
63-6-6	Amended	V. 8, p. 714
63-6-7	Revoked	V. 8, p. 714
63-6-8	Revoked	V. 8, p. 714

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-1-2	Amended	V. 8, p. 252
68-5-11	Revoked	V. 8, p. 252
68-7-11	Amended	V. 8, p. 252
68-7-12	Amended	V. 8, p. 253
68-9-1	Amended	V. 8, p. 253
68-20-1	Amended	V. 8, p. 254
68-20-16	Amended	V. 8, p. 255

**AGENCY 70: BOARD OF VETERINARY MEDICAL EXAMINERS**

Reg. No.	Action	Register
70-5-1	Amended	V. 8, p. 750

**AGENCY 71: KANSAS DENTAL BOARD**

Reg. No.	Action	Register
71-2-7	Amended	V. 8, p. 161, 162
71-2-9	Amended	V. 8, p. 162
71-2-11	Amended	V. 8, p. 163
71-2-12	Amended	V. 8, p. 163
71-2-13	Revoked	V. 8, p. 163

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-5-202	Amended	V. 8, p. 493
74-5-203	Amended	V. 8, p. 493
74-6-2	Amended	V. 8, p. 1069
74-12-1	Amended	V. 8, p. 493

**AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER**

Reg. No.	Action	Register
81-5-6	Amended	V. 8, p. 132
81-5-6	Amended	V. 8, p. 333

**AGENCY 82: STATE CORPORATION COMMISSION**

Reg. No.	Action	Register
82-3-105	Amended	V. 8, p. 425
82-3-106	Amended	V. 8, p. 425
82-3-107	Amended	V. 8, p. 426
82-3-109	Amended	V. 8, p. 427
82-3-114	Amended	V. 8, p. 427
82-3-120	Amended	V. 8, p. 428
82-3-123	Amended	V. 8, p. 428
82-3-123a	New	V. 8, p. 429
82-3-124	Amended	V. 8, p. 429
82-3-130	Amended	V. 8, p. 430
82-3-139	Amended	V. 8, p. 430
82-3-140	Amended	V. 8, p. 430
82-3-142	New	V. 8, p. 430
82-3-143	New	V. 8, p. 430
82-3-203	Amended	V. 8, p. 431
82-3-205	Amended	V. 8, p. 431
82-3-305	Amended	V. 8, p. 431
82-3-311	Amended	V. 8, p. 431
82-3-400	Amended	V. 8, p. 432
82-3-401	Amended	V. 8, p. 432
82-3-402	Amended	V. 8, p. 434
82-3-405	Amended	V. 8, p. 434
82-3-407	Amended	V. 8, p. 435
82-3-408	Amended	V. 8, p. 435
82-3-409	Amended	V. 8, p. 435
82-11-1		
through		
82-11-7	Revoked	V. 8, p. 517
82-11-1		
through		
82-11-9	New	V. 8, p. 377-383

**AGENCY 85: ABSTRACTERS' BOARD OF EXAMINERS**

Reg. No.	Action	Register
85-4-1	Amended	V. 8, p. 1448
85-6-1	Amended	V. 8, p. 1448
85-7-1	Amended	V. 8, p. 1448

**AGENCY 91: DEPARTMENT OF EDUCATION**

Reg. No.	Action	Register
91-1-27b	Amended	V. 8, p. 94
91-1-32	Amended	V. 8, p. 94
91-1-32a	Revoked	V. 8, p. 94
91-1-33	Amended	V. 8, p. 94
91-1-38	Revoked	V. 8, p. 95
91-1-58	Amended	V. 8, p. 95
91-1-60	Amended	V. 8, p. 95
91-1-79	Amended	V. 8, p. 95
91-1-85	Amended	V. 8, p. 95
91-1-92	Amended	V. 8, p. 96
91-1-107a	Amended	V. 8, p. 96
91-1-129a	Amended	V. 8, p. 98
91-1-129a	Amended	V. 8, p. 98

(continued)

Reg. No.	Action	Register
91-1-131	Amended	V. 8, p. 99
91-1-132a	Amended	V. 8, p. 100
91-1-149	New	V. 8, p. 101
91-1-150	New	V. 8, p. 101
91-16-30	New	V. 8, p. 423
91-19-1	Amended	V. 8, p. 101
91-19-2	Amended	V. 8, p. 101
91-19-6	Amended	V. 8, p. 102
91-31-1	Amended	V. 8, p. 102
91-31-2	Amended	V. 8, p. 102
91-31-3	Amended	V. 8, p. 102
91-31-3a	New	V. 8, p. 1361
91-31-4a	New	V. 8, p. 1362
91-31-7	Amended	V. 8, p. 103
91-31-11	Revoked	V. 8, p. 1362
91-31-12a	Amended	V. 8, p. 104
91-31-12h	Amended	V. 8, p. 1362
91-31-13	Amended	V. 8, p. 104
91-31-14	New	V. 8, p. 105
91-31-14a	Amended	V. 8, p. 105
91-33-1	Amended	V. 8, p. 105
91-33-3	Amended	V. 8, p. 1363
91-33-5	Amended	V. 8, p. 106
91-33-8	Amended	V. 8, p. 1364
91-33-9	Revoked	V. 8, p. 1364
91-34-1	Amended	V. 8, p. 106
91-34-2	Amended	V. 8, p. 106
91-34-3	Amended	V. 8, p. 107
91-34-6	Revoked	V. 8, p. 1364
91-34-7	Amended	V. 8, p. 1364
91-34-13	Amended	V. 8, p. 1365

**AGENCY 92: DEPARTMENT OF REVENUE**

Reg. No.	Action	Register
92-9-6	Revoked	V. 8, p. 751
92-9-6a	New	V. 8, p. 751
92-56-1 through 92-56-5	New	V. 8, p. 1324, 1325.

**AGENCY 98: KANSAS WATER OFFICE**

Reg. No.	Action	Register
98-6-1 through 98-6-4	New	V. 8, p. 1121, 1122

**AGENCY 99: BOARD OF AGRICULTURE—  
DIVISION OF WEIGHTS AND MEASURES**

Reg. No.	Action	Register
99-25-1	Amended	V. 8, p. 1005
99-25-3	Amended	V. 8, p. 1005
99-31-1	Amended	V. 8, p. 132

**AGENCY 100: BOARD OF HEALING ARTS**

Reg. No.	Action	Register
100-11-1	Amended	V. 8, p. 654
100-11-1	Amended	V. 8, p. 1069
100-38-1	Amended	V. 8, p. 1558
100-49-4	Amended	V. 8, p. 654
100-49-4	Amended	V. 8, p. 1069
100-54-4	Amended	V. 8, p. 1558
100-55-4	Amended	V. 8, p. 1558
100-60-1	Amended	V. 8, p. 1558
100-60-15	New	V. 8, p. 1558

**AGENCY 102: BEHAVIORAL SCIENCES  
REGULATORY BOARD**

Reg. No.	Action	Register
102-1-7	Amended	V. 8, p. 906
102-1-15	Amended	V. 8, p. 906
102-2-1a	Amended	V. 8, p. 204
102-2-3	Amended	V. 8, p. 1470
102-3-1	New	V. 8, p. 1526
102-3-3 through 102-3-13	New	V. 8, p. 1526-1531
102-4-1	New	V. 8, p. 204
102-4-1	New	V. 8, p. 335
102-4-3 through 102-4-11	New	V. 8, p. 205-209
102-4-3 through 102-4-11	New	V. 8, p. 335-339

**AGENCY 105: BOARD OF INDIGENTS'  
DEFENSE SERVICES**

Reg. No.	Action	Register
105-3-2	Amended	V. 8, p. 1366
105-5-6	Amended	V. 8, p. 1366
105-5-7	Amended	V. 8, p. 1367
105-5-8	Amended	V. 8, p. 1367
105-7-5	Amended	V. 8, p. 1367
105-8-4	Amended	V. 8, p. 1367
105-10-1	Amended	V. 8, p. 1070
105-10-1	Amended	V. 8, p. 1367

**AGENCY 109: EMERGENCY MEDICAL  
SERVICES BOARD**

Reg. No.	Action	Register
109-1-1	Amended	V. 8, p. 873
109-2-1	Amended	V. 8, p. 874
109-2-2	Amended	V. 8, p. 874
109-2-4	Amended	V. 8, p. 874
109-2-5 through 109-2-9	Amended	V. 8, p. 874-877
109-2-10	Revoked	V. 8, p. 877
109-2-11	Amended	V. 8, p. 877
109-2-12	Amended	V. 8, p. 878
109-3-1	New	V. 8, p. 879
109-4-1	Amended	V. 8, p. 879
109-4-2	Amended	V. 8, p. 880
109-4-3	Amended	V. 8, p. 880
109-5-1	Amended	V. 8, p. 881
109-5-2	Amended	V. 8, p. 881
109-5-3	Amended	V. 8, p. 881
109-8-1	New	V. 8, p. 882
109-9-1	New	V. 8, p. 882
109-9-2	New	V. 8, p. 882
109-9-4	New	V. 8, p. 882
109-10-1	New	V. 8, p. 883
109-11-1 through 109-11-8	New	V. 8, p. 883-885
109-12-1	New	V. 8, p. 885
109-12-2	New	V. 8, p. 886

**AGENCY 110: DEPARTMENT OF  
COMMERCE**

Reg. No.	Action	Register
110-3-1 through 110-3-11	New	V. 8, p. 28-30

**AGENCY 111: THE KANSAS LOTTERY**

Reg. No.	Action	Register
111-1-2	Amended	V. 7, p. 1190
111-1-5	Amended	V. 8, p. 586
111-2-1	Amended	V. 7, p. 1995
111-2-5	Revoked	V. 8, p. 1085
111-2-6	New	V. 8, p. 134
111-2-7	Amended	V. 8, p. 586
111-2-8	New	V. 8, p. 376
111-2-9	New	V. 8, p. 587
111-2-10	New	V. 8, p. 587
111-2-11	New	V. 8, p. 751
111-2-12	Amended	V. 8, p. 800
111-3-1	Amended	V. 7, p. 1061
111-3-3	Revoked	V. 7, p. 1062
111-3-4	Revoked	V. 7, p. 1062
111-3-7	Revoked	V. 7, p. 1714
111-3-9	Amended	V. 8, p. 1085
111-3-10 through 111-3-31	New	V. 7, p. 201-206
111-3-10	Revoked	V. 7, p. 1062
111-3-11	Amended	V. 8, p. 299
111-3-12	New	V. 8, p. 587
111-3-13	Amended	V. 7, p. 1062
111-3-14	Amended	V. 8, p. 587
111-3-14a	Amended	V. 8, p. 1085
111-3-16	Amended	V. 7, p. 1309
111-3-17	Revoked	V. 7, p. 1714
111-3-19 through 111-3-22	Amended	V. 7, p. 1309, 1310

Reg. No.	Action	Register
111-3-20	Amended	V. 8, p. 1085
111-3-21	Amended	V. 7, p. 1606
111-3-22	Amended	V. 8, p. 1085
111-3-22a	New	V. 8, p. 589
111-3-25	New	V. 7, p. 1310
111-3-27	New	V. 7, p. 1310
111-3-30	Revoked	V. 7, p. 1310
111-3-31	Amended	V. 8, p. 209
111-3-32	New	V. 7, p. 931
111-3-33	New	V. 7, p. 1434
111-4-1	Amended	V. 8, p. 134
111-4-2	Amended	V. 7, p. 1063
111-4-4	Amended	V. 7, p. 1063
111-4-6	Amended	V. 7, p. 1434
111-4-7	Amended	V. 7, p. 1945
111-4-8	Amended	V. 7, p. 1064
111-4-12	Amended	V. 7, p. 1190
111-4-16	Revoked	V. 8, p. 209
111-4-19	Revoked	V. 7, p. 206
111-4-22 through 111-4-40	Revoked	V. 7, p. 206, 207
111-4-41	Revoked	V. 7, p. 1435
111-4-42	Revoked	V. 7, p. 1435
111-4-43	Revoked	V. 7, p. 207
111-4-44	Revoked	V. 7, p. 1435
111-4-46 through 111-4-64	Revoked	V. 7, p. 207
111-4-66 through 111-4-77	New	V. 7, p. 207-209
111-4-66	Amended	V. 8, p. 1086
111-4-67	Amended	V. 8, p. 590
111-4-68	Amended	V. 7, p. 931
111-4-69	Amended	V. 7, p. 931
111-4-70	Amended	V. 8, p. 134
111-4-71	Amended	V. 8, p. 590
111-4-71a	Amended	V. 7, p. 1435
111-4-71b	New	V. 8, p. 333
111-4-72	Amended	V. 8, p. 134
111-4-73	Amended	V. 8, p. 590
111-4-73a	Revoked	V. 8, p. 134
111-4-74	Amended	V. 7, p. 931
111-4-75	Amended	V. 8, p. 752
111-4-77a	Amended	V. 8, p. 590
111-4-77b	New	V. 8, p. 590
111-4-78 through 111-4-82	Revoked	V. 8, p. 13
111-4-82a	Revoked	V. 8, p. 13
111-4-83 through 111-4-87	Revoked	V. 8, p. 13
111-4-88 through 111-4-91	Revoked	V. 8, p. 210
111-4-92 through 111-4-95	Revoked	V. 8, p. 299
111-4-96 through 111-4-114	New	V. 7, p. 1606-1610
111-4-99a	New	V. 7, p. 1807
111-4-99b	New	V. 7, p. 1807
111-4-100	Amended	V. 8, p. 1396
111-4-101	Amended	V. 8, p. 1328
111-4-102	Amended	V. 8, p. 1396
111-4-104	Amended	V. 8, p. 1396
111-4-105	Amended	V. 8, p. 1396
111-4-107	Amended	V. 8, p. 1397
111-4-115 through 111-4-118	New	V. 7, p. 1946, 1947
111-4-118a	New	V. 8, p. 13
111-4-119 through 111-4-125	New	V. 8, p. 135, 186
111-4-126 through 111-4-129	New	V. 8, p. 376, 377

111-4-130 through		
111-4-137	New	V. 8, p. 591, 592
111-4-137	Amended	V. 8, p. 1086
111-4-138 through		
111-4-152	New	V. 8, p. 654-656
111-4-153 through		
111-4-160	New	V. 8, p. 970, 971
111-4-160	Amended	V. 8, p. 1329
111-4-161 through		
111-4-176	New	V. 8, p. 936-938
111-4-177 through		
111-4-180	New	V. 8, p. 1086, 1087
111-4-181 through		
111-4-184	New	V. 8, p. 1329
111-4-185 through		
111-4-196	New	V. 8, p. 1518-1520
111-5-1 through		
111-5-23	New	V. 7, p. 209-213
111-5-9 through		
111-5-15	Amended	V. 8, p. 210, 211
111-5-17	Amended	V. 8, p. 211
111-5-19	Amended	V. 8, p. 212
111-5-20	Revoked	V. 8, p. 212
111-5-21	Amended	V. 8, p. 1330
111-6-1 through		
111-6-15	New	V. 7, p. 213-217
111-6-1	Amended	V. 8, p. 212
111-6-12	Amended	V. 8, p. 212
111-6-13	Amended	V. 8, p. 299
111-6-16	Revoked	V. 8, p. 212
111-6-17	New	V. 7, p. 1191
111-7-1 through		
111-7-10	New	V. 7, p. 1192, 1193
111-7-1	Amended	V. 8, p. 212
111-7-4	Amended	V. 7, p. 1610
111-7-5	Amended	V. 7, p. 1610
111-7-11	New	V. 7, p. 1224
111-7-12 through		
111-7-32	New	V. 7, p. 1194-1196
111-7-12 through		
111-7-27	Revoked	V. 7, p. 1436, 1437
111-7-28	Amended	V. 8, p. 1330
111-7-32a	Revoked	V. 8, p. 1330
111-7-32b	Revoked	V. 8, p. 1330
111-7-33 through		
111-7-43	New	V. 7, p. 1197, 1198
111-7-33	Revoked	V. 7, p. 1437
111-7-33a	New	V. 8, p. 300
111-7-34a	Revoked	V. 8, p. 1330
111-7-37a	Revoked	V. 8, p. 1330
111-7-43	Revoked	V. 8, p. 212
111-8-1	New	V. 7, p. 1633
111-8-2	New	V. 7, p. 1633
111-8-3	Amended	V. 8, p. 752
111-8-4	New	V. 7, p. 1714
111-8-4a	New	V. 7, p. 1995
111-8-5 through		
111-8-13	New	V. 7, p. 1634
111-9-1 through		
111-9-12	New	V. 7, p. 1714-1716

111-9-13 through		
111-9-18	New	V. 8, p. 300, 301
111-10-1 through		
111-10-9	New	V. 8, p. 136-138
111-10-7	Amended	V. 8, p. 301

AGENCY 112: KANSAS RACING COMMISSION

Reg. No.	Action	Register
112-4-1 through		
112-4-14	New	V. 8, p. 255-257
112-4-1	Amended	V. 8, p. 1244
112-4-1	Amended	V. 8, p. 1288
112-4-3	Amended	V. 8, p. 1245
112-4-3	Amended	V. 8, p. 1288
112-4-4	Amended	V. 8, p. 1245
112-4-4	Amended	V. 8, p. 1288
112-4-5	Amended	V. 8, p. 1246
112-4-5	Amended	V. 8, p. 1288
112-4-8	Amended	V. 8, p. 1246
112-4-8	Amended	V. 8, p. 1288
112-4-10	Amended	V. 8, p. 1246
112-4-10	Amended	V. 8, p. 1288
112-4-11	Amended	V. 8, p. 1246
112-4-11	Amended	V. 8, p. 1289
112-4-14a	New	V. 8, p. 1214
112-4-14a	New	V. 8, p. 1289
112-4-15	New	V. 8, p. 724
112-4-16	New	V. 8, p. 258
112-4-17	New	V. 8, p. 258
112-4-18	New	V. 8, p. 258
112-4-19	Amended	V. 8, p. 1214
112-4-19	Amended	V. 8, p. 1289
112-4-20	Amended	V. 8, p. 1246
112-4-20	Amended	V. 8, p. 1289
112-4-22	Amended	V. 8, p. 1246
112-4-22	Amended	V. 8, p. 1289
112-5-1 through		
112-5-9	New	V. 8, p. 258-260
112-6-1 through		
112-6-8	New	V. 8, p. 261-263
112-7-2 through		
112-7-22	New	V. 8, p. 593, 594
112-7-2		
112-7-22 through		
112-7-22	New	V. 8, p. 641-648
112-8-2 through		
112-8-12	New	V. 8, p. 263-267
112-8-3	New	V. 8, p. 596
112-8-3	New	V. 8, p. 725
112-8-9	New	V. 8, p. 596
112-8-9	New	V. 8, p. 725
112-9-2 through		
112-9-38	New	V. 8, p. 726-737
112-9-39 through		
112-9-41	New	V. 8, p. 1214-1216
112-9-39 through		
112-9-41	New	V. 8, p. 1289
112-10-2 through		
112-10-12	New	V. 8, p. 598
112-10-2 through		
112-10-12	New	V. 8, p. 737-740

112-10-32 through		
112-10-37	New	V. 8, p. 1246-1248
112-10-32 through		
112-10-37	Amended	V. 8, p. 1289
112-11-1 through		
112-11-19	New	V. 8, p. 594, 595
112-11-1 through		
112-11-19	New	V. 8, p. 648-653
112-11-20	New	V. 8, p. 904
112-11-21	New	V. 8, p. 595
112-11-21	New	V. 8, p. 653
112-12-2 through		
112-12-13	New	V. 8, p. 1007
112-12-2 through		
112-12-13	New	V. 8, p. 1123-1126
112-13-2	New	V. 8, p. 596
112-13-2	New	V. 8, p. 267
112-13-3	New	V. 8, p. 598
112-13-3	New	V. 8, p. 740
112-14-2 through		
112-14-10	New	V. 8, p. 1162-1164
112-14-2 through		
112-14-10	New	V. 8, p. 1184, 1185

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-2-1	New	V. 8, p. 1520
115-3-1	New	V. 8, p. 1160
115-3-1	New	V. 8, p. 1185
115-3-2	New	V. 8, p. 1160
115-3-2	New	V. 8, p. 1185
115-4-8	New	V. 8, p. 1356
115-4-8	New	V. 8, p. 1477
115-4-10	New	V. 8, p. 1357
115-4-10	New	V. 8, p. 1477
115-8-1	New	V. 8, p. 1521
115-8-3	New	V. 8, p. 1161
115-8-4 through		
115-8-16	New	V. 8, p. 1521-1523
115-8-18	New	V. 8, p. 1523
115-8-20	New	V. 8, p. 1523
115-9-5	New	V. 8, p. 1524
115-9-6	New	V. 8, p. 1161
115-9-6	New	V. 8, p. 1185
115-11-1	New	V. 8, p. 1524
115-11-2	New	V. 8, p. 1524
115-15-1	New	V. 8, p. 1357
115-15-2	New	V. 8, p. 1357
115-15-3	New	V. 8, p. 1358
115-18-1 through		
115-18-5	New	V. 8, p. 1359, 1360
115-18-7	New	V. 8, p. 1361
115-30-1	New	V. 8, p. 1361

AGENCY 116: STATE FAIR BOARD

Reg. No.	Action	Register
116-1-1	New	V. 8, p. 1191
116-1-1	New	V. 8, p. 1326
116-1-2	New	V. 8, p. 1191
116-1-2	New	V. 8, p. 1326
116-2-1	New	V. 8, p. 1191
116-2-1	New	V. 8, p. 1326

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