

KANSAS REGISTER

State of Kansas

BILL GRAVES
Secretary of State

Vol. 9, No. 20

May 17, 1990

Pages 715-760

IN THIS ISSUE . . .

	Page
State Banking Board	
Notice of Meeting	717
Executive Appointments	717
Kansas Agricultural Value-Added Processing Center	
Notice of Leadership Council Meeting	717
Department of Health and Environment	
Notices Concerning Proposed Permit Action	717, 718
Notices Concerning Kansas Water Pollution Control Permits	718, 719
Kansas Inc.	
Notice of Meeting	718
Kansas Arts Commission	
Notice of Folk Arts Task Force Meeting	719
Department of Administration	
Notice of Commencement of Negotiations for Technical Services	719
Kansas Water Office	
Notice of Hearings	720
Attorney General	
Opinions No. 90-53 through 90-56	720
University of Kansas	
Notice to Bidders	721
Wildlife and Parks Commission	
Notice of Meeting	721
Legislative Bills Introduced May 3-5	721
Wichita State University	
Notice to Bidders	722
Notice to Bidders for State Purchases	722
Secretary of State	
Notice of Corporations Forfeited	724
Notice of Bond Redemption	
City of Ottawa	727
Kansas Planning Council on Developmental Disabilities Services	
Notice of Availability of Grant Funds	727
Temporary Administrative Regulations	
The Kansas Lottery	728
State Corporation Commission	
Notice of Motor Carrier Hearings	729

(continued)

State Employees Health Care Commission	
Notice of Commencement of Negotiations for a State Health Care Benefits Program	732
Notice of Bond Sale	
City of Roeland Park	732
City of Mulvane	733
New State Laws	
Senate Bill 554, relating to underground petroleum storage tanks.....	733
Substitute for House Bill 2605, concerning architectural services for capital improvement projects for state agencies.....	737
Senate Bill 785, concerning municipal bonds or obligations; relating to interest rates	738
Senate Bill 801, relating to the Information Network of Kansas, Inc.....	738
Senate Bill 428, amending the Kansas parimutuel racing act	739
Senate Bill 508, concerning school districts; relating to the financing thereof.....	740
Senate Bill 751, concerning compensation of certain district court personnel.....	743
Senate Bill 786, concerning certain hearings of the Department of Insurance and assessment of administrative costs thereof.....	743
Senate Bill 427, concerning housing and housing related programs	743
Senate Bill 740, relating to the Kansas Department of Wildlife and Parks	744
Senate Bill 772, concerning civil procedure; relating to garnishment.....	744
House Bill 3116, relating to motor vehicles; providing for a harvest permit.....	747
Senate Bill 607, concerning community colleges	748
House Bill 3118, concerning schedule IV controlled substances	753
House Bill 2714, concerning alcoholic beverages.....	753
Index to Administrative Regulations	754

The *Kansas Register* (ISSN No. 0744-2254) is an official publication of the State of Kansas, published by authority of K.S.A. 75-430. The *Kansas Register* is published weekly by the Kansas Secretary of State, State Capitol, Topeka, KS 66612-1594. One-year subscriptions are \$60 (Kansas residents must include \$3.15 state and local sales tax). Single copies may be purchased, if available, for \$2 each. Second class postage paid at Topeka, KS.

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

© Kansas Secretary of State 1990. Reproduction of this publication in its entirety or for commercial purposes is prohibited without prior permission. Official enactments of the Kansas Legislature and proposed and adopted administrative regulations of state agencies may be reproduced in any form without permission.

PUBLISHED BY
Bill Graves
Secretary of State
2nd Floor, State Capitol
Topeka, KS 66612-1594
(913) 296-2236



Register Office:
235-N, State Capitol
(913) 296-3489

State of Kansas

State Banking Board

Notice of Meeting

The State Banking Board will meet at 9:30 a.m. Monday, June 18, in the conference room of the State Banking Department, Suite 300, 700 S.W. Jackson, Topeka. The board reviews matters relating to its supervisory authority set forth in K.S.A. 9-1801 *et seq.*

W. Newton Male
State Bank Commissioner

Doc. No. 009225

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 April 16-30:

District Judge, 1st Judicial District,
Division No. 1

Patrick J. Reardon, 118 Spruce St., Leavenworth 66048. Term expires when a successor is elected and qualifies according to law. Succeeds Kenneth Harmon.

State Building Advisory Commission

Darrel M. Webb, 2608 S. Fern, Wichita 67217. Term expires April 30, 1994. Succeeds Morris Eastland.

Credit Union Council

Carol Ann Malecki, 6718 S.W. 28th, Topeka 66614. Subject to Senate confirmation. Term expires June 11, 1991. Succeeds Sue Shelby.

State Highway Advisory Commission

Richard E. Cooper, Box 11, 1616 W. Maple, Columbus 66725. Term expires April 30, 1994. Succeeds C. P. Berryman.

State Board of Pharmacy

Kathleen Mahanna, 1341 Sheridan, Box 288, Hoxie 66750. Term expires April 30, 1993. Reappointment.

Barbara Renick, 724 Center, Garden City 67846. Term expires April 30, 1993. Reappointment.

Bill Graves
Secretary of State

State of Kansas

Kansas Agricultural Value-Added Processing Center

Notice of Leadership Council Meeting

The Leadership Council of the Kansas Agricultural Value-Added Processing Center (KVAC) will meet from 9 a.m. to 3 p.m. Friday, May 18, at the Manhattan Country Club, 1531 N. 10th, Manhattan. For further information, contact Richard R. Hahn at (913) 532-7033.

Richard R. Hahn
Director

Doc. No. 009232

State of Kansas

Department of Health and Environment

Notice Concerning Proposed Permit Action

The Secretary of the Kansas Department of Health and Environment is proposing to issue a permit in accordance with K.A.R. 28-19-14 (permits required) to Jabaka, Inc., Oxford, to install and operate an asphalt concrete mixing plant at Section 6, T32S, R3E, Cowley County.

Written materials, including the permit application and information relating to the application submitted by Jabaka, draft permit, permit summary and analysis of KDHE describing the basis for the proposed permit, are available for public inspection during normal business hours through June 15 by contacting Lynn Ranabargar, KDHE, 1500 W. 7th, Chanute 66720, (316) 431-2390. Questions concerning this material should be directed to L. C. Hinthier, KDHE, Forbes Field, Topeka, (913) 296-1576.

K.S.A. 65-3008 provides that any person affected by the issuance of a permit can request a public hearing prior to issuance of the permit. The request for hearing must be in writing and addressed to the secretary. If the secretary determines there is sufficient reason in the request, a public hearing will be conducted—the place, date and time of the hearing will be announced in this publication. A request for hearing or written comments on the proposed permit must be submitted to the Secretary, Kansas Department of Health and Environment, Landon State Office Building, 900 S.W. Jackson, Topeka 66612, before June 15.

Stanley C. Grant
Secretary of Health and Environment

Doc. No. 009226

State of Kansas

Kansas Inc.

Notice of Meeting

The Kansas Inc. board will meet from 9 a.m. to noon Thursday, May 24, in the Kansas Inc. conference room, Suite 113, Capitol Tower, 400 S.W. 8th, Topeka. The meeting is open to the public.

Charles R. Warren
President

Doc. No. 009230

State of Kansas

Department of Health
and EnvironmentNotice Concerning Kansas
Water Pollution Control Permit

In accordance with state regulations 28-16-57 through 63 and 28-18-1 through 4, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, a tentative permit has been prepared for the water pollution abatement facilities for the feedlot described below. The tentative determinations for permit content are based on preliminary staff review, applying the appropriate standards and regulations of the state of Kansas and the EPA. The permit requires control of any existing or potential discharges to achieve the goal of "no discharge" whenever possible. The permit, upon issuance, will constitute a state water pollution control and national pollutant discharge elimination system permit.

Name and Address of Applicant	Legal Description	Receiving Water
Bainter Construction Co., Inc. % Wesley Bainter P.O. Box 705 Hoxie, KS 67740	SW 1/4 Section 18, Township 6S, Range 27W, Sheridan County, Kansas	Solomon River Basin

Federal Permit No. KS-0086851 Federal Permit No. A-SOSD-L001

The feedlot has capacity for approximately 1,200 sheep with expansion planned for an additional 23,800 sheep and a contributing drainage area of approximately 35 acres. This is an expansion of an existing facility.

Runoff Control Facilities: Feedlot runoff is impounded for subsequent disposal upon agricultural land. Storage capabilities are provided in excess of 14 acre-feet.

Compliance Schedule:

- All extraneous flow is to be diverted around retention structures No. 2 and 3 via an extended spillway from structure No. 1 prior to expansion from the existing 1,200 head to 10,000 head.
- Development of confinement pens on the north slope of the complex for the remaining 15,000 head shall proceed only after final approval of the site and waste control plans by the Kansas Department of Health and Environment.

Written comments on the proposed NPDES permit may be submitted to Angela Buie, Kansas Department of Health and Environment, Bureau of Environmental Quality, Forbes Field, Building 740, Topeka. All comments received prior to June 16 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate application number (KS-AG-90-35) and name of applicant as listed when preparing comments.

If no objections are received, the Secretary of Health and Environment will issue the final determinations within 30 days of this notice. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61.

The application, proposed permit, special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 740, Forbes Field, Topeka, from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the address above.

Stanley C. Grant
Secretary of Health
and Environment

Doc. No. 009242

State of Kansas

Department of Health
and EnvironmentNotice Concerning Proposed
Permit Action

The Secretary of the Kansas Department of Health and Environment is proposing to issue a permit in accordance with K.A.R. 28-19-14 (permits required) to Belco Materials, Inc., Nowata, Oklahoma, to install and operate an asphalt concrete mixing plant at Section 18, T34S, R12E, Chautauqua County.

Written materials, including the permit application and information relating to the application submitted by Belco, draft permit, permit summary and analysis of KDHE describing the basis for the proposed permit, are available for public inspection during normal business hours through June 15 by contacting Lynn Ranabargar, KDHE, 1500 W. 7th, Chanute 66720, (316) 431-2390. Questions concerning this material should be directed to L. C. Hinthner, KDHE, Forbes Field, Topeka, (913) 296-1576.

K.S.A. 65-3008 provides that any person affected by the issuance of a permit can request a public hearing prior to issuance of the permit. The request for hearing must be in writing and addressed to the secretary. If the secretary determines there is sufficient reason in the request, a public hearing will be conducted—the place, date and time of the hearing will be announced in this publication. A request for hearing or written comments on the proposed permit must be submitted to the Secretary, Kansas Department of Health and Environment, Landon State Office Building, 900 S.W. Jackson, Topeka 66612, before June 15.

Stanley C. Grant
Secretary of Health
and Environment

Doc. No. 009228

State of Kansas

Department of Health
and EnvironmentNotice Concerning Kansas
Water Pollution Control Permit

In accordance with state regulations 28-16-57 through 28-16-63 and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, a tentative permit has been prepared for discharges to the waters of the United States and the state of Kansas for the applicant described below. The tentative determinations for permit content are based on preliminary limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization to discharge subject to certain effluent limitations and special conditions.

Name and Address of Applicant	Waterway	Type of Discharge
Kansas Pipeline Company 520 College Oaks A 11880 College Blvd. Overland Park, KS 66210 Franklin County, Kansas	Marais des Cygnes River Marais des Cygnes River Basin	Hydrostatic test discharge

Kansas Permit No. I-MC31-P005 Federal Permit No. KS-0086843
Description of Facility: Water is discharged to the Marais des Cygnes River after it is used to hydrostatically test an existing natural gas pipeline. This is a new permit. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Written comments on the proposed determinations may be submitted to Bethel Spotts, Permit Clerk, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Topeka, 66620. All comments received prior to June 15 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate application number (KS-90-28) and name of applicant as listed when preparing comments.

If no objections are received, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61.

The application, proposed permit, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Division of Environment offices from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Stanley C. Grant
Secretary of Health
and Environment

Doc. No. 009243

State of Kansas

Kansas Arts Commission

Notice of Folk Arts Task Force Meeting

The Folk Arts Task Force of the Kansas Arts Commission will meet from 10:30 a.m. to 3:30 p.m. Wednesday, May 23, in the Phi Kappa Phi Room of the Student Union at Emporia State University, 1200 Commercial, Emporia.

The purpose of the task force is to analyze the needs of Kansas folk artists and to propose ways in which the state arts agency can affect those needs through programs, services and funding.

This is one of several task forces established by the commission to continue in-depth research and the assessment of needs in several key areas identified during the commission's long-range planning process.

Meetings of the Kansas Arts Commission, a state agency, and of its advisory panels and task forces are open to public observation.

Requests for information about this or other programs may be directed to the Kansas Arts Commission, Jayhawk Tower, 700 Jackson, Suite 1004, Topeka 66603-3714, (913) 296-3335.

Dorothy L. Ilgen
Executive Director

Doc. No. 009247

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 technical services to review the staining, corrosion and discoloration of the copper dome on the State Capitol in Topeka.

Services will include the preparation of a report detailing the current condition of the dome and proposals to correct the existing problems. A cost estimate of proposed repairs shall also be provided. Future services may include the preparation of plans and specifications for the actual repair of the dome and construction administration services during the repairs.

Expressions of interest and requests for further information should be directed to Barry Greis, Assistant Director, Division of Facilities Management, Room 852-S, Landon State Office Building, Topeka 66612, (913) 296-1318, on or before June 1.

Ann K. Colgan
Director, Division of
Facilities Management

Doc. No. 009244

State of Kansas

Kansas Water Office

Notice of Hearings

The Kansas Water Office has scheduled two public hearings to hear comments on the fiscal year 1992 Working Draft Kansas Water Plan. The hearing schedule is as follows:

7:30 p.m. Tuesday, June 5, Fort Hays Experiment Station Auditorium, Hays

1 p.m. Wednesday, June 6, State Capitol, Old Supreme Court Chamber (Room 313-S), Topeka

Written comments are invited and encouraged. Those attending the hearings may present their comments in writing or orally.

An executive summary of the FY 1992 Working Draft Kansas Water Plan has been sent to individuals and organizations currently on the Kansas Water Authority mailing list. A copy of the plan summary or further information may be obtained by contacting the Kansas Water Office, 109 S.W. 9th, Topeka 66612-1215, (913) 296-3185.

Joseph F. Harkins
Director

Doc. No. 009239

State of Kansas

Attorney General

Opinion No. 90-53

Taxation—Property Valuation, Equalizing Assessments, Appraisers and Assessment of Property—Notification of Taxpayer of Change in Classification or Appraised Valuation of Property; Physical Inspection Required in Tax Year 1990; Drive-by Inspections. Representative Dale M. Sprague, 73rd District, McPherson; Senator B. D. Kanan, 5th District, Kansas City, May 1, 1990.

The term "physical inspection" as used in 1990 Senate Bill No. 332 connotes something more than a mere perfunctory glance at the property before an appraiser may increase its valuation in 1990. Exactly what is required may depend on the circumstances, but generally we believe the appraiser must review the records compiled in 1989 for that property, compare those records to what the appraiser sees during the visit and determine whether the value assigned to the property appears to reflect the actual value of the property. In some cases the appraiser may be able to do this by merely viewing the property. In other circumstances the appraiser may need to take measurements, etc. A "drive-by" inspection, if it does not involve the above-mentioned procedures, would not, in our opinion, be sufficient to constitute a "physical inspection" as required in section five of 1990 Senate Bill No. 332. Cited herein: K.S.A. 77-201; 1990 Senate Bill No. 332; 1990 Senate Bill No. 467. JLM

Opinion No. 90-54

State Boards, Commissions and Authorities—Crime Victims Compensation Board—Victim of Crime; Notification of Public Hearing; Juvenile Offenders Aged 16 and Over.

Minors—Kansas Juvenile Offenders Code—Confidentiality of Proceedings. Paul J. Morrison, Johnson County District Attorney, Olathe, May 2, 1990.

Victims of crimes shall be notified of public hearings where the accused or convicted person has the right to appear and be heard. Juvenile proceedings are not deemed or held to impart a criminal act on the part of any juvenile, but open court proceedings are included in the definition of a public hearing of which victims shall be notified. Juvenile proceedings are court proceedings and adjudicatory proceedings in juvenile offender cases where the juvenile was over 16 years of age at the time are open to the public. Thus, K.S.A. 74-7335 shall be utilized by the district or county attorney in notifying victims of adjudicatory proceedings in juvenile offender cases where the juvenile was over 16 years of age at the time of the alleged offense. Cited herein: K.S.A. 38-1601; 38-1652; K.S.A. 1989 Supp. 74-7335. EAVP

Opinion No. 90-55

Counties and County Officers—County Attorney—Duties; Representation of Improvement District; Enforcement of Resolutions.

Counties and County Officers—Public Improvements; Improvement and Service Districts; Improvement Districts—Enforcement of Resolutions Adopted by Improvement Districts. Keith Collett, Marion County Attorney, Marion, May 2, 1990.

K.S.A. 19-2766a provides that prosecution of violations of improvement district resolutions "shall be conducted in the manner provided by law for prosecution of misdemeanor violations of state law." Such misdemeanor violations are prosecuted by the county or district attorney. Therefore, it is our opinion that a county attorney has the authority and duty to prosecute violations of improvement district resolutions. However, such a duty remains subject to the principle of prosecutorial discretion. Cited herein: K.S.A. 2-1219; 8-286; K.S.A. 1989 Supp. 9-2014; K.S.A. 12-403; 19-214; 19-618; 19-701; 19-702; 19-703; 19-2688; 19-2753; 19-2765; 19-2766a; 19-2766b; 21-1803; 21-3105; 22-2104; 22-2519; 22-3902; 22a-104; 23-462; 24-120; K.S.A. 1989 Supp. 25-308; K.S.A. 31-105a; and 75-108. TMN

Opinion No. 90-56

Taxation—Property Exempt From Taxation—Property Used Exclusively by the State; Filing for Exemption. Harland E. Priddle, Secretary, Kansas Department of Commerce, Topeka, May 2, 1990.

State agencies are not exempted from the filing requirement of K.S.A. 79-213. Initial requests for property tax exemption for property used exclusively by the state must be processed according to the provisions of K.S.A. 79-213. Cited herein: K.S.A. 79-201a; 79-210; 79-213; L. 1984, ch. 349, § 1. JLM

Robert T. Stephan
Attorney General

Doc. No. 009237

State of Kansas

University of Kansas

Notice to Bidders

Sealed bids for items listed below will be received by the University of Kansas Purchasing Office, Lawrence, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (913) 864-3416 for additional information.

Wednesday, May 30, 1990

RFQ 90 1229

300 MHz nuclear magnetic resonance spectrometer system

RFQ 90 1234

Table-top ultracentrifuge and accessories

Gene Puckett, L.C.P.M.
Director of Purchasing

Doc. No. 009235

State of Kansas

Wildlife and Parks Commission

Notice of Meeting

The Wildlife and Parks Commission will meet at 1:30 p.m. Thursday, May 24, in the Derrick Room at the Holiday Park Motel, 3030 S. Santa Fe, Chanute. A workshop will be conducted on regulatory efforts scheduled for action by the commission in July and August.

The workshop items will include dark geese permit fees; big game regulations for S.B. 595 implementation; land owner tenant requirements, fees and charges; early migrant bird framework; upland bird presentation and report; water event permits; boating regulations; and field trials and commercial training of dogs. Also on the agenda will be a review of recently passed legislation.

The meeting will continue at 7 p.m. for a public hearing on regulations as previously announced. The commission will reconvene at 9:30 a.m. May 25 at the same location for continuance of the hearing and the public meeting as necessary.

Ronald Hopkins
Chairman

Doc. No. 009238

State of Kansas

Legislature

Legislative Bills Introduced

The following numbers and titles of bills and resolutions have been recently introduced in the 1990 Kansas Legislature.

Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N, State Capitol, Topeka 66612, (913) 296-4096.

Bills introduced May 3-5:

House Bills

HB 3122, by Committee on Appropriations: An act concerning a

certain claim against the state; making appropriations, authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain disbursements, procedures and acts incidental to the foregoing.

HB 3123, by Committee on Appropriations: An act concerning the secretary of health and environment; relating to factors to be considered by the secretary prior to issuance or renewal of certain permits or licenses.

Senate Bills

SB 807, by Committee on Federal and State Affairs: An act providing means to increase revenue producing state tax sources for distribution to unified school districts to reduce their reliance on revenue produced from the levy of property taxes; amending K.S.A. 79-3603, 79-3606, 79-3620, 79-3703 and 79-3710 and repealing the existing sections.

SB 808, by Committee on Ways and Means: An act concerning taxation; increasing the rate of taxation imposed upon cigarettes and tobacco products; relating to the time of payment of certain state imposed taxes; amending K.S.A. 79-3298, 79-3310, 79-3310b, 79-3311, 79-3312, 79-3371, 79-3372, 79-3378, 79-3387, 79-4103, 79-41a03 and 79-4220 and repealing the existing sections.

House Concurrent Resolutions

HCR 5068, by Representative Braden: A concurrent resolution relating to the 1990 regular session of the legislature; and providing for adjournment thereof.

House Resolutions

HR 6165, by Representative Freeman: A resolution protesting acquisition of land in Chase, Marion and Morris counties for expansion of the Fort Riley Military Reservation.

HR 6166, by Representative Heinemann: A resolution making specific exceptions to the limitations prescribed by subsection (K) of Joint Rule 4 of the house of representatives and senate.

HR 6167, by Representative Heinemann: A resolution in memory of Harry A. Sprague.

HR 6168, by Representative Crowell: A resolution congratulating and commending Hugh and Mary Roysse on their 60th wedding anniversary.

HR 6169, by Representative Crowell: A resolution commending the life of Prudence Crandall and her contributions to this nation and to Kansas.

HR 6170, by Representative Crowell: A resolution congratulating and commending Anna Atkinson on her 105th birthday.

HR 6171, by Representatives Braden and Barkis: A resolution commending Steven John Davies for his exemplary career in Corrections and his service to the State of Kansas.

HR 6172, by Representative R. H. Miller: A resolution commending Jim Braden for his dedicated and distinguished service to the State of Kansas.

Senate Resolutions

SR 1883, by Senator Allen: A resolution congratulating and commending Ottawa University on its 125th Anniversary.

SR 1884, by Senator Parrish: A resolution congratulating and commending the Seaman High School Show Choir for being selected to perform at the National School Board Association annual convention.

SR 1885, by Senator F. Kerr: A resolution making specific exception to the limitations prescribed by subsection (k) of Joint Rule 4 of the house of representatives and senate.

SR 1886, by Senators Oleen and Montgomery: A resolution congratulating and commending Northview Elementary School for being selected to appear in a national television documentary production.

SR 1887, by Senator Reilly: A resolution commending Steven J. Davies for his service to the State of Kansas.

SR 1888, by Senators Oleen and Montgomery: A resolution congratulating and commending Harold Deever on his induction into the Kansas State High School Activities Hall of Fame.

Doc. No. 009229

State of Kansas

Wichita State University

Notice to Bidders

Sealed bids for the following will be received by The Wichita State University, Office of Purchasing, 1845 N. Fairmount, Campus Box 12, Morrison Hall, Room 021, Wichita 67208-1595, until 2 p.m. C.D.T. on the date indicated and then will be publicly opened. Interested bidders may call (316) 689-3080 for additional information.

Wednesday, May 30, 1990

#010451-B

Electronic test equipment

#010445-B

Cargo van

#010465-H

CNC milling machine

Gary D. Link
Director of Purchasing

Doc. No. 009233

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.D.T. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

Tuesday, May 29, 1990

A-6185(a)

Pittsburg State University—Chandler Hall roof replacement

26620

University of Kansas Medical Center—Liquid oxygen

27197

Wichita State University—Repair of microscopes

27708

Department of Human Resources—Accounting consulting services

28247

Wichita State University—Energy management control system equipment

83776

Pittsburg State University—Work station

83777

Department of Education—Laptop computers

83778

Kansas State Penitentiary and Kansas Correctional Institute at Lansing—Floor tile

83779

Kansas Public Employees Retirement System—Plain paper photo copier

83787

State Corporation Commission—Drill rigs, Dodge City and Chanute

83788

University of Kansas—Lab centrifuge

83789

Department of Administration, Division of Information Systems and Communications—Sale of telecommunications equipment

83790

Kansas State University—Bakery research oven

83794

Kansas State University—Lawn equipment

83795

Kansas State University—Video camera/recorders

83881

University of Kansas—Paper, printing, and binding

83888

Department of Health and Environment—Furnish all labor and materials for excavation and capping of open shaft in Galena

Wednesday, May 30, 1990

27474

University of Kansas Medical Center—July (1990) meat products

27524

University of Kansas—July (1990) meat products

27666

Department of Transportation—Bituminous plant mix (I-35 repairs)

83799

Kansas State University—Grain

83800

Kansas State Penitentiary—Billiard tables

83801

Kansas State University—Mobile aerial platform

83810

Kansas State University—Screen printing equipment

83812

University of Kansas—General information catalog

Thursday, May 31, 1990

A-6147

Kansas State Historical Society—Revise ventilation system and install fume hood, Kansas Museum of History

A-6395

University of Kansas Medical Center—Asbestos abatement, various locations

27516

Statewide—July (1990) meat products

83820

Kansas State University—Tractor, Colby

83821

University of Kansas—Carpet

83840

Kansas State University—Video production

83841

University of Kansas—Grand piano

83844

University of Kansas—Color workstation

83851

Department of Administration, Division of Information Systems and Communications—Mainframe operations software

83854
University of Kansas—Window blinds

83856
University of Kansas—Playground equipment

83857
University of Kansas Medical Center—Furnish and install automatic doors

Friday, June 1, 1990

26035
University of Kansas—IBM electric typewriter maintenance

27152
Department of Administration, Division of Architectural Services and other state agencies—Blueprinting service

27518
Statewide—Canned goods

27642
Kansas State University—Electric and electronic typewriter maintenance

83862
Kansas State University—Lab centrifuge

83863
University of Kansas—Laboratory furniture

83864
University of Kansas—Measuring/testing equipment

83865
Kansas State University—Spectropolarimeter

83866
Kansas State University—Lab texture analyzer

83867
Kansas State University—Video gastroscope

83868
Kansas State Penitentiary—Tractor/mower/blade

83869
Ellsworth Correctional Facility—Ceiling tile grid and accessories

83871
Kansas State University—Grain tester

83883
Department of Wildlife and Parks—Gill nets, trap nets, seines and miscellaneous netting materials

83884
Winfield Correctional Facility—Mini blinds

83885
Department of Transportation—Overhead doors, Norton

83887
Kansas State University—Truckster

Monday, June 4, 1990

83796
University of Kansas—Upgrade for department VAX system

83852
Department of Administration, Division of Information Systems and Communications—IBM Mainframe DASD

Tuesday, June 5, 1990

83797
Kansas State University—Workstation

83839
Department of Education—Relational database for LAN

83798
University of Kansas—Workstations with AI boards and tape drive

83842
Department of Education—Database server for LAN

Thursday, June 7, 1990

27421
University of Kansas Medical Center and statewide—Miscellaneous hospital supplies (Class 09)

83811
Kansas Public Employees Retirement System—IBM 3480 tape or equivalent for AS/400 system

83853
Department of Administration, Division of Information Systems and Communications—Mainframe operations software

83870
Department of Health and Environment—System development for AS/400 system

Friday, June 22, 1990

28246
University of Kansas—Individual professional liability insurance

Wednesday, June 27, 1990

28034
Department of Administration, Central Motor Pool—Automobile physical damage insurance

Friday, June 29, 1990

28021
Department of Transportation—Aircraft insurance

28033
University of Kansas Medical Center—Aircraft insurance

Request for Proposals

Monday, June 4, 1990

28248
University of Kansas—Filming services

Tuesday, June 5, 1990

83892
Geographic information systems consulting for the Kansas Water Office

Wednesday, June 6, 1990

83891
Mainframe systems development for Central Motor Pool of the Department of Administration

Nicholas B. Roach
Director of Purchases

Doc. No. 009240

State of Kansas

Secretary of State

Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations to do business in the state of Kansas were forfeited April 16, 1990, for failure to file an annual report and pay the annual franchise tax as required by the Kansas general corporation code.

Domestic Corporations

Admax, Inc. (A Close Corporation), Wichita, KS.
 AEM, Inc., Overland Park, KS.
 Aftermarket Concepts, Inc., Overland Park, KS.
 Alter Construction Co., Inc., Wichita, KS.
 Ambulatory Services of Mid-America, Inc., Macon, GA.
 Ameraco Topeka, Inc., Wichita, KS.
 Applied Rehabilitation Concepts, Inc., Topeka, KS.
 Arnholz, Inc., Wichita, KS.
 Arpeda Corporation, Silver Lake, KS.
 Arrowsmiths, Inc., Overland Park, KS.
 A to Z Rental & Sales Center, Inc., Topeka, KS.
 Autry Estates, Inc. (A Close Corp.), Humboldt, KS.
 B & B Handyman, Inc., Hillsboro, KS.
 B and G Leasing, Inc., Kansas City, MO.
 B.T.R. Construction, Inc., Kansas City, KS.
 Banbury Auction & Real Estate, Inc., Pratt, KS.
 Basin, Inc., Garden City, KS.
 Bassett Mfg., Inc., Valley Center, KS.
 Better Cities, Inc., Kansas City, MO.
 Blue Chip Data, Inc., Shawnee Mission, KS.
 Bolton Oil Co., Burlington, KS.
 The Breakthrough Foundation, San Francisco, CA.
 Brooks Housemoving, Inc., Pittsburg, KS.
 Buz's Mufflers, Inc., Kansas City, KS.
 BVR Partners, Ltd., L.P., Wichita, KS.
 C & K Office Products, Inc., Kansas City, KS.
 C.L. Fairley Construction Company, Inc., Kansas City, KS.
 Califia, Inc., Kansas City, MO.
 Campus East Development Corporation, Garden City, KS.
 Carole Linder & Company, Inc., Wichita, KS.
 Cattle Services, Inc., Cuba, KS.
 Central Paving and Construction, Inc., Kansas City, KS.
 Century Electric Construction, Inc., Lenexa, KS.
 Cheney Machine, Inc., Cheney, KS.
 Child Development Center, Inc., Emporia, KS.
 Clifford R. Roth, Chartered, Overland Park, KS.
 Coconut Drilling, Inc., Yates Center, KS.
 Colonial Funding Corp., Kansas City, MO.
 Community Bible Church, Inc., Olathe, KS.
 Comox Construction, Inc., Overland Park, KS.
 Constables, Ltd., Lenexa, KS.
 Continental Pools, Inc., Prairie Village, KS.
 Copp, Inc., of Kansas City, Kansas City, KS.
 Council Grove Gas Company, Incorporated, Council Grove, KS.
 Cranor Transportation, Inc., Wichita, KS.
 Creativity Place, Inc., Wichita, KS.

Crescent Corporation, Overland Park, KS.
 D. W. D., Inc., Emporia, KS.
 D-C Wholesale Supply, Inc., Oberlin, KS.
 DBR, Inc., Wichita, KS.
 Delavan Townhomes, Inc., Overland Park, KS.
 Delbert J. Stumpff, Inc., Gardner, KS.
 Dick Currie Leasing, Inc., Hutchinson, KS.
 DVE, Inc., Kansas City, KS.
 Ed Racette & Son, Inc., Wichita, KS.
 Electronics Group, Inc., Olathe, KS.
 Elkcorp Insurance Agency, Inc., Clyde, KS.
 Elliott & Elliott Ltd. (A Close Corp.), Sterling, KS.
 Empire Enterprises, Inc., Kansas City, KS.
 Energy Contractors, Inc., Topeka, KS.
 Expert Systems, Inc., Wichita, KS.
 F.R.A.C., Inc., Wichita, KS.
 Fine Arts Recital Series, Inc., Conway Springs, KS.
 First American Development Corporation, Wellington, KS.
 First American Service Corporation, Wellington, KS.
 First Corporation, Wellington, KS.
 First Equity One, Inc., Kansas City, MO.
 First Equity Two, Inc., Kansas City, MO.
 First Equity Three, Inc., Kansas City, MO.
 First Equity Four, Inc., Kansas City, MO.
 First Equity Five, Inc., Kansas City, MO.
 Fishman & Associates, Inc., P.C., Overland Park, KS.
 Frontier Resources, Inc., Wichita, KS.
 FSL, Inc., Garden City, KS.
 Full Gospel Holiness Temple, Inc., Kansas City, MO.
 G.M. Sales and Manufacturing, Inc., Wichita, KS.
 GC C Company Inc., Overland Park, KS.
 Glacier Petroleum Company, Okla, Inc., Emporia, KS.
 Glenn Berry Operating Co., Inc., Kansas City, KS.
 Goddard Investments, Inc., Liberal, KS.
 Great Plains Electrical Contractors, Inc., Wichita, KS.
 Greg Hodges & Company, Lenexa, KS.
 Guth Insurance Agency, Inc. (A Close Corp.), Wamego, KS.
 H & H Agency, Inc., Girard, KS.
 Hairtique, Inc., Lenexa, KS.
 Harding Wheel Co., Inc. (A Close Corp.), Topeka, KS.
 Harmon Foods, Inc., Hill City, KS.
 Hays Foods, Inc., Manhattan, KS.
 Heck and Wicker, Inc., Parsons, KS.
 Homestead Homes, Inc., Wichita, KS.
 Hunan Empire, Inc., Overland Park, KS.
 HW Development Corp., Ottawa, KS.
 Inn Conference, Inc., Topeka, KS.
 Intelligent Software International, Inc., Fairway, KS.
 International Marketing Services, Inc., Lawrence, KS.
 Interstate Food Service, Inc., Topeka, KS.
 James E. Markle Associates, Incorporated, McPherson, KS.
 Jantz Mfg., Inc., Moundridge, KS.
 Jayhawk Body Shop, Inc., Topeka, KS.
 Jayhawk Charcoal Company, Inc., Chetopa, KS.
 JVJ Corporation, Wichita, KS.
 Kalisston, Inc., Kansas City, KS.
 Kansas Audubon Council, Inc., Manhattan, KS.
 Kansas Bandmasters Association, Inc., Salina, KS.

- Kansas Educational Endowment Program, Inc.,
Wichita, KS.
- Kaw Valley Meat Company, Independence, MO.
- KBT, Inc., Shawnee, KS.
- Kee-Ell-Co Distributors Incorporated, Belleville, KS.
- Keeno Snacks, Inc., Wichita, KS.
- Kellogg Eighty Six, Inc., Wichita, KS.
- Kem Tek Grain Service, Inc., Tribune, KS.
- Ken Bond Masonry Inc., Topeka, KS.
- Kenneth E. Bean, D.D.S., Chartered,
Great Bend, KS.
- Kief's Transfer Specialists, Inc., Shawnee, KS.
- Klima Well Service, Inc., Claflin, KS.
- KNS Construction, Inc., Kansas City, MO.
- Kostelec Homes, Inc., Shawnee, KS.
- Landel, Inc., Derby, KS.
- Landmark Communities, Inc., Wichita, KS.
- Lasley Hair Fashions, Inc., Leawood, KS.
- Lawrence Select Soccer Teams, Inc., Lawrence, KS.
- LE ED Tire, Inc., Newton, KS.
- Lifestyle Management, Inc., Wichita, KS.
- Lifestyle Rentals, Inc., Wichita, KS.
- Lotus Garden East Corporation, Wichita, KS.
- Martinez & Sons Incorporated, Hutchinson, KS.
- Matchett Motors, Inc., Wichita, KS.
- McNeil Real Estate Fund IX, Ltd., Dallas, TX.
- McNeil Real Estate Fund X, Ltd., Dallas, TX.
- MHTRI Incorporated, Topeka, KS.
- Mid-America Aircraft, Inc., Valley Center, KS.
- Mid-America Construction, Inc., Olathe, KS.
- Mid-Kansas Oil and Gas, Inc., Pratt, KS.
- Milton A. Nitsch Enterprises, Inc., Oberlin, KS.
- Missouri Valley Restaurants Partnership, Ltd., L.P.,
Wichita, KS.
- Molton, Allen & Williams, Ltd., Birmingham, AL.
- Mom's, Inc., Canton, KS.
- Multi-Venture, Inc., Wichita, KS.
- Murrill Insurance Agency, Inc., Humboldt, KS.
- Neodesha Sun Register, Inc., Neodesha, KS.
- New Eagle Communications Group, Inc.,
Silver Lake, KS.
- OMNI Business Services Incorporated, Topeka, KS.
- Oswego Cooperative Association, Oswego, KS.
- Paul M. Tady Construction, Inc., Kansas City, KS.
- Pawnee Plumbing, Heating and Air Conditioning, Inc.,
Larned, KS.
- Pediatric Professional Association, Overland Park, KS.
- Pepper Pointe Developers, Inc., Overland Park, KS.
- Perka Buildings of North America, Inc., Shawnee, KS.
- Phil Hofer, D.D.S., Inc., Hutchinson, KS.
- Pizza Concepts of Jackson, Mississippi, L.P.,
Jackson, MS.
- Planchon & Associates, Inc., Overland Park, KS.
- Plessey Aero Precision Corporation, Wellington, KS.
- Plumbing, Heating and Air Conditioning Services, Inc.,
Wichita, KS.
- Pool & Company, Chartered, Emporia, KS.
- Premier Housekeeping Systems, Inc., A Close
Corporation, Stilwell, KS.
- Provident Financial Corporation, Overland Park, KS.
- R & J Harris Enterprises, Inc., Mission, KS.
- Red Apple Lounge, Inc., Kansas City, KS.
- Redline Management Corporation, Valley Center, KS.
- Rex's Tire Co., Inc. of Huntoon Street, Topeka,
Kansas, Manhattan, KS.
- Rhodes Lumber, Inc., Girard, KS.
- Rickita, Inc., Emporia, KS.
- Ross A. Coffman & Sons, Inc., Overbrook, KS.
- RT&C Petroleum Inc., Chetopa, KS.
- Ryan Cleaners, Inc., Wichita, KS.
- San-Dean Corp., Wichita, KS.
- Security Leasing Corp., Wichita, KS.
- Shanghai Gardens, Inc., Overland Park, KS.
- Shoestring Trucking, Inc., Wellsville, KS.
- Sierra-Pacific Development Company, Inc.,
Overland Park, KS.
- Sirloin House, Inc., Washington, KS.
- Softwater Service of Arkansas City, Inc.,
Arkansas City, KS.
- Steven Motors, Inc., Wichita, KS.
- Sumco, Inc., Leawood, KS.
- Systems 3 Personnel Services, Incorporated,
Topeka, KS.
- T.H.E.—Const., Inc., Wichita, KS.
- T & M Property Management, Inc.,
Shawnee Mission, KS.
- T.S. Productions, Inc., Kansas City, KS.
- Taylor Surveying Corporation, Inc., Ottawa, KS.
- Tee & Bee Electric Company, Stilwell, KS.
- Tellsee Preschool, Inc., Gardner, KS.
- The Andover Corporation, Inc., Wichita, KS.
- The Clothes Tree, Inc., Manhattan, KS.
- The Consolidated Printing and Stationery Company,
Salina, KS.
- The Glenn Company, Raymore, MO.
- The Main Event, Inc., Overland Park, KS.
- The Plumber's Friend, Inc., Wichita, KS.
- Topeka Auto Plaza Trucks, Inc., Topeka, KS.
- Total Exteriors, Inc., Wichita, KS.
- Tractor 6135, Inc., Fort Scott, KS.
- Tractor 6146, Inc., Fort Scott, KS.
- Tractor 6221, Inc., Fort Scott, KS.
- Tractor 6252, Inc., Fort Scott, KS.
- Tractor 6256, Inc., Fort Scott, KS.
- Tractor 6281, Inc., Fort Scott, KS.
- Tractor 6313, Inc., Fort Scott, KS.
- Tractor 6316, Inc., Fort Scott, KS.
- Tractor 6341, Inc., Fort Scott, KS.
- Tractor 6344, Inc., Arma, KS.
- Tractor 6381, Inc., Fort Scott, KS.
- Tractor 6384, Inc., Fort Scott, KS.
- Tractor 6385, Inc., Fort Scott, KS.
- Tractor 6405, Inc., Fort Scott, KS.
- Tractor 6406, Inc., Fort Scott, KS.
- Tractor 6449, Inc., Fort Scott, KS.
- Tractor 6481, Inc., Topeka, KS.
- Tractor 6488, Inc., Fort Scott, KS.
- Tractor 6512, Inc., Fort Scott, KS.
- Tractor 6524, Inc., Fort Scott, KS.
- Tractor 6546, Inc., Fort Scott, KS.
- Tractor 6548, Inc., Shawnee, KS.
- Tractor 6552, Inc., Fort Scott, KS.
- Tractor 6557, Inc., Prentiss, KS.
- Tractor 6629, Inc., Fort Scott, KS.
- Tractor 6675, Inc., Fort Scott, KS.

(continued)

Tractor 6693, Inc., Fort Scott, KS.
 Tractor 6710, Inc., Fort Scott, KS.
 Tractor 6760, Inc., Fort Scott, KS.
 Tractor 8323, Inc., Phoenix, AZ.
 Trico Pork, Inc., Ottawa, KS.
 Tristar Distributing Inc., Wichita, KS.
 Twin Arrow Seives, Inc., Leawood, KS.
 Uly-Pak, Inc., Carbondale, IL.
 United Securities, Inc., Wichita, KS.
 United Shares, Inc., Wichita, KS.
 Universal of Wichita, Inc., Andover, KS.
 Vantage Video, Inc., Wichita, KS.
 Vee & Eee Enterprises, Inc., Hutchinson, KS.
 Venetian Club, Inc., Topeka, KS.
 Victoria Bestyet, Inc., Victoria, KS.
 Voge Homes, Inc., Wichita, KS.
 W.M. One Way Inc., Topeka, KS.
 Water Treatment, Inc., Wichita, KS.
 Wayne's Equipment Sales & Service, Inc.,
 Wichita, KS.
 Wendy's Old Fashioned Hamburgers of Lincoln, Inc.,
 Topeka, KS.
 Wendy's Old Fashioned Hamburgers of Topeka, Inc.,
 Topeka, KS.
 Wendy's Old Fashioned Hamburgers of Wyodak, Inc.,
 Topeka, KS.
 Window Coverings, Inc., Wichita, KS.
 Zirkle Truck Line, Inc., Auburn, KS.

Foreign Corporations

Aime International Incorporated of Louisiana,
 Baton Rouge, LA.
 AMA Truck Toppers Des Moines, Inc., Omaha, NE.
 American College of Careers, Ltd., Kansas City, MO.
 American Diversified Capital Corporation,
 Costa Mesa, CA.
 American Diversified Investment Corporation,
 Costa Mesa, CA.
 American Elevator, Inc., Kansas City, MO.
 American Perma Light Co., Raytown, MO.
 Argonaut Construction Company, Inc.,
 Kansas City, MO.
 ASD Communications, Inc., Fremont, CA.
 Automotive & Industrial Products Co., Inc.,
 Odessa, TX.
 Bayou Electric Company, Inc., Monroe, LA.
 Brewer Homes, Inc., Olathe, KS.
 Cabot Corporation, Waltham, MA.
 Capital Contractors, Inc., Lincoln, NE.
 Celluland, Inc., San Diego, CA.
 Cimarron Petroleum Corporation, Tulsa, OK.
 Computil Corporation, Clifton, NJ.
 Dan Howard Industries, Inc., Chicago, IL.
 Datavision, Inc., Deerfield Beach, FL.
 Davis Mechanical Contractors, Inc., Greenville, SC.
 Decorating Industries, Inc., Fort Worth, TX.
 Defender Chemical Company, Columbia, SC.
 Doall Mountain States Company, Kansas City, MO.
 Ed's Carpet Warehouse, Inc., N. Kansas City, MO.
 Edwin S. Nichols Explorations, Inc., Meridian, TX.
 Envirotech Corporation, Houston, TX.
 Equinet, Inc., Kansas City, MO.
 Essex Refining Company, Houston, TX.
 Financial Clearing & Services Corporation,
 New York, NY.
 First Financial Equities Corporation, San Diego, CA.
 Ford, Bacon & Davis Louisiana, Inc., Monroe, LA.
 Ford, Bacon & Davis, Incorporated, Dallas, TX.
 Healy Enterprises, Inc., Enid, OK.
 Holmes & Narver, Inc., Orange, CA.
 Hunt's Mechanical Contractors, Inc., Kansas City, MO.
 Investors Center, Inc., Melville, NY.
 J.R. Miller Co., Inc., Aurora, CO.
 Jananna Foods, Incorporated, Kilgore, TX.
 K-S-W, Incorporated, Leawood, KS.
 Kaiser Engineers Maintenance Company, Oakland, CA.
 Kelley Contract Dewatering Co., Wyoming, MI.
 Kenworthy Air Freight Services, Inc.,
 Philadelphia, PA.
 Liberty Hill Oil Corp., Denver, CO.
 Manpower, Inc., of Cedar Rapids, Cedar Rapids, IA.
 Martin City Development Construction Company, Inc.,
 Kansas City, MO.
 McLaughlin, Piven, Vogel Inc., New York, NY.
 Medical Services Corporation of K.C.,
 Kansas City, MO.
 Mericon International, Inc., Monroe, LA.
 Metals Protection Plating Company (Kansas),
 Kansas City, MO.
 Micro-1, Inc., Lenexa, KS.
 Microplan, Inc., Wichita, KS.
 Mid-Continent Mobile Wash, Inc., Riverside, MO.
 Mo-Kan Concrete Co., Inc., Olathe, KS.
 Moramerica Capital Corporation, Cedar Rapids, IA.
 Morceau—PCI, Inc., Charlotte, NC.
 National Securities Corporation, Seattle, WA.
 Nebraska Testing Corporation, Omaha, NE.
 New Jersey Natural Resources Company, Wall, NJ.
 Office Equipment Warehouse, Inc., Minneapolis, MN.
 Pacific Molasses Company, San Francisco, CA.
 Pacific Valley Investors, Inc., Belmont, CA.
 Pathmark International, Inc., Memphis, TN.
 Petro Rubber Products, Inc., Joshua, TX.
 Petrochem Corporation, Tulsa, OK.
 Pioneer Pallet, Inc., Kansas City, MO.
 Plessey Incorporated, White Plains, NY.
 Plessey Trading Corporation, White Plains, NY.
 PMB Enterprises West, Inc., Fort Worth, TX.
 Preformed Roof Decks, Inc., Kansas City, MO.
 Print-Maker, Inc., Riverside, MO.
 Professional Physical Therapy, Inc., St. Louis, MO.
 R.B. Marich, Inc., Denver, CO.
 Ragen Mackenzie Incorporated, Seattle, WA.
 Ralco, Inc., St. Louis, MO.
 Riblet Products Corporation, Dover, DE.
 Santa Rosa Sales & Marketing, Inc., Palm Desert, CA.
 Scott Price Company Inc., Tulsa, OK.
 Sedgewick Finance Corporation, Kansas City, MO.
 Sigco Sunplant, Inc., Breckenridge, MN.
 SLT Warehouse Company, St. Louis, MO.
 Smith Roles Inc., Minot, ND.
 Sparks Brothers Drilling Company, Gruver, TX.
 Szabo Food Service, Inc., Philadelphia, PA.
 Telxon Corporation, Akron, OH.
 TMI Coatings, Inc., Eagan, MN.
 Triad Systems Corporation, Livermore, CA.

W-B Supply Co., Pampa, TX.
 William J. Garey, M.D., P.A., Independence, KS.
 Woodmont Managements, Inc. Belmont, CA.

Bill Graves
 Secretary of State

Doc. No. 009203

(Published in the Kansas Register, May 17, 1990.)

**Notice of Redemption
 City of Ottawa, Kansas
 Industrial Revenue Bonds
 Series A, 1983
 (Ottawa Retirement Village, Inc.)
 Dated May 1, 1983**

Notice is hereby given to the holders of the above-referenced bonds that the city of Ottawa, Kansas, hereby calls for redemption on July 1, 1990, the following bonds of the series:

Serial Bonds			
Bond Numbers	Principal Amount	Maturity May 1	Interest Rate
39-48	\$50,000	1991	9.75%
49-59	55,000	1992	10.00
60-71	60,000	1993	10.25
72-84	65,000	1994	10.50
Term Bonds			
85-370	\$1,430,000	2004	11.50%

On such date, each of the aforesaid bonds shall become due and payable at a redemption price equal to 103 percent of the principal amount thereof, plus accrued interest thereon to July 1, 1990, and from and after such redemption date interest shall cease to accrue and be payable on said bonds subject to the condition that sufficient funds for redemption are then on deposit with the paying agent from the proceeds of refunding bonds issued by the city. The bonds so called for redemption and all appropriate coupons pertaining thereto should be presented for payment and redemption at the office of the Southwest National Bank, Douglas and Topeka, P.O. Box 1401, Wichita, KS 67201. It is requested that all of the bonds be presented to the trustee at least two weeks in advance of the redemption date.

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

Dated May 9, 1990.

City of Ottawa, Kansas
 By Southwest National Bank
 Wichita, Kansas
 Trustee

**State of Kansas
 Social and Rehabilitation Services
 Kansas Planning Council on
 Developmental Disabilities Services**

Notice of Availability of Grant Funds

The Kansas Planning Council of Developmental Disabilities Services (KPCDDS) is inviting the submission of grant applications in fulfillment of activities identified in the 1990-1991 State Plan for Persons with Developmental Disabilities.

Priority for Funding

The KPCDDS announces the availability of federal fiscal year 1990 grant funds totalling \$324,103 for projects addressing the two current federal priority activity areas: Community living activities and employment activities.

State plan goal activities addressed by this solicitation include:

Goal Activity 5.3.3	\$ 20,000	Integrated Work-Options
Goal Activity 5.4.1	10,000	Day Activities (Elderly)
Goal Activity 6.3.1	135,884	Residential (Adult)
Goal Activity 6.3.4	30,000	Residential (Children)
Goal Activity 6.3.5	30,000	Residential (Elderly)
Goal Activity 6.3.6	30,000	Residential (Dual diagnosed)
Goal Activity 8.3.3	5,000	Video Tape Training (Guardianship)
Goal Activity 10.2.2	10,000	Accreditation
Goal Activity 11.1.3	5,000	Disability Caucus
	<u>\$275,884</u>	

Evaluation and Selection

Proposals will be reviewed by a committee and evaluated on the basis of the content of the proposal (narrative, methodology, budget, qualifications of the applicant and criteria included in the RFP). Grant awards will depend on available funds and final decision for funding will be made by KPCDDS in cooperation with the State Division of Mental Health and Retardation Services.

Deadline

Proposals will be accepted at the Kansas Planning Council on Developmental Disabilities Services office, 5th Floor North, Docking State Office Building, Topeka 66612, until 5 p.m. May 30.

Applicants are urged to reply promptly to this solicitation. All proposals must arrive at the MH&RS office by 5 p.m. May 30 to receive consideration for grant funding.

Twenty copies of the grant application should be forwarded to Jacinto Mendoza, Grants Manager, Mental Health and Retardation Services, 5th Floor North, Docking State Office Building, Topeka 66612-1570.

Any questions regarding the KPCDDS grant solicitation and/or the application process should be directed to John Kelly at (913) 296-2608.

John F. Kelly
 Executive Director

Doc. No. 009236

Doc. No. 009245

State of Kansas

The Kansas Lottery

Temporary Administrative Regulations

Article 4.—INDIVIDUAL GAME RULES

RULES FOR INSTANT GAME NO. 22 "SOLID GOLD"

111-4-213. Name of Game. The Kansas Lottery shall conduct an instant winner lottery game entitled "Solid Gold" commencing on May 10, 1990. The specific rules for the "Solid Gold" are contained in K.A.R. 111-3-1 et seq. and 111-4-213 through 111-4-216. (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-5-8-90, May 4, 1990.)

111-4-214. Definitions. The following definitions shall apply to the "Solid Gold" instant lottery game:

(a) "Play symbols" are the numbers, letters, symbols, or pictures printed in the play area of each instant game ticket and which determine if the ticket bearer is entitled to a prize. In this instant game, the play symbols are printed in black ink in 10 pt. Archer. A play symbol appears in each of six play spots within each game in the play area. Each play symbol for this instant game is one of the following: FREE - \$2.00 - \$5.00 - \$10.00 - \$20.00 - \$10,000.

(b) "Play symbol captions" are the words or portions of words printed beneath each play symbol in the play area and are used to repeat or explain the play symbol. The play symbol caption associated with each play symbol is as follows:

Play Symbol	Play Symbol Caption
FREE	TICKET
\$ 2.00	TWO
\$ 5.00	FIVE
\$10.00	TEN
\$20.00	TWENTY
\$10,000	TEN-THOU

(c) "Ticket validation number" means a unique number appearing on each ticket which is used to validate winning tickets. For this instant game, the ticket validation number is a 10-digit number which appears on the front of each instant ticket and will be covered by latex.

(d) "Book-ticket number" means the unique number appearing on each ticket which includes the number of the book from which it was removed and the serially assigned number of the ticket within that book. For this instant game, the book-ticket number is an 8-digit book number followed by a dash and then a 3-digit ticket number. The ticket numbers in each book start with 000 and end with 299. The book-ticket number is printed in black ink on the bottom right portion of the front of each instant game ticket.

(e) "Retailer validation code" means the small letters found under removable covering in the play area of each instant game ticket. The retailer uses this code to verify and validate winners which are to be paid by the retailer. In this instant game, the retailer validation code is a two letter code printed and appearing in two of six varying locations among the play symbols. The codes and their meanings are as follows: AA = FREE TICKET; DD =

\$2.00; KK = \$5.00; JJ = \$10.00; NN = \$20.00. (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-5-8-90, May 4, 1990.)

111-4-215. Determination of Instant Prize Winners. An instant prize winner is determined for this instant game when the player removes or "scratches off" the removable layer of material covering the play area to reveal the six play symbols and captions. This is a match three (3) of six (6) game. If three (3) of the six (6) concealed prize amounts match, the player wins the amount shown. No ticket will be eligible to win more than one prize. Prizes a player may win are as follows:

Get	Win
3 - FREE	FREE TICKET
3 - \$ 2.00	TWO DOLLARS
3 - \$ 5.00	FIVE DOLLARS
3 - \$10.00	TEN DOLLARS
3 - \$20.00	TWENTY DOLLARS
3 - \$10,000	TEN THOUSAND DOLLARS

(Authorized by K.S.A. 1989 Supp. 74-8710(b), (c) & (i); implementing K.S.A. 1989 Supp. 74-8710(b), (c) & (i) and 74-8720 (b) & (d); effective, T-111-5-8-90, May 4, 1990.)

111-4-216. Number and Value of Instant Prizes. (a) There will be approximately 4,200,000 tickets ordered for this instant game. The expected number and value of the instant prizes are, as follows:

Prizes	Expected Number of Prizes in Game	Expected Value in Game
FREE	280,000	\$ -0-
2.00	336,000	672,000
5.00	112,000	560,000
10.00	42,000	420,000
20.00	14,000	280,000
10,000.00	8	80,000
	<u>784,008</u>	<u>2,012,000</u>

(b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold.

(c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 1989 Supp. 74-8710(b), (c) & (f); implementing K.S.A. 74-8710(b), (c) & (f); and 74-8720; effective, T-111-5-8-90, May 4, 1990.)

RULES FOR INSTANT GAME NO. 23 "QUICK SILVER"

111-4-217. Name of Game. The Kansas Lottery shall conduct an instant winner lottery game entitled "Quick Silver" commencing on June 14, 1990. The specific rules for the "Quick Silver" are contained in K.A.R. 111-3-1 et seq. and 111-4-217 through 111-4-220. (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-5-8-90, May 4, 1990.)

111-4-218. Definitions. The following definitions shall apply to the "Quick Silver" instant lottery game:

(a) "Play symbols" are the numbers, letters, symbols, or pictures printed in the play area of each instant game ticket and which determine if the ticket bearer is entitled to a prize. In this instant game, the play symbols are printed in black ink in .15 pt. Archer. A play symbol appears in each of five play spots within each game in the play area. Each play symbol for this instant game is

one of the following: FREE - 5-FREE - \$2.00 - \$5.00 - \$10.00 - \$20.00 - \$250 - 05¢ - 10¢ - 25¢ - 50¢.

(b) "Play symbol captions" are the words or portions of words printed beneath each play symbol in the play area and are used to repeat or explain the play symbol. The play symbol caption associated with each play symbol is as follows:

Play Symbol	Play Symbol Caption
FREE	TICKET
5-FREE	FIVE TICKETS
\$ 2.00	TWO\$
\$ 5.00	FIVE
\$ 10.00	TEN\$
\$ 20.00	TWENTY
\$250.00	TWO-FTY
05¢	NICKEL
10¢	DIME
25¢	QUARTER
50¢	HALF

(c) "Ticket validation number" means a unique number appearing on each ticket which is used to validate winning tickets. For this instant game, the ticket validation number is a 10-digit number which appears under the spot on the front of each instant ticket and will be covered by latex.

(d) "Book-ticket number" means the unique number appearing on each ticket which includes the number of the book from which it was removed and the serially assigned number of the ticket within that book. For this instant game, the book-ticket number is an 8-digit book number followed by a dash and then a 3-digit ticket number. The ticket numbers in each book start with 000 and end with 299. The book-ticket number is printed in black ink on the bottom right portion of the front of each instant game ticket.

(e) "Retailer validation code" means the small letters found under removable covering in the play area of each instant game ticket. The retailer uses this code to verify and validate winners which are to be paid by the retailer. In this instant game, the retailer validation code is a two letter code printed and appearing in two of four varying locations among the play symbols. The codes and their meanings are as follows: AA = FREE TICKET; SS = 5-FREE TICKET; DD = \$2.00; KK = \$5.00; JJ = \$10.00; NN = \$20.00. (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-5-8-90, May 4, 1990.)

111-4-219. Determination of Instant Prize Winners. An instant prize winner is determined for this instant game when the player removes or "scratches off" the removable layer of material covering the play area to reveal the five play symbols and captions. This is an add-up game. If the five (5) numbers or "change amounts" total more than one dollar (\$1), the player wins the amount in the prize box. No ticket will be eligible to win more than one prize. (Authorized by K.S.A. 1989 Supp. 74-8710(b), (c) & (i); implementing K.S.A. 1989 Supp. 74-8710(b), (c) & (i) and 74-8720 (b) & (d); effective, T-111-5-8-90, May 4, 1990.)

111-4-220. Number and Value of Instant Prizes. (a) There will be approximately 3,600,000 tickets ordered for this instant game. The expected number and value of the instant prizes are as follows:

Prizes	Expected Number of Prizes in Game	Expected Value in Game
FREE	240,000	\$ -0-
5-FREE	24,000	-0-
\$ 2.00	300,000	\$600,000
5.00	72,000	360,000
10.00	24,000	240,000
20.00	12,000	240,000
250.00	576	144,000
	<u>672,576</u>	<u>\$1,584,000</u>

(b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold.

(c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 1989 Supp. 74-8710(b), (c) & (f); implementing K.S.A. 74-8710(b), (c) & (f); and 74-8720; effective, T-111-5-8-90, May 4, 1990.)

Gerald F. Simpson
Executive Director

Doc. No. 009231

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."

Applications set for June 12, 1990

Application for Certificate of Convenience and Necessity:

William Hodge, dba) Docket No. 171,087 M
PTL Tow & Auto Repair)
15409 Parallel)
Basehor, KS 66007) MC ID No. 137959

Applicant's Attorney: None

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

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

Also,

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

(continued)

Amended Application for Extension of Certificate of Convenience and Necessity:

Norris Grain and Transportation, Inc.) Docket No. 26,614 M
Route 1, Box 76K)
El Dorado, KS 67042) MC ID No. 100164
Applicant's Attorney: Ray Connell, 318 W. Central, P.O. Box 6, El Dorado, KS 67042

Livestock, feed, feed ingredients, fertilizer, fertilizer ingredients (except ammonium nitrate), building and construction materials, plants and seeds,
Between all points and places in Kansas.

Application for Certificate of Convenience and Necessity:

Coomes, Incorporated) Docket No. 171,086 M
1290 3rd St.)
Phillipsburg, KS 67661) MC ID No. 121006
Applicant's Attorney: Robert Hiatt, 627 S. Topeka Blvd., Topeka, KS 66603-3294

General commodities (except household goods, commodities in bulk, classes A and B explosives and all hazardous materials as defined by 49 CFR 172.101 et seq.),
Between all points and places in the state of Kansas.

Application for Abandonment of Convenience and Necessity:

Garden City Co-op, Inc.) Docket No. 144,896 M
P.O. Box 838)
Garden City, KS 67846) MC ID No. 100227
Applicant's Attorney: None

Application for Abandonment of Certificate of Convenience and Necessity:

J & D Automotive, Inc.) Docket No. 121,423 M
10507 W. 52nd)
Shawnee, KS 66203) MC ID No. 103114
Applicant's Attorney: None

Application for Contract Carrier Permit:

Milky-Way Transport Company, Inc.) Docket No. 171,079 M
101 N. Main)
P.O. Box 62)
Kansas, OK 74347) MC ID No. 128717
Applicant's Attorney: Alex Lewandowski, 4420 Madison Ave., Kansas City, MO 64111

General commodities (except classes A and B explosives, household goods and hazardous materials),
Between all points and places in Kansas.

Application for Abandonment of Certificate of Convenience and Necessity:

Northwest Auto Salvage, Inc.) Docket No. 141,222 M
1028 N. Mosley)
Wichita, KS 67214) MC ID No. 112355
Applicant's Attorney: None

Application for Certificate of Convenience and Necessity:

Jimmy W. Reynolds, dba) Docket No. 171,082 M
Poor Boy's Wrecker Service)
1404 Country Club Road)
Winfield, KS 67156) MC ID No. 137190
Applicant's Attorney: None

Wrecked, disabled, repossessed and replacement motor vehicles,

Between all points and places in Cowley, Sedgwick, Elk, Butler, Sumner, Chautauqua and Greenwood counties, Kansas.

Application for Certificate of Convenience and Necessity:

Randy L. Rozenboom) Docket No. 171,083 M
Route 5, Box 194)
Albia, IA 52531) MC ID No. 128147
Applicant's Attorney: William Barker, 3401 Harrison, Topeka, KS 66611

Grain, dry feed, dry feed ingredients, salt, dry fertilizer, dry fertilizer ingredients, building and construction materials,

Between all points and places in Kansas.

Application for Certificate of Convenience and Necessity:

Stephen E. Treff, dba) Docket No. 171,085 M
S & J Truck Line)
2625 N. 139th)
Basehor, KS 66007) MC ID No. 137906
Applicant's Attorney: William Barker, 3401 Harrison, Topeka, KS 66611

General commodities (except hazardous commodities in bulk, and household goods),

Between points in Riley, Pottawatomie, Jackson, Atchison, Jefferson, Leavenworth, Wyandotte, Johnson, Douglas, Shawnee, Wabaunsee, Geary, Lyon, Osage, Franklin and Miami counties, Kansas, on the one hand, and on the other, all points and places in Kansas.

Application for Extension of Certificate of Convenience and Necessity:

Lyman Walck, dba) Docket No. 163,871 M
Walck Trucking)
Box 366)
Holcomb, KS 67851) MC ID No. 132469

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

General commodities (except hazardous commodities and household goods),

Between all points and places in Kansas.

Application for Certificate of Convenience and Necessity:

Daren Whisman, dba) Docket No. 171,080 M
Whisman Trucking)
HCO 1, Box 105)
Palco, KS 67657) MC ID No. 137189

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

Livestock, grain, dry feed, dry feed ingredients, salt, seeds, dry fertilizer, hay, construction and building materials, fencing materials and machinery.

Between points and places in Cheyenne, Sherman, Wallace, Greeley, Hamilton, Stanton, Morton, Rawlins, Thomas, Logan, Wichita, Scott, Kearny, Grant, Stevens, Decatur, Sheridan, Gove, Lane, Finney, Haskell, Gray, Seward, Meade, Norton, Graham, Trego, Ness, Hodgeman, Ford, Clark, Phillips, Rooks, Ellis, Rush, Pawnee, Edwards, Kiowa, Comanche, Smith, Osborne, Russell, Barton, Stafford, Pratt, Barber, Jewell, Mitchell, Lincoln, Ellsworth, Rice, Reno, Kingman, Harper, Republic, Cloud, Ottawa, Saline, McPherson, Harvey, Sedgwick, Sumner, Washington, Marshall, Clay, Riley, Dickinson, Geary, Marion, Butler and Cowley counties.

Also,

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

Application for Certificate of Convenience and Necessity:

Verlin E. Zirkel, dba) Docket No. 171,081 M
Lynne Ann Leasing)
1235 N. Wood)
Wichita, KS 67212) MC ID No. 136628

Applicant's Attorney: None

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

Between all points in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Lawrence G. Getty, dba) Docket No. 171,076 M
Burry Truck Line)
828 N. Garland)
Kansas City, MO 64120) MC ID No. 137186

Applicant's Attorney: None

General commodities,

Between points in Jackson, Atchison, Shawnee, Jeffer-

son, Leavenworth, Osage, Douglas, Franklin, Miami, Johnson and Wyandotte counties, Kansas.

Application for Transfer of Certificate of Convenience and Necessity:

Robert E. Freeman, Jr., dba) Docket No. 146,390 M
A & A Services)
1725 S.W. 26th)
Topeka, KS 66611) MC ID No. 122264
TO:
A & A Specialized Transportation
Services, Inc.
1725 S.W. 26th
Topeka, KS 66611

Applicant's Attorney: Jill Michaux, 400 Kansas Ave., Suite 201, P.O. Box 2503, Topeka, KS 66601

Passengers,

Between points within Shawnee, Pottawatomie, Jackson, Jefferson, Douglas, Leavenworth, Osage, Wabaunsee, Riley, Geary, Brown, Atchison, Nemaha, Wyandotte, Johnson, Miami, Franklin, Anderson, Coffey, Lyon, Chase, Greenwood, Butler, Sedgwick, Harvey, Sumner, Marion, Morris, Dickinson, Saline, Ottawa, Clay, Cloud, Republic, Washington, Marshall, Doniphan, Reno, McPherson, Anderson, Linn, Woodson, Allen, Bourbon, Wilson, Neosho, Crawford, Cowley, Elk, Montgomery, Labette, Cherokee and Chautauqua counties, Kansas.

Application for Certificate of Convenience and Necessity:

Russell Weekley, dba) Docket No. 171,088 M
Russell Weekley Trucking)
930 S.W. High)
Topeka, KS 66606) MC ID No. 137835

Applicant's Attorney: None

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

Between all points and places in the state of Kansas.

Alfonzo A. Maxwell
Administrator
Transportation Division

Doc. No. 009241

State of Kansas
Department of Administration
State Employees Health Care Commission

**Notice of Commencement of Negotiations
for a State Health Care Benefits Program**

Notice is hereby given of commencement of negotiations for contracts for the state health care benefits program, which includes the medical, dental and prescription drug plans to be effective January 1, 1991.

The Kansas State Employees Health Care Commission will receive Request for Proposals until 5 p.m. June 29 from those firms responding to the commission's Medical Request for Proposal HCC-91, dated May 15, 1990.

The commission also will issue an HMO Request for Proposal HCC-91A, dated May 31, 1990, for bids until 5 p.m. June 29.

A special public meeting for all representatives interested in submission of a proposal will be held June 8 from 9 to 10:30 a.m. for the Medical HCC-91 plan and from 11 a.m. to 12:30 p.m. for the HMO HCC-91A plan in Room 108, Landon State Office Building, 900 S.W. Jackson, Topeka.

Individuals interested in attending the conference can contact the commission's administrative office at (913) 296-7483 by June 2 to confirm attendance. Questions from potential responders concerning the health plan will be addressed at this public meeting.

Shelby Smith
Chairman

Doc. No. 009234

(Published in the *Kansas Register*, May 17, 1990.)

**Summary Notice of Bond Sale
City of Roeland Park, Kansas
\$1,485,000**

**General Obligation Bonds, Series 1990
(general obligation bonds payable from
unlimited ad valorem taxes)**

Sealed Bids

Subject to the official notice of bond sale and official statement dated May 16, 1990, sealed bids will be received by the city clerk of the city of Roeland Park, Kansas, on behalf of the governing body at City Hall, 4600 W. 51st, Roeland Park, until 11 a.m. C.D.T. on May 30, 1990, for the purchase of \$1,485,000 principal amount of General Obligation Bonds, Series 1990. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated June 1, 1990, and will become due serially on June 1 in the years as follows:

Year	Principal Amount
1991	\$105,000
1992	115,000
1993	120,000
1994	135,000
1995	145,000

1996	150,000
1997	160,000
1998	175,000
1999	185,000
2000	195,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on June 1 and December 1 in each year, beginning on June 1, 1991:

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

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 \$29,700 (2 percent of the principal amount of the bonds).

Delivery

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before June 8, 1990, at such bank or trust company in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1989 is \$36,262,701. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$3,628,000. Temporary notes in the amount of \$1,345,000 will be retired from the proceeds of the bonds.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the city clerk or from Gilmore & Bell, Bond Counsel, Financial Plaza II, 6800 College Blvd., Suite 150, Overland Park, KS 66211-1533, (913) 661-0001.

Dated May 16, 1990.

City of Roeland Park, Kansas
By Susan L. Gianakon
City Clerk
City Hall
4600 W. 51st
Roeland Park, KS 66205
(913) 722-2600

Doc. No. 009246.

(Published in the *Kansas Register*, May 17, 1990.)

**Summary Notice of Bond Sale
City of Mulvane, Kansas
\$325,000**

**General Obligation Minibonds, Series A, 1990
(general obligation bonds payable from
unlimited ad valorem taxes)**

Sealed Bids

Subject to the notice of bond sale and preliminary official statement dated April 16, 1990, sealed bids will be received by the city clerk of the city of Mulvane, Kansas, on behalf of the governing body at City Hall, 211 N. 2nd, Mulvane, from 8 a.m. C.D.T. Thursday, May 17, 1990, until 5 p.m. C.D.T. Wednesday, May 30, 1990, for the purchase of \$325,000 principal amount of General Obligation Minibonds, Series A, 1990.

Bond Details

The bonds will consist of fully registered capital appreciation bonds in the denomination of \$250 or any integral multiple thereof. The bonds will be dated June 1, 1990, and will become due, together with interest thereon at the rates set forth below compounded semiannually from June 1, 1990, on June 1 in the years as follows:

Year	Principal Amount	Interest Rate
1991	\$73,000	6.25%
1992	69,000	6.35%
1993	65,000	6.40%
1994	61,000	6.45%
1995	57,000	6.50%

Paying Agent and Bond Registrar

Treasurer of the city of Mulvane, Kansas.

Payment

Except with respect to certain licensed broker-dealers or regulated financial institutions that may submit a good faith cashier's or certified check in the amount of 2 percent of the principal amount of the bid, 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 principal amount of the bid. Certain restrictions on the amount of each submitted bid are contained in the official notice of bond sale.

Delivery

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidders on or before June 28, 1990.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1989 is \$15,348,099. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$1,365,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city, printed on the

bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from Roberta Kimble, City Clerk, City Hall, 211 N. 2nd, Mulvane, KS 67110, (316) 777-1143; or from the financial advisor, Ranson & Company, Inc., Suite 610, Board of Trade Center, Wichita, KS 67202, Attention: Jeffrey K. Ray, (316) 262-2651.

Dated April 16, 1990.

City of Mulvane, Kansas
Roberta Kimble, City Clerk

Doc. No. 009263

State of Kansas

Office of Secretary of State

I, Bill Graves, Secretary of State of the State of Kansas, do hereby certify that each of the following bills is a correct copy of the original enrolled bill now on file in my office.

In Testimony Whereof, I have hereunto subscribed my name and affixed my official seal.

Bill Graves
Secretary of State

(Published in the *Kansas Register*, May 17, 1990.)

SENATE BILL No. 554

AN ACT relating to underground petroleum storage tanks; concerning certain releases therefrom and payment of certain costs and compensation relating thereto; amending K.S.A. 1989 Supp. 65-34,114, 65-34,117, 65-34,119 and 65-34,120 and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 1989 Supp. 65-34,114 is hereby amended to read as follows: 65-34,114. (a) There is hereby established as a segregated fund in the state treasury the petroleum storage tank release trust fund, to be administered by the secretary. Revenue from the following sources shall be deposited in the state treasury and credited to the fund:

- (1) The proceeds of the environmental assurance fee imposed by this act;
- (2) any moneys recovered by the state under the provisions of this act, including administrative expenses, civil penalties and moneys paid under an agreement, stipulation or settlement;
- (3) interest attributable to investment of moneys in the fund; and
- (4) moneys received by the secretary in the form of gifts, grants, reimbursements or appropriations from any source intended to be used for the purposes of the fund, but excluding federal grants and cooperative agreements; and
- (5) amounts transferred to the fund by the plan adopted pursuant to section 5, as provided by section 5.

(b) The fund shall be administered so as to assist owners and operators of underground petroleum storage tanks in providing evidence of financial responsibility for corrective action required by a release from any such tank. Moneys deposited in the fund may be expended for the purpose of reimbursing owners and operators for the costs of corrective action and for transfers to the plan adopted pursuant to section 5, as provided by section 5; subject to the conditions and limitations prescribed by this act, but moneys in the fund shall not otherwise be used for compensating third parties for bodily injury or property damage caused by a release from an underground petroleum storage tank, other than property damage included in a corrective action plan approved by the secretary. In addition, moneys deposited in the fund may be expended for the following purposes:

(continued)

(1) To permit the secretary to take whatever emergency action is necessary or appropriate to assure that the public health or safety is not threatened whenever there is a release from an underground petroleum storage tank;

(2) to permit the secretary to take corrective action where the release presents an actual or potential threat to human health or the environment, if the owner or operator has not been identified or is unable or unwilling to perform corrective action, including but not limited to, providing for alternative water supplies;

(3) payment of the state's share of the federal leaking underground storage tank trust fund cleanup costs, as required by the resource conservation and recovery act, 42 U.S.C. § 6991b(h)(7)(B); and

(4) payment of the administrative, technical and legal costs incurred by the secretary in carrying out the provisions of ~~sections 15 through 25 K.S.A. 1989 Supp. 65-34,114 through 65-34,124, and amendments thereto~~, including the cost of any additional employees or increased general operating costs of the department attributable thereto, which costs shall not be payable from any moneys other than those credited to the fund.

(c) The petroleum storage tank release trust fund shall be used for the purposes set forth in this act and for no other governmental purposes. It is the intent of the legislature that the fund shall remain intact and inviolate for the purposes set forth in this act, and moneys in the fund shall not be subject to the provisions of K.S.A. 75-3722, 75-3725a and 75-3726a, and amendments thereto.

(d) Neither the state of Kansas nor the petroleum storage tank release trust fund shall be liable to an owner or operator for the loss of business, damages or taking of property associated with any corrective or enforcement action taken pursuant to this act.

(e) The pooled money investment board may invest and reinvest moneys in the fund established under this section in obligations of the United States or obligations the principal and interest of which are guaranteed by the United States or in interest-bearing time deposits in any commercial bank or trust company located in Kansas or, if the board determines that it is impossible to deposit such moneys in such time deposits, in repurchase agreements of less than 30 days' duration with a Kansas bank or with a primary government securities dealer which reports to the market reports division of the federal reserve bank of New York for direct obligations of, or obligations that are insured as to principal and interest by, the United States government or any agency thereof. Any income or interest earned by such investments shall be credited to the fund.

(f) All expenditures from the fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary for the purposes set forth in this section.

Sec. 2. K.S.A. 1989 Supp. 65-34,117 is hereby amended to read as follows: 65-34,117. (a) There is hereby established an environmental assurance fee of \$.01 on each gallon of petroleum product, *other than aviation fuel*, manufactured in or imported into this state. The environmental assurance fee shall be paid by the manufacturer, importer or distributor first selling, offering for sale, using or delivering petroleum products within this state. The environmental assurance fee shall be paid to the department of revenue at the same time and in the same manner as the inspection fee established pursuant to K.S.A. 55-426, and amendments thereto, is paid. The secretary of revenue shall remit daily the environmental assurance fees paid hereunder to the state treasurer, who shall deposit the same in the state treasury to the credit of the petroleum storage tank release trust fund. Exchanges of petroleum products on a gallon-for-gallon basis within a terminal and petroleum product which is subsequently exported from this state shall be exempt from this fee.

(b) Environmental assurance fees as specified in subsection (a) shall be paid until the unobligated principal balance of the fund equals or exceeds \$5,000,000, at which time no environmental assurance fees shall be levied unless and until such time as the balance in the fund is less than or equal to an unobligated balance of \$2,000,000, in which case the collection of the environmental assurance fee will resume within 90 days following the end of the month in which such unobligated balance occurs. The director of accounts and reports shall notify the secretary of revenue whenever the unobligated balance in the fund is \$2,000,000, and the secretary of revenue shall then give notice to each person subject to the

environmental assurance fee as to the imposition of the fee and the duration thereof.

The director of accounts and reports shall cause to be published each month, in the second issue of the Kansas register published in such month, the amount of the unobligated balance in the fund on the last day of the preceding calendar month.

(c) Every manufacturer, importer or distributor of any petroleum product liable for the payment of environmental assurance fees as provided in this act, shall report in full and detail before the 25th day of every month to the secretary of revenue, on forms prepared and furnished by the secretary of revenue, and at the time of forwarding such report, shall compute and pay to the secretary of revenue the amount of fees due on all petroleum products subject to such fee during the preceding month.

(d) All fees imposed under the provisions of this section and not paid on or before the 25th day of the month succeeding the calendar month in which such petroleum products were subject to such fee shall be deemed delinquent and shall bear interest at the rate of 1% per month, or fraction thereof, from such due date until paid. In addition thereto, there is hereby imposed upon all amounts of such fees remaining due and unpaid after such due date a penalty in the amount of 5% thereof. Such penalty shall be added to and collected as a part of such fees by the secretary of revenue.

(e) The secretary of revenue is hereby authorized to adopt such rules and regulations as may be necessary to carry out the responsibilities of the secretary of revenue under this section.

Sec. 3. K.S.A. 1989 Supp. 65-34,119 is hereby amended to read as follows: 65-34,119. (a) An owner or operator of an underground petroleum storage tank, other than the United States government or any of its agencies, who is in substantial compliance, as provided in subsections (d) and (e), and who undertakes corrective action, either through personnel of the owner or operator or through response action contractors or subcontractors, is entitled to reimbursement of reasonable corrective action costs from the fund, subject to the following provisions:

(1) *Except as provided in subsection (a)(5)*, an owner or operator who is not a petroleum marketer and who owns or operates not more than four underground petroleum storage tanks shall be liable for the first \$5,000 of costs of corrective action taken in response to a release from any such petroleum storage tank, provided all petroleum or petroleum products are not stored for purposes of resale;

(2) *Except as otherwise provided by subsection subsections (a)(1) and (a)(5)*, the owner or operator of not more than 12 underground petroleum storage tanks shall be liable for the first \$10,000 of costs of corrective action taken in response to a release from any such petroleum storage tank;

(3) *except as provided by subsection (a)(5)*, the owner or operator of at least 13 and not more than 99 underground petroleum storage tanks shall be liable for the first \$20,000 of costs of corrective action taken in response to a release from any such petroleum storage tank;

(4) *except as provided by subsection (a)(5)*, the owner or operator of more than 99 underground petroleum storage tanks shall be liable for the first \$60,000 of costs of corrective action taken in response to a release from any such petroleum storage tank;

(5) *an owner or operator who complies with the provisions of subsection (a)(16)(B) shall be liable for the first \$100,000 of costs of corrective action taken at any one location of one or more underground petroleum storage tanks unless the owner or operator submits to the secretary proof, satisfactory to the secretary, that:* (A) *Such owner or operator is an association organized under the cooperative marketing act (K.S.A. 17-1601 et seq. and amendments thereto);* (B) *all businesses in which such association's underground petroleum storage tanks are used are owned and operated by such association; and* (C) *such association is not engaged in production or refining of petroleum products;*

(6) the owner or operator shall be liable for all costs of corrective action related to a release if the secretary determines that such owner or operator allowed, failed to report or failed to take corrective action in response to such release, knowing or having reason to know of such release;

(6) (7) the owner or operator must submit to and receive from the secretary approval of the proposed corrective action plan, together with projected costs of the corrective action;

(7) (8) *the secretary may, in the secretary's discretion, determine*

those costs which are allowable as corrective action costs and those which are attributable or ancillary to removal, replacement or retrofitting of underground storage tanks;

(9) the owner or operator or any agents thereof shall keep and preserve suitable records demonstrating compliance with the approved corrective action plan and all invoices and financial records associated with costs for which reimbursement will be requested;

~~(8)~~ (10) within 30 days of receipt of a complete corrective action plan, or as soon as practicable thereafter, the secretary shall make a determination and provide written notice as to whether the owner or operator responsible for corrective action is eligible or ineligible for reimbursement of corrective action costs, and should the secretary determine the owner or operator is ineligible, the secretary shall include in the written notice an explanation setting forth in detail the reasons for the determination;

(9) (11) the owner or operator shall submit to the secretary a written notice that corrective action has been completed within 30 days of completing corrective action;

~~(10)~~ (12) no later than 30 days from the submission of the notice as required by subsection ~~(a)(9)~~ (a)(11), the owner or operator must submit an application for reimbursement of corrective action costs in accordance with criteria established by the secretary, and the application for reimbursement must include the total amount of the corrective action costs and the amount of reimbursement sought. In no case shall the total amount of reimbursement exceed the lesser of the actual costs of the corrective action or the amount of the lowest bid submitted pursuant to K.S.A. 1989 Supp. 65-34,118 and amendments thereto less the appropriate deductible amount;

~~(11)~~ (13) interim payments shall be made to an owner or operator in accordance with the plan approved by the secretary pursuant to K.S.A. 1989 Supp. 65-34,118 and amendments thereto, except that the secretary, for good cause shown, may refuse to make interim payments or withhold the final payment until completion of the corrective action;

~~(12)~~ (14) the owner or operator shall be fully responsible for removal, replacement or retrofitting of underground petroleum storage tanks and the cost thereof, and costs attributable or ancillary thereto, shall not be reimbursable from the fund;

~~(13)~~ (15) the owner or operator shall provide evidence satisfactory to the secretary that corrective action costs equal to the appropriate deductible amount have been paid by the owner or operator, and such costs shall not be reimbursed to the owner or operator;

~~(14)~~ the owner or operator submits to the secretary proof, satisfactory to the secretary, that such owner or operator is unable to satisfy the criteria for self-insurance under the federal act; and

~~(15)~~ (16) the owner or operator submits to the secretary proof, satisfactory to the secretary, that: (A) such owner or operator is unable to satisfy the criteria for self-insurance under the federal act; or (B) such owner or operator is able to satisfy the criteria for self-insurance under the federal act but is not engaged in production or refining of petroleum products; and

(17) the owner or operator shall be liable for all costs which are paid by or for which the owner or operator is entitled to reimbursement from insurance coverage, warranty coverage or any other source.

(b) For the purpose of determining an owner's or operator's eligibility for reimbursement pursuant to subsection (a) and the applicable deductible of such owner or operator, the secretary shall consider all owners and operators owned or controlled by the same interests to be a single owner or operator.

(c) Notwithstanding the provisions of subsection (c) of K.S.A. 1989 Supp. 65-34,118 and amendments thereto, should the secretary find that any of the following situations exist, the owner or operator, or both, may shall, in the discretion of the secretary, be liable for 100% of costs associated with corrective action necessary to protect health or the environment, if:

(1) The release was due to willful or wanton actions by the owner or operator;

(2) the owner or operator is in arrears for moneys owed, other than environmental assurance fees, to the petroleum storage tank release trust fund;

(3) the release was from a tank not registered with the department;

(4) the owner or operator fails to comply with any provision of the agreement specified in subsection (c) of K.S.A. 1989 Supp. 65-34,118 and amendments thereto;

(5) the owner or operator moves in any way to obstruct the efforts of the department or its contractors to investigate the presence or effects of a release or to effectuate corrective action; or

(6) the owner or operator is not in substantial compliance with any provision of this act or rules and regulations promulgated hereunder.

(d) Except as otherwise provided in subsection ~~(d)~~ subsections (e) and (f), an owner or operator of an underground petroleum storage tank is in substantial compliance with this act and the rules and regulations adopted hereunder, if:

(1) On and after January 1, 1990, each petroleum storage tank owned or operated by such owner or operator has been registered with the secretary, in accordance with the applicable laws of this state and any rules and regulations adopted thereunder;

(2) the owner or operator has entered into an agreement with the secretary, as provided in subsection (c) of K.S.A. 1989 Supp. 65-34,118 and amendments thereto;

(3) the owner or operator has complied with any applicable financial responsibility requirements imposed by the Kansas storage tank act and the rules and regulations adopted thereunder; and

(4) the owner or operator has otherwise made a good faith effort to comply with the federal act, this act, any other law of this state regulating petroleum storage tanks and all applicable rules and regulations adopted under any of them.

(e) Prior to July 1, 1990, an owner or operator of any of the following underground petroleum storage tanks shall be deemed to be in substantial compliance with this act:

(1) Any farm or residential tank of 1,100 gallons or less capacity used for storing motor fuel for noncommercial purposes; and

(2) any tank used for storing heating oil for consumptive use on the single family residential premise where stored.

On and after July 1, 1990, an owner or operator of any petroleum storage tanks specified above shall be deemed to be in substantial compliance with this act, if each such tank has been registered with the secretary in accordance with the applicable laws of this state and any rules and regulations adopted thereunder.

(f) Any owner of an underground petroleum storage tank who at no time has placed petroleum in such tank or withdrawn petroleum from such tank shall not be required to register such tank to be eligible for reimbursement from the fund of all costs of any necessary corrective action and shall not be subject to the provisions of subsections (a)(1), (2), (3) and (4) and (5) if such owner submits a corrective action plan prior to July 1, 1990.

New Sec. 4. (a) An owner or operator of an underground petroleum storage tank shall be entitled to reimbursement from the fund for the costs of corrective action taken in response to a release from such tank which was discovered on or after December 22, 1988, and for which written approval of any corrective action taken prior to April 1, 1990, has been granted by the secretary, subject to the following:

(1) Such owner or operator shall be entitled to reimbursement pursuant to this section only to the extent that such owner or operator would be entitled to reimbursement if the release had been discovered on or after April 1, 1990, including application of all applicable deductibles and conditions of reimbursement imposed by K.S.A. 1989 Supp. 65-34,119 and amendments thereto;

(2) such owner or operator shall be entitled to reimbursement pursuant to this section only if the owner or operator submits to the secretary proof, acceptable to the secretary, that: (A) Such owner or operator is unable to satisfy the criteria for self-insurance under the federal act; or (B) such owner or operator is able to satisfy the criteria for self-insurance under the federal act but (i) such owner or operator is an association organized under the cooperative marketing act (K.S.A. 17-1601 et seq. and amendments thereto), (ii) all businesses in which such association's underground petroleum storage tanks are used are owned and operated by such association and (iii) such association is not engaged in production or refining of petroleum products;

(3) the aggregate of all reimbursement paid pursuant to this section shall not exceed \$3,200,000;

(continued)

(4) the aggregate of all reimbursement paid to an owner or operator pursuant to this section shall not exceed \$100,000, after all applicable deductibles; and

(5) any claim for reimbursement pursuant to this section must be submitted to the secretary not later than September 30, 1990;

(b) If the aggregate of all reimbursement to which owners and operators would be otherwise entitled pursuant to this section exceeds \$3,200,000, reimbursement shall be paid from the fund as follows:

(1) Any owner or operator who owns or operates not more than 12 underground petroleum storage tanks and whose aggregate claims for reimbursement pursuant to this section do not exceed \$20,000, before applicable deductibles, shall receive full payment of the reimbursement to which such owner or operator is entitled unless the aggregate of all reimbursement to which all such owners and operators are entitled exceeds \$3,200,000. In that case, such owners and operators shall be paid on a pro rata basis and no payments shall be paid to other owners or operators.

(2) If the aggregate of all reimbursement paid pursuant to subsection (b)(1) is less than \$3,200,000, owners and operators other than those described in subsection (b)(1) shall receive full payment of the reimbursement to which they are entitled unless the aggregate of all reimbursement to which all such owners and operators are entitled, when added to the amount paid pursuant to subsection (b)(1), exceeds \$3,200,000. In that case, such owners and operators shall be paid on a pro rata basis.

(c) All reimbursement payable pursuant to this section shall be paid by the secretary prior to February 1, 1991.

(d) This section shall be part of and supplemental to the Kansas storage tank act.

New Sec. 5. (a) The commissioner of insurance shall adopt and implement a plan for applicants for insurance who are in good faith entitled to insurance necessary to achieve compliance with the financial responsibility requirements for third party liability imposed by 40 CFR part 280, subpart H, and part 281 adopted by the federal environmental protection agency. Insurers undertaking to transact the kinds of insurance specified in subsection (b) or (c) of K.S.A. 40-1102 and amendments thereto and rating organizations which file rates for such insurance shall cooperate in the preparation and submission to the commissioner of insurance of a plan or plans for the insurance specified in this section. Such plan shall provide:

(1) Insurance necessary to achieve compliance with the financial responsibility requirements for third party liability imposed by 40 CFR part 280, subpart H, and part 281;

(2) for the appointment by the plan of a servicing carrier which shall be: (A) An insurance company authorized to transact business in this state; (B) an insurance company which is listed with the commissioner pursuant to K.S.A. 40-246e and amendments thereto; or (C) a risk retention group, as defined by K.S.A. 40-4101 and amendments thereto, which meets the requirements established under the federal liability risk retention act of 1986 (15 U.S.C. 3901 *et seq.*) and has registered with the commissioner pursuant to K.S.A. 40-4103 and amendments thereto;

(3) reasonable rules governing the plan, including provisions requiring, at the request of the applicant, an immediate assumption of the risk by an insurer or insurers upon completion of an application, payment of the specified premium and deposit of the application and the premium in the United States mail, postage prepaid and addressed to the plan's office;

(4) rates and rate modifications applicable to such risks, which rates shall be established as provided by subsection (b);

(5) the limits of liability which the insurer shall be required to assume;

(6) coverage for only underground storage tanks located within this state;

(7) coverage for at least 12 months from the date of the original application with respect to any underground storage tank which has been installed for less than 10 years, and may provide such coverage with respect to any such tank which has been installed 10 or more years without requiring tank integrity tests, soil tests or other tests for insurability if, within six months immediately preceding application for insurance, the tank has been made to comply with all provisions of federal and state law, and all applicable rules and regulations adopted pursuant thereto, but the plan may provide for

renewal or continuation of such coverage to be contingent upon satisfactory evidence that the tank or tanks to be insured continue to be in compliance with such laws and rules and regulations;

(8) exclusion from coverage of any damages for noneconomic loss and any damages resulting from intentional acts of the insured or agents of the insured;

(9) to the extent allowed by law, subrogation of the insurer to all rights of recovery from other sources for damages covered by the plan or plans;

(10) an optional deductible of the first \$2,500, \$5,000 or \$10,000 of liability per occurrence at any one location for compensation of third parties for bodily injury and property damage caused by either gradual or sudden and accidental releases from underground petroleum storage tanks, but no such deductible shall apply to reasonable and necessary attorney fees and other reasonable and necessary expenses incurred in defending a claim for such compensation;

(11) coverage only of claims for occurrences that commenced during the term of the policy and that are discovered and reported to the insurer during the policy period or within six months after the effective date of the cancellation or termination of the policy;

(12) a method whereby applicants for insurance, insureds and insurers may have a hearing on grievances and the right of appeal to the commissioner;

(13) a method whereby adequate reserves are established for open claims and claims incurred but not reported based on advice from an independent actuary retained by the plan at least annually, the cost of which shall be borne by the plan;

(14) a method whereby the plan shall compare the premiums earned to the losses and expenses sustained by the plan for the preceding fiscal year and if, for that year: (A) There is any excess of losses and expenses over premiums earned, plus amounts transferred pursuant to subsection (a)(15), an amount equal to such excess losses and expenses shall be transferred from the petroleum storage tank release fund established by K.S.A. 1989 Supp. 65-34,114 and amendments thereto to the plan; or (B) there is any surplus of premiums earned, plus amounts transferred pursuant to subsection (a)(15), over losses, including loss reserves, and expenses sustained, an amount equal to such surplus shall be transferred to such fund from the plan; and

(15) a method whereby, during any fiscal year, whenever the losses and expenses sustained by the plan exceed premiums earned, an amount equal to the excess of losses and expenses shall be transferred from the petroleum storage tank release fund established by K.S.A. 1989 Supp. 65-34,114 and amendments thereto to the plan upon receipt by the secretary of health and environment of evidence, satisfactory to the secretary, of the amount of the excess losses and expenses.

(b) The commissioner of insurance shall establish rates, effective January 1 of each year, for coverage provided under the plan adopted pursuant to this section. Such rates shall be reasonable, adequate and not unfairly discriminatory. Such rates shall be based on loss and expense experience developed by risks insured by the plan and shall be in an amount deemed sufficient by the commissioner to fund anticipated claims based upon reasonably prudent actuarial principles, except that:

(1) Due consideration shall be given to the loss and expense experience developed by similar plans operating or trust funds offering third party liability coverage in other states and the voluntary market; and

(2) before January 1, 1992, the annual rate shall be not more than \$500 for each tank for which coverage is provided under the plan with selection of a \$10,000 deductible.

In establishing rates pursuant to this subsection, the commissioner shall establish, as appropriate, lower rates for tanks complying with all federal standards, including design, construction, installation, operation and release detection standards, with which such tanks are or will be required to comply by 40 C.F.R. part 280 as in effect on the effective date of this act.

(c) The commissioner of insurance shall appoint a governing board for the plan. The governing board shall meet at least annually to review and prescribe operating rules of the plan. Such board shall consist of five members appointed as follows: One representing domestic or foreign insurance companies, one representing independent insurance agents, one representing underground storage tank owners

and operators and two representing the general public. No member representing the general public shall be, or be affiliated with, an insurance company, independent insurance agent or underground storage tank operator. Members shall be appointed for terms of three years, except that the initial appointment shall include two members appointed for two-year terms and one member appointed for a one-year term, as designated by the commissioner.

(d) Before adoption of a plan pursuant to this section, the commissioner of insurance shall hold a hearing thereon.

(e) An insurer participating in the plan adopted by the commissioner of insurance pursuant to this section may pay a commission with respect to insurance assigned under the plan to an agent licensed for any other insurer participating in the plan or to any insurer participating in the plan.

(f) The commissioner of insurance may adopt such rules and regulations as necessary to administer the provisions of this section.

(g) The department of health and environment and the plan shall provide to each other such information as necessary to implement and administer the provisions of this section. Any such information which is confidential while in the possession of the department or plan shall remain confidential after being provided to the other pursuant to this subsection.

Sec. 6. K.S.A. 1989 Supp. 65-34,120 is hereby amended to read as follows: 65-34,120. (a) Nothing in this act shall establish or create any liability or responsibility on the part of the board, the secretary, the department or its agents or employees, or the state of Kansas to pay any corrective action costs from any source other than the fund created by this act. In no event shall the fund be liable for the payment of corrective action costs in an amount in excess of the following, less any applicable deductible amounts of the owner or operator:

(1) For costs incurred in response to any one release from an underground petroleum storage tank, \$1,000,000;

(2) *subject to the provisions of subsection (a)(4)*, for an owner or operator of 100 or fewer underground petroleum storage tanks, an annual aggregate of \$1,000,000; ~~and~~

(3) *subject to the provisions of subsection (a)(4)*, for an owner or operator of more than 100 underground petroleum storage tanks, an annual aggregate of \$2,000,000; ~~and~~

(4) *for an owner or operator subject to the amount deductible pursuant to subsection (a)(5) of K.S.A. 1989 Supp. 65-34,119 and amendments thereto, an aggregate of \$1,000,000 for the period of time that the fund exists.*

(b) This act is intended to assist an owner or operator only to the extent provided for in this act, and it is in no way intended to relieve the owner or operator of any liability that cannot be satisfied by the provisions of this act.

(c) Neither the secretary nor the state of Kansas shall have any liability or responsibility to make any payments for corrective action if the fund created herein is insufficient to do so. In the event the fund is insufficient to make the payments at the time the claim is filed, such claims shall be paid in the order of filing at such time as moneys are paid into the fund.

(d) No common law liability, and no statutory liability which is provided in a statute other than in this act, for damages resulting from a release from an underground petroleum storage tank is affected by this act. The authority, power and remedies provided in this act are in addition to any authority, power or remedy provided in any statute other than a section of this act or provided at common law.

(e) If a person conducts a corrective action activity in response to a release from an underground petroleum storage tank, whether or not the person files a claim against the fund under this act, the claim and corrective action activity conducted are not evidence of liability or an admission of liability for any potential or actual environmental pollution or third party claim.

New Sec. 7. If any provisions of this act or the application thereof to any person or circumstances is held invalid the invalidity does not affect other provisions or applications of this act which can be given effect without the invalid provisions or application and to this end the provisions of this act are severable.

Sec. 8. K.S.A. 1989 Supp. 65-34,114, 65-34,117, 65-34,119 and 65-34,120 are hereby repealed.

Sec. 9. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register, May 17, 1990.)

Substitute for HOUSE BILL No. 2605

AN ACT concerning architectural services for capital improvement projects for state agencies; relating to fees of project architects; amending K.S.A. 75-1263 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 75-1263 is hereby amended to read as follows: 75-1263. (a) Except as otherwise provided in subsection (c), fees paid to firms employed as project architect to provide architectural services shall not exceed the following:

(1) When the firm provides preliminary design services, construction documents, bidding services and the construction administration services specified in K.S.A. 75-1260 and amendments thereto the maximum shall be: Seven percent of that portion of the estimated cost of the project not exceeding ~~\$1,000,000~~ \$2,250,000; 6.25% of that portion of the estimated cost of the project exceeding ~~\$1,000,000~~ \$2,250,000 but not exceeding ~~\$2,000,000~~ \$4,500,000; 5.5% of that portion of the estimated cost of the project exceeding ~~\$2,000,000~~ \$4,500,000 but not exceeding ~~\$3,000,000~~ \$6,750,000. The fees to be paid for any project for which the estimate of cost exceeds ~~\$3,000,000~~ \$6,750,000 shall be negotiated between the firm selected and the negotiating committee, but shall not exceed 5% on that portion of the estimated cost of the project exceeding ~~\$3,000,000~~ \$6,750,000.

(2) When a prior project architect, the secretary of administration or any agency architect as provided in K.S.A. 75-1254 and amendments thereto provides preliminary design services and the project architect provides construction documents, bidding services and construction administration services, the maximum established under subsection (a)(1) shall be reduced by ~~25%~~ *the negotiating committee which shall determine the value of the services to be performed and shall adjust the fee accordingly.*

(3) When a prior project architect, the secretary of administration or an agency architect as provided in K.S.A. 75-1254 and amendments thereto provides preliminary design services, bidding services and construction administration services, the maximum established under subsection (a)(1) shall be reduced by ~~45%~~ *the negotiating committee which shall determine the value of the services to be performed and shall adjust the fee accordingly.*

(b) ~~If the proposed project includes remodeling of existing construction, A fee of not to exceed 4% of that part of the estimated cost of the project, which is designated as remodeling shall be determined by the negotiating committee and which shall be proportional to the relative complexity of the project, may be added to the fees otherwise authorized under this section.~~

(c) For purposes of computing the project architect's maximum fees, the estimated cost of the project shall be that provided in the original program cost estimate for the project. The estimated cost of the project shall not be reduced or increased without the prior approval of the negotiating committee which approved the project description under K.S.A. 75-1255 and amendments thereto. The project architect's maximum fee shall not be reduced or increased except that the project architect may be paid additional fees as a result of change orders initiated by the state or for additional services which are the result of changes in the scope or program of the project or construction circumstances beyond the control of the project architect or the state. Any increase in the fees paid to a project architect above the previously established maximum for the project shall receive the prior approval of the negotiating committee which approved the project description under K.S.A. 75-1255 and amendments thereto *and, upon such approval, shall constitute a revised maximum fee under this section.*

(d) Fees of project architects shall be paid from appropriations for the particular project for which the project architect is employed and in no case shall the amount appropriated for a project be exceeded for any increase in a project architect's fees. The secretary of administration shall report to the joint committee on state building construction all actions relating to any increase under subsection (c) in the fees paid to a project architect above the previously established maximum for the project.

Sec. 2. K.S.A. 75-1263 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the *Kansas Register*, May 17, 1990.)

SENATE BILL No. 785

AN ACT concerning municipal bonds or obligations; relating to interest rates; amending K.S.A. 1989 Supp. 10-1009 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 1989 Supp. 10-1009 is hereby amended to read as follows: 10-1009. (a) The maximum stated rate of interest which may be fixed on fixed-rate bonds issued by a municipality or taxing subdivision of the state of Kansas shall be determined on the day the bonds are sold and shall not exceed the index of treasury bonds published by the weekly *Credit Markets MuniWeek*, in New York, New York, on the Monday next preceding the day on which the bonds are sold, plus 2%.

(b) The maximum stated rate of interest which may be fixed on variable-rate bonds issued by a municipality or taxing subdivision of the state of Kansas shall be determined on the date on which the rate is determined in accordance with the resolution or ordinance of the issuer and shall not exceed the index of treasury bonds published by the weekly *Credit Markets MuniWeek*, in New York, New York, on the Monday next preceding such date, plus 2%.

(c) The maximum rate of interest specified in this section shall be applicable to bonds issued after the effective date of this act pursuant to proceedings initiated either before or after the effective date of this act.

Sec. 2. K.S.A. 1989 Supp. 10-1009 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the *Kansas register*.

(Published in the *Kansas Register*, May 17, 1990.)

SENATE BILL No. 801

AN ACT relating to the information network of Kansas, Inc.; amending sections 1, 3 and 4 of 1990 Senate Bill No. 678 and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

Section 1. Section 1 of 1990 Senate Bill No. 678 is hereby amended to read as follows: Section 1. As used in this act, the following words and terms shall have the following meanings, unless the context shall indicate another or different meaning or intent:

(a) The acronym "INK" shall mean the information network of Kansas, Inc., created by section 3, or, if INK shall be abolished, the board, body or commission succeeding to the principal functions thereof or to whom the powers given by this act to INK shall be given by law.

(b) The word "gateway" shall mean any centralized electronic information system by which public information shall be provided via dial-in modem or continuous link to the public through subscription or through public libraries.

(c) The term "public information" shall mean any information stored, gathered or generated in electronic or magnetic form by the state of Kansas, its agencies or instrumentalities, which is included within the information deemed to be public pursuant to the Kansas open records act, K.S.A. 45-215 *et seq.*, and amendments thereto.

(d) The word "agency" shall mean any agency or instrumentality of the state of Kansas which stores, gathers or generates public information.

(e) The term "network manager" shall mean the entity or person engaged to manage and run the gateway or network on behalf of INK.

(f) The term "user association" shall mean an association:

(1) Whose membership is identifiable by regular payment of association dues and regularly maintained membership lists;

(2) which is registered with the state or is a Kansas corporation;

(3) which exists for the purpose of advancing the common occupation or profession of its membership; and

(4) which, after the appointment of the initial board of INK, regularly promotes and encourages the subscription of its members to the gateway service provided by INK.

Sec. 2. Section 3 of 1990 Senate Bill No. 678 is hereby amended to read as follows: Sec. 3. (a) There is hereby created a body politic and corporate to be known as the information network of Kansas, Inc. INK is hereby constituted as a public instrumentality and the exercise by INK of the authority and powers conferred by this act

shall be deemed and held to be the performance of an essential governmental function.

(b) INK shall be governed by a board consisting of 10 members as follows:

(1) The president of Kansas, Inc.;

(2) the secretary of state;

(3) two members who are chief executive officers of agencies of the executive branch, appointed by the governor who shall serve at the pleasure of the governor;

(4) one member appointed by the governor from a list of three Kansas bar association from among its membership who members submitted by such association. Such member shall serve a three-year term;

(5) three members from other user associations of a statewide character appointed by the governor from a list of not less than nine individuals and their respective user associations compiled initially by the president of Kansas, Inc. and thereafter by the board of INK and submitted to the governor. No two members appointed pursuant to this paragraph shall represent the same user association. The terms for such members shall be for a period of three years, except initially, when the terms shall be for one, two and three years, respectively;

(6) one member appointed by the governor from a list submitted by the president of the Kansas public libraries association, whose president shall appoint such member to the board from a public library which subscribes and comprised of three librarians employed by public libraries. Following the initial appointment hereunder, such list shall be comprised of librarians of public libraries which subscribe to INK. Such member shall serve a three-year term; and

(7) the director of information systems and communications who shall serve as a nonvoting member.

(c) The board shall annually elect one member from the board as chairperson of INK, another as vice-chairperson and another as secretary.

(d) Five members of the board shall constitute a quorum and the affirmative vote of five members shall be necessary for any action taken by the board. No vacancy in the membership of the board shall impair the right of a quorum to exercise all the rights and perform all the duties of the board.

Sec. 3. Section 4 of 1990 Senate Bill No. 678 is hereby amended to read as follows: Sec. 4. (a) In order to achieve its purpose as provided in this act, INK shall:

(1) Serve in an advisory capacity to the secretary of administration, division of information services and communications and other state agencies regarding the provision of state data to the citizens and businesses of Kansas;

(2) seek advice from the general public, its subscribers, professional associations, academic groups and institutions and individuals with knowledge of and interest in areas of networking, electronic mail, public information access, gateway services, add-on services and electronic filing of information; and

(3) develop charges for the services provided to subscribers, which include the actual costs of providing such services.

(b) All state agencies shall cooperate with INK in providing such assistance as may be requested for the achievement of its purpose. Agencies may recover actual costs incurred by providing such assistance. Services and information to be provided by any agency shall be specified pursuant to contract between INK and such agency and shall comply with the provisions of K.S.A. 45-215 *et seq.* and 21-3914, and amendments thereto.

Sec. 4. Sections 1, 3 and 4 of 1990 Senate Bill No. 678 are hereby repealed.

Sec. 5. This act shall take effect and be in force from and after its publication in the *Kansas register*.

(Published in the *Kansas Register*, May 17, 1990.)

SENATE BILL No. 428

AN ACT amending the Kansas parimutuel racing act; relating to county fair associations; concerning certain personnel of the commission; amending K.S.A. 1989 Supp. 74-8805 and 74-8814 and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 1989 Supp. 74-8814 is hereby amended to read as follows: 74-8814. (a) Subject to the provisions of subsection (b), the commission shall establish by rules and regulations an application fee not exceeding \$500 for any of the following which applies for an organization license and the license fee for any of the following granted an organization license shall be \$100 for each day of racing approved by the commission:

(1) Any fair association, other than the Greenwood county and Anthony fair associations, organized pursuant to K.S.A. 2-125 *et seq.* and amendments thereto, or the national greyhound association of Abilene, Kansas, if: (A) Such association conducts not more than two race meetings each year; (B) such race meets are held within the boundaries of the county where the applicant is located; and (C) such race meetings are held for a total of not more than 21 days per year; or

(2) the Greenwood county fair association or the Anthony fair association with respect to race meetings conducted by such association at Eureka Downs or Anthony Downs, respectively, for which the number of race meetings and days, and the dates thereof, shall be specified by the commission.

(b) The application fee for a county fair association applying for an organization license to conduct only harness horse races without parimutuel wagering shall be \$50 for each application, and no license fee shall be required of such association for any day of a race meeting of less than 10 days of only harness horse racing without parimutuel wagering.

(c) *The commission shall adopt rules and regulations providing for simplified and less costly procedures and requirements for county fair associations applying for or holding a license to conduct race meetings.*

(d) The Kansas bureau of investigation shall investigate the president, vice-president, secretary and treasurer of a county fair association, and such other members as the commission considers necessary, to determine eligibility for an organization license.

(e) Except as otherwise provided by this section, all applicants for organization licenses for the conduct of race meetings pursuant to the provisions of this section shall be required to comply with all the provisions of K.S.A. 1988 1989 Supp. 74-8813 and amendments thereto.

Sec. 2. On and after July 1, 1990, K.S.A. 1989 Supp. 74-8805 is hereby amended to read as follows: 74-8805. (a) (1) The ~~governor~~ *commission* shall appoint, subject to confirmation by the senate as provided by K.S.A. 75-4315b and amendments thereto, an executive director of the commission, to serve at the pleasure of the ~~governor~~ *commission*.

(2) The executive director shall: (A) Be in the unclassified service under the Kansas civil service act; (B) devote full time to the executive director's assigned duties; (C) receive such compensation as determined by the commission, subject to the limitations of appropriations therefor; (D) be a citizen of the United States and an actual resident of Kansas during employment by the commission; and (E) not have been convicted of a felony under the laws of any state or of the United States prior to or during employment by the commission; and (F) *have familiarity with the horse and dog racing industries sufficient to fulfill the duties of the office of executive director.*

(3) The executive director shall: (A) Recommend to the commission the number and qualifications of employees necessary to implement and enforce the provisions of this act; (B) employ persons for those positions approved by the commission, subject to the limitations of appropriations therefor; and (C) perform such other duties as directed by the commission.

(b)(1) The ~~commission~~ *executive director* shall appoint an inspector of parimutuels to serve at the pleasure of the ~~commission~~ *executive director*.

(2) The inspector of parimutuels shall: (A) Be in the unclassified service under the Kansas civil service act; (B) devote full time to

the inspector's assigned duties; (C) receive such compensation as determined by the ~~commission~~ *executive director*, subject to the limitations of appropriations therefor; (D) be a citizen of the United States and an actual resident of Kansas during employment by the ~~commission~~ *as inspector of parimutuels*; and (E) not have been convicted of a felony under the laws of any state or of the United States prior to or during employment by the commission.

(3) The inspector of parimutuels shall: (A) Inspect and audit the conduct of parimutuel wagering by organization licensees, including the equipment and facilities used and procedures followed; (B) train and supervise such personnel as employed by the executive director to assist with such duties; and (C) perform such other duties as directed by the ~~commission~~ *executive director*.

(c) (1) The ~~commission~~ *executive director* shall appoint a director of security to serve at the pleasure of the ~~commission~~ *executive director*.

(2) The director of security shall: (A) Be in the unclassified service under the Kansas civil service act; (B) devote full time to the security director's assigned duties; (C) receive such compensation as determined by the ~~commission~~ *executive director*, subject to the limitations of appropriations therefor; (D) be a citizen of the United States and an actual resident of Kansas during employment by the ~~commission~~ *as director of security*; and (E) not have been convicted of a felony under the laws of any state or of the United States prior to or during employment by the commission; and (F) be a professional law enforcement officer with a minimum of five years' experience in the field of law enforcement and at least a bachelor's degree in law enforcement administration, law, criminology or a related science or, in lieu thereof, a minimum of 10 years' experience in the field of law enforcement.

(3) The director of security shall: (A) Conduct investigations relating to compliance with the provisions of this act and rules and regulations of the commission; (B) recommend proper security measures to organization licensees; (C) train and supervise such personnel as employed by the executive director to assist with such duties; and (D) perform such other duties as directed by the ~~commission~~ *executive director*.

(d) (1) *The executive director may appoint a director of racing operations to serve at the pleasure of the executive director.*

(2) *The director of racing operations shall: (A) Be in the unclassified service under the Kansas civil service act; (B) devote full time to the director's assigned duties; (C) receive such compensation as determined by the executive director, subject to the limitations of appropriations therefor; (D) be a citizen of the United States and an actual resident of Kansas during employment as director of racing operations; (E) not have been convicted of a felony under the laws of any state or of the United States prior to or during employment by the commission; and (F) have a minimum of 10 years' experience in racing operations.*

(3) *The director of racing operations shall: (A) Supervise racing operations, including stewards and racing judges; (B) be responsible for training and education of stewards and racing judges; (C) advise the commission on necessary or desirable changes in rules and regulations relating to conduct of races; (D) train and supervise such personnel as employed by the executive director to assist with such duties; and (E) perform such other duties as directed by the executive director.*

(e) The commission may appoint an advisory committee of persons knowledgeable in the horse and greyhound breeding and racing industries to provide information and recommendations to the commission regarding the administration of this act. Members of such advisory committee shall serve without compensation or reimbursement of expenses.

(f) Except as otherwise provided by this act, all employees of the commission shall be in the classified service under the Kansas civil service act.

Sec. 3. K.S.A. 1989 Supp. 74-8814 is hereby repealed.

Sec. 4. On and after July 1, 1990, K.S.A. 1989 Supp. 74-8805 is hereby repealed.

Sec. 5. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register, May 17, 1990.)

SENATE BILL No. 508

AN ACT concerning school districts; relating to the financing thereof; amending K.S.A. 72-7068 and K.S.A. 1989 Supp. 72-7041, 72-7043, 72-7046a, 72-7055 and 72-7067, and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 1989 Supp. 72-7041 is hereby amended to read as follows: 72-7041. (a) "Taxable income" means Kansas taxable income of resident individuals as determined under the provisions of the Kansas income tax act.

(b) "Taxable income within the district" means the total taxable income of resident individuals of a district as determined on the basis of state income tax returns filed in the preceding calendar year. *If for any school year taxable income within a district is greater than 175% of the taxable income within the district as determined for computation of the district wealth of a district for the preceding school year, taxable income within the district means 175% of the taxable income within the district.*

(c) "Resident individual" has the meaning ascribed thereto in K.S.A. 70-32,109, and amendments thereto.

(d) "Resident individual income tax liability" means the income tax liability of resident individuals as imposed and computed under the provisions of the Kansas income tax act.

(e) "Resident individual income tax liability within the district" means the amount equivalent to the total resident individual income tax liability of residents of a district as reported on state income tax returns.

Sec. 2. On July 1, 1990, K.S.A. 1989 Supp. 72-7043 shall be and is hereby amended to read as follows: 72-7043. (a) In February of each year, the state board shall determine the amount of general state aid each district is entitled to receive for the current school year as provided in this section.

(b) The state board shall subtract the amount of the district's local effort from the amount of the district's legally adopted budget of operating expenses for the current school year. Subject to the other provisions of subsection (e) this section, the remainder is the amount of general state aid the district is entitled to receive for the current school year.

(c) Subject to appropriations for the purpose of implementing the provisions of this subsection the succeeding subsections of this section, the amount of general state aid each district shall be entitled to receive for the 1989-90 1990-91 school year shall be determined by the state board as follows provided in this subsection. The state board shall:

(1) Determine the sum of an amount equal to of the district's general state aid entitlement from the school district income tax fund and the amount of the remainder obtained under subsection (b) for the 1989-90 school year as such entitlement was determined under the provisions of this section prior to its amendment by this act.

(2) Divide the amount determined under provision (1) by the number of pupils enrolled in the district on September 20, 1989.

(2) Determine the sum of an amount equal to the district's entitlement in the 1988-89 school year from the school district income tax fund and the amount of the district's general state aid entitlement for such school year.

(3) If the sum obtained under provision (2) is greater than the sum obtained under provision (1), subtract the amount of the sum obtained under provision (1) from the amount of the sum obtained under provision (2) and compute 87.5% of the remainder.

The amount of general state aid the district is entitled to receive for the 1989-90 school year is the sum of the amount of the remainder obtained under subsection (b) and the amount computed under this provision.

(4) If the sum obtained under provision (2) is less than the sum obtained under provision (1), the amount of general state aid the district is entitled to receive for the 1989-90 school year is the amount of the remainder obtained under subsection (b).

(5) If the amount of appropriations for implementation of the provisions of this subsection is insufficient to pay in full the amount each district is determined to be entitled to receive

under this subsection for the 1989-90 school year, the state board shall prorate the amount appropriated among all districts which are determined to be entitled to receive general state aid under the provisions of this subsection in proportion to the amount each district is determined to be entitled to receive.

(6) The provisions of this subsection shall expire on June 30, 1990.

(3) Multiply the quotient obtained under provision (2) by the number of pupils enrolled in the district on September 20, 1990.

(4) Determine the amount of the district's entitlement from the school district income tax fund in the 1989-90 school year and in the 1990-91 school year. If the amount of the district's entitlement from the school district income tax fund in the 1990-91 school year is less than the district's entitlement from such fund in the 1989-90 school year, subtract the district's entitlement in the 1990-91 school year from the district's entitlement in the 1989-90 school year.

(5) If the amount of the district's entitlement from the school district income tax fund in the 1989-90 school year is greater than the district's entitlement from such fund in the 1990-91 school year, the amount of general state aid the district is entitled to receive for the 1990-91 school year is the sum of the amount of the product obtained under provision (3) and the amount of the remainder obtained under provision (4). If the amount of the district's entitlement from the school district income tax fund in the 1989-90 school year is less than the district's entitlement from the school district income tax fund in the 1990-91 school year, the amount of general state aid the district is entitled to receive for the 1990-91 school year is the amount of the product obtained under provision (3).

(d) Each district which is entitled to receive general state aid under subsection (c) for the 1990-91 school year is entitled to receive an additional amount of general state aid for such school year if the state board of tax appeals authorizes the district to increase its legally adopted budget of operating expenses as a result of an appeal under subsection (a)(1) of K.S.A. 72-7071, and amendments thereto. The additional amount of general state aid each such district shall be entitled to receive shall be determined by the state board as provided in this subsection. The state board shall:

(1) Determine the ratio of the district's general state aid entitlement for the 1989-90 school year to the district's legally adopted budget of operating expenses in such school year.

(2) Multiply the amount of the increase in the district's legally adopted budget of operating expenses authorized by the state board of tax appeals by the ratio determined under provision (1). The additional amount of general state aid the district is entitled to receive for the 1990-91 school year is the amount of the product obtained under this provision.

(e) If the amount of appropriations for general state aid is in excess of or less than the amount each district is determined to be entitled to receive under subsection (c) for the 1990-91 school year, the state board shall prorate the amount appropriated among all districts which are determined to be entitled to receive general state aid under the provisions of subsection (c) in proportion to the amount each district is determined to be entitled to receive under such subsection.

(f) The provisions of subsections (c), (d) and (e) shall expire on June 30, 1991.

Sec. 3. On July 1, 1990, K.S.A. 1989 Supp. 72-7046a shall be and is hereby amended to read as follows: 72-7046a. (a) Annually, the state board shall prepare a schedule comparable to that prescribed in K.S.A. 72-7044. The schedule shall be derived from a graph prepared by the state board. The graph shall show the medians of budgets per pupil of districts with enrollments of 200 or more in the current school year.

The horizontal base line of the graph shall be divided into equal intervals each of which represents enrollment of 100, ranging from districts with 200-299 enrollment on the left to districts with 2,000 and over enrollment on the right, unless there is a different ending enrollment category on the right which has a lesser statistically significant variation from the median budget per pupil of districts with the largest enrollments, in which case such different ending enrollment category shall be used. The vertical base line of the graph shall begin at zero dollars at the horizontal base line and shall ascend by equal intervals of budget per pupil.

(b) The schedule derived from the graph shall contain five en-

rollment categories. The first enrollment category shall be for districts with under 200 enrollment. The second enrollment category shall be for districts with 200-399 enrollment. In order to adequately describe the relationship between enrollment of districts and budgets per pupil, the schedule shall contain two enrollment categories for districts with 400 enrollment to districts with under 10,000 enrollment. The fifth enrollment category shall be for districts with 10,000 or more enrollment.

(c) For the purpose of determining local effort rate:

(1) The schedule shall include adjustment factors, based on an accepted mathematical formula, applicable to the intervals in the second enrollment category and in the third enrollment category in order to provide a linear transition in the budget per pupil in the enrollment categories specified in this provision.

(2) The budget per pupil for districts in the first enrollment category shall be the median budget per pupil of districts in the second enrollment category. The budget per pupil prescribed in the schedule for districts in the third enrollment category shall begin with the median budget per pupil of districts in the 400-499 enrollment interval.

(3) The budget per pupil for districts in the fourth enrollment category shall be:

(A) For In the 1989-90 and 1990-91 school years, an amount equal to a sum to be determined by the state board in each such school year by computing 2.5% 107.1% of the amount of the median budget per pupil in the 1989-90 school year of the districts in the enrollment category and adding the computed amount to such median budget per pupil in such school year; and

(B) for in the 1991-92 school year and for in each school year thereafter, the greater of an amount equal to 107.1% of the amount of the median budget per pupil in the 1989-90 school year of the districts in the enrollment category in such school year or the median budget per pupil of the districts in the enrollment category in the current school year.

(4) The budget per pupil for districts in the fifth enrollment category shall be the median budget per pupil of the districts in such enrollment category.

(d) For the purpose of determining the limitation on operating expenses per pupil:

(1) For districts in the first and second enrollment categories, the median budget per pupil shall be the median budget per pupil of the districts in the second enrollment category. For districts in the fourth enrollment category, the median budget per pupil shall be the budget per pupil specified for such districts under subsection (c). For districts in the fifth enrollment category, the median budget per pupil shall be the median budget per pupil of the districts in such enrollment category.

(2) In order to provide a linear transition in the median budget per pupil for districts in the third enrollment category, the schedule shall include adjustment factors, based on an accepted mathematical formula, applicable to budgets per pupil between the median budget per pupil in the second enrollment category and the median budget per pupil in the fourth enrollment category. For districts in the third enrollment category, the median budget per pupil shall be the budget per pupil prescribed by the schedule under this provision.

Sec. 4. K.S.A. 1989 Supp. 72-7055 is hereby amended to read as follows: 72-7055. (a) Subject to the other provisions of this section, in any school year commencing after June 30, 1990 1991, no district shall budget or expend for operating expenses per pupil more than (1) the determinable percentage of the amount of its budget per pupil in the preceding school year or (2) one hundred three percent of the median budget per pupil, as determined by the state board, in the preceding school year of districts within the same enrollment category as such district during such year, whichever of (1) or (2) is the lower amount per pupil. Notwithstanding the foregoing provisions of this subsection, any district may budget and expend for operating expenses per pupil not more than 103% of its budget per pupil in the preceding school year.

For the purposes of this subsection, the determinable percentage shall be the percentage equal to the percentage specified in provision (2) plus six percentage points.

(b) Subject to the other provisions of this section, in the school year commencing after June 30, 1989 1990, no district shall budget

or expend for operating expenses per pupil more than (1) the determinable percentage of the amount of its budget per pupil in the preceding school year or (2) one hundred two one percent of the median budget per pupil, as determined by the state board, in the preceding school year of districts within the same enrollment category as such district during such year, whichever of (1) or (2) is the lower amount per pupil. Notwithstanding the foregoing provisions of this subsection, any district may budget and expend for operating expenses per pupil not more than 102% 101% of its budget per pupil in the preceding school year.

For the purposes of this subsection, the determinable percentage shall be the percentage equal to the percentage specified in provision (2) plus 2.5 one percentage points point.

(c) In the school year commencing after June 30, 1989, any district may increase the percentage increase in its budget per pupil authorized under subsection (b) by not more than one percentage point if the board determines that the amount the district is permitted to budget for operating expenses per pupil under the limitations prescribed in this section is insufficient for such purposes and that an increase in its budget per pupil under this subsection is necessary. No district shall increase its budget per pupil under this subsection until a resolution authorizing such an increase is passed by the board and published once in a newspaper having general circulation in the district. The resolution shall specify the amount and percentage of the proposed increase in the budget per pupil. After adoption of the resolution, the budget per pupil may be increased by the specified amount unless, within 30 days following publication of the resolution, a petition in opposition to the proposed increase, signed by not less than 5% of the qualified electors of the district, is filed with the county election officer of the home county of the district. In the event such a petition is filed, the budget per pupil shall not be increased without the question thereof having been submitted to and been approved by a majority of the qualified electors of the district voting at an election which shall be called for that purpose.

(c) In the school year commencing after June 30, 1990, any district may increase the percentage increase in its budget per pupil authorized under subsection (b) by not more than one percentage point if the board determines that the amount the district is permitted to budget for operating expenses per pupil under the limitations prescribed in this section is insufficient for such purposes and that an increase in its budget per pupil under this subsection is necessary. No district shall increase its budget per pupil under this subsection until a resolution authorizing such an increase is passed by the board and published once in a newspaper having general circulation in the district. The resolution shall specify the amount and percentage of the proposed increase in the budget per pupil. After adoption of the resolution, the budget per pupil may be increased by the specified amount unless, within 30 days following publication of the resolution, a petition in opposition to the proposed increase, signed by not less than 5% of the qualified electors of the district, is filed with the county election officer of the home county of the district. In the event such a petition is filed, the budget per pupil shall not be increased without the question thereof having been submitted to and been approved by a majority of the qualified electors of the district voting at an election which shall be called for that purpose.

(d) In addition to the amounts authorized to be budgeted and expended under the provisions of this section, any district may budget and expend for operating expenses per pupil in any school year an amount which shall be determined by the state board by computing the amount of increase in expenditures paid from the general fund of the district in the preceding school year for the employer contribution required under K.S.A. 40-2305, and amendments thereto. Such amount of increase, less an amount equivalent to the percentage increase in the budget per pupil authorized in the preceding school year times the expenditure for the contribution in the second preceding school year, is the additional amount which may be included within the legally adopted budget of operating expenses in the current school year.

(e) In addition to the amounts authorized to be budgeted and expended under the provisions of this section, any district may budget and expend for operating expenses per pupil in any school

(continued)

year an amount which shall be determined by the state board by computing the amount of increase in expenditures paid from the general fund of the district in the preceding school year for the costs incurred for the supplying of water, heat and electricity to the district. Such amount of increase, less an amount equivalent to the percentage increase in the budget per pupil authorized in the preceding school year times the expenditure for the costs in the second preceding school year, is the additional amount which may be included within the legally adopted budget of operating expenses in the current school year.

(f) In addition to the amounts authorized to be budgeted and expended under the provisions of this section, any district may budget and expend for operating expenses per pupil in any school year an amount which shall be determined by the state board by computing the amount of increase in expenditures paid from the general fund of the district in the preceding school year for the purchase of insurance. Such amount of increase, less an amount equivalent to the percentage increase in the budget per pupil authorized in the preceding school year times the expenditure for the purchase of insurance in the second preceding school year, is the additional amount which may be included within the legally adopted budget of operating expenses in the current school year.

(g) Whenever the amount of a district's legally adopted budget of operating expenses, as approved and filed with the county clerk for any school year, is less than the amount authorized for such school year under the other provisions of this section, the district may add an amount equal to the amount that the budget is less than so authorized to its legally adopted budget of operating expenses of a later school year. Notwithstanding the foregoing provision of this subsection, no district shall add to its legally adopted budget of operating expenses for any school year more than an amount equal to the amount of the addend component of the determinable percentage authorized for such school year under the provisions of this section.

(h) If the enrollment in a district in the current school year has decreased less than the percentage applicable to the district under this subsection from the enrollment in the preceding school year, the amount which the district may budget and expend under this section may be computed on the basis of the enrollment in the preceding school year. If the enrollment in a district in the current school year has decreased more than the percentage applicable to the district under this subsection from the enrollment in the preceding school year, the amount which the district may budget and expend under this section may be computed on the basis of the enrollment in the preceding school year less the number of pupils by which the enrollment decrease in the current school year exceeds the number of pupils equal to the percentage of enrollment applicable to the district under this subsection. The percentage applicable to a district for the purpose of this subsection is 10% for districts in the first and second enrollment categories and 4% for districts in the fourth and fifth enrollment categories. The percentage applicable to districts in the third enrollment category shall be determined in accord with a schedule prepared annually by the state board. Such schedule shall be based upon an accepted mathematical formula and shall provide a linear transition between the percentage applicable to districts in the first and second enrollment categories and the percentage applicable to districts in the two largest enrollment categories.

(i) Notwithstanding any of the foregoing provisions of this section, any district may budget and expend for operating expenses per pupil any amount which is not in excess of an amount which has been submitted to and approved by the electors of the district at a general or primary election of the district or at a special election called for the purpose. The election shall be held in the manner provided by article 20 of chapter 25 of Kansas Statutes Annotated for elections on questions submitted in the district.

(j) The provisions of this section apply to the school district created by K.S.A. 72-5333a, and amendments thereto.

Sec. 5. On July 1, 1990, K.S.A. 1989 Supp. 72-7067 shall be and is hereby amended to read as follows: 72-7067. (a) (1) For taxable year 1989, each district is entitled to an amount equal to 23% of the resident individual income tax liability within the district after credits allowed against such tax, with the exception of credits for

taxes paid to another state and credits allowed under K.S.A. 79-32,100 and 79-32,104, and amendments thereto.

(2) For taxable year 1990, and each taxable year thereafter, each district is entitled to an amount equal to 24% of the resident individual income tax liability within the district after credits allowed against such tax, with the exception of credits for taxes paid to another state and credits allowed under K.S.A. 79-32,100 and 79-32,104, and amendments thereto.

(b) The secretary of revenue shall certify to the state board and the director of accounts and reports the entitlements of districts, and an amount equal ~~thereto~~ to the sum thereof shall be transferred in accordance with the provisions of this subsection by the director from the state general fund to the school district income tax fund, which fund is hereby created, for distribution thereof to districts. Such certification shall be based on state income tax returns filed and attributed to each district, with any adjustments or corrections made by the director of taxation. The director of accounts and reports shall transfer moneys attributable to entitlements of districts, as prescribed and certified under the provisions of this section, from the state general fund to the school district income tax fund as follows:

(1) Prior to September 1 of the current school year, an amount equal to 20% of the amount of such moneys which have been credited to the state general fund since May 1 of the preceding school year;

(2) prior to October 1 of the current school year, an amount of such moneys equal to the amount transferred from the state general fund for distribution to districts on September 1;

(3) prior to November 1 of the current school year, an amount of such moneys equal to the amount transferred from the state general fund for distribution to districts on October 1;

(4) prior to December 1 of the current school year, an amount of such moneys equal to twice the amount transferred from the state general fund for distribution to districts on November 1;

(5) prior to February 1 of the current school year, any such moneys remaining in the state general fund;

(6) prior to May 1 of the current school year, an amount equal to 50% of the amount of such moneys which have been credited to the state general fund since February 1 of the current school year; and

(7) prior to June 15 of the current school year, the remainder of the amount of such moneys which have been credited to the state general fund since February 1 of the current school year.

(c) All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund.

Sec. 6. On July 1, 1990, K.S.A. 72-7068 shall be and is hereby amended to read as follows: 72-7068. (a) ~~The director of taxation shall make~~ Distributions shall be made from the school district income tax fund to districts as follows: On September 1, October 1, November 1, December 1, February 1, May 1 and June 15 of the current school year, moneys transferred to such fund prior to each such date in accordance with the provisions of K.S.A. 72-7067, and amendments thereto.

(b) ~~The director of taxation shall pay to~~ Each district shall be paid the amount of the district's entitlement as prescribed and certified under the provisions of K.S.A. 72-7067, and amendments thereto; and as indicated by the state income tax returns filed and attributed to each district, with any adjustments or corrections made by the director.

(c) The director of accounts and reports shall draw warrants on the state treasurer payable to the district treasurer of each district entitled to payment from the school district income tax fund upon vouchers approved by the ~~director of taxation~~ state board. Upon receipt of the warrant, each district treasurer shall credit the amount thereof to the general fund of the district.

Sec. 7. K.S.A. 1989 Supp. 72-7041 and 72-7055 are hereby repealed.

Sec. 8. On July 1, 1990, K.S.A. 72-7068 and K.S.A. 1989 Supp. 72-7043, 72-7046a and 72-7067 shall be and are hereby repealed.

Sec. 9. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the *Kansas Register*, May 17, 1990.)

SENATE BILL No. 751

AN ACT concerning compensation of certain district court personnel; amending K.S.A. 20-361 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 20-361 is hereby amended to read as follows: 20-361. (a) The state shall pay the salaries of all nonjudicial personnel of the district courts of this state, except for personnel enumerated in subsection (b) of K.S.A. 20-162 and amendments thereto, and no county may supplement the compensation of district court personnel paid by the state. For employees of the district court who were employees of such court on December 31, 1978, a full month's proportion of the employee's annual pay shall be paid for the state payroll period ending on January 17, 1979, notwithstanding that such period is shorter than the normal state payroll period; ~~however, when any such employee terminates employment with the court such employee's termination compensation shall be reduced by an amount determined by subtracting the amount of compensation actually earned by such employee for service during the period commencing on January 1, 1979, and ending on January 17, 1979, from the actual amount of compensation received by such employee from the state for the payroll period ending on January 17, 1979, except that if such employee does not receive compensation from the county for time worked during the period commencing with the first day after the end of the last county payroll period which ended prior to January 1, 1979, and ending on December 31, 1978, the amount of the reduction in such employee's termination compensation shall be reduced by the amount of such compensation not received from the county.~~ With regard to judicial and nonjudicial personnel of the district courts whose salary is payable by the state, the state shall provide for unemployment security coverage, employer contributions for retirement, workmen's compensation coverage, health insurance coverage and surety bond coverage.

(b) The supreme court shall establish a formal pay plan for court reporters serving district judges. Within the limits of legislative appropriations therefor, compensation of such court reporters shall be paid by the state in an amount prescribed by the pay plan established by the supreme court and no county may supplement the compensation of such court reporters. The plan shall detail each reporters position by classification, pay grade and pay step.

Sec. 2. K.S.A. 20-361 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the *Kansas register*.

(Published in the *Kansas Register*, May 17, 1990.)

SENATE BILL No. 786

AN ACT concerning certain hearings of the department of insurance and assessment of administrative costs thereof; amending section 3 of 1990 Senate Bill No. 576 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. Section 3 of 1990 Senate Bill No. 576 is hereby amended to read as follows: Sec. 3. (a) The costs incurred by the department of insurance in conducting any administrative hearing authorized by ~~law~~ *article 33 of chapter 40 of the Kansas Statutes Annotated and subsection (c) of K.S.A. 40-929, subsection (a) of K.S.A. 40-930, K.S.A. 40-939, K.S.A. 40-940, subsections (g) and (h) of K.S.A. 40-1113, subsection (a) of K.S.A. 40-1114 and K.S.A. 40-1120, and amendments thereto,* shall be assessed against ~~the insurers or rating organizations that are parties to the hearing~~ in such proportion as the commissioner of insurance may determine upon consideration of all relevant circumstances including: (1) The nature of the hearing; (2) whether the hearing was instigated by, or for the benefit of a particular party or parties; (3) whether there is a successful party on the merits of the proceeding; and (4) the relative levels of participation by the parties; and (5) *with the exception of hearings held under article 33 of chapter 40 of the Kansas Statutes Annotated, only when the disapproval of rates in question is upheld, a rating organization's license is suspended or revoked or a penalty is imposed as a result of the hearing.*

(b) For purposes of this section costs incurred shall mean the

hearing officer fees, cost of making a record and publishing notices, and travel expenses of department of insurance officers and employees, but costs incurred shall not include hearing officer fees or cost of making a record unless the department has retained the services of independent contractors or outside experts to perform such functions.

(c) ~~The commissioner shall make the assessment of costs incurred~~ *Any costs assessed hereunder shall be made by the commissioner* as part of the final order or decision arising out of the proceeding. Such order or decision shall include findings and conclusions in support of the assessment of costs. This section shall not be construed as permitting the payment of travel expenses unless calculated in accordance with the applicable laws and rules and regulations of the state of Kansas. The commissioner as part of such order or decision ~~shall may~~ require all assessments for hearing officer fees and cost of making a record, if any, to be paid directly to the hearing officer or court reporter by the party or parties assessed for such costs.

Sec. 2. Section 3 of 1990 Senate Bill No. 576 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the *Kansas register*.

(Published in the *Kansas Register*, May 17, 1990.)

SENATE BILL No. 427

AN ACT concerning housing and housing related programs; designating the department of commerce as the official state agency for purposes of compliance with federal housing and housing related acts and programs; transferring certain powers, duties and functions from the secretary and department of social and rehabilitation services to the secretary and department of commerce; repealing K.S.A. 75-5340.

Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) (1) All of the powers, duties and functions of the secretary of social and rehabilitation services and the department of social and rehabilitation services which relate to housing and housing assistance and which were exercised pursuant to contracts and agreements with the federal department of housing and urban development immediately prior to the effective date of this act are hereby transferred to and conferred upon the secretary of commerce and the department of commerce.

(2) All of the powers, duties and functions of the secretary of social and rehabilitation services and the department of social and rehabilitation services which relate to the application, receipt, administration, and utilization of grants, vouchers and other financial assistance that the federal department of housing and urban development makes available under federal housing programs, and that other public or private entities make available for housing and housing related purposes, are hereby transferred to and conferred upon the secretary of commerce and the department of commerce.

(b) The secretary of commerce and the department of commerce shall be the successors in every way to the powers, duties and functions which are specified in this section and which were vested in the secretary of social and rehabilitation services and the department of social and rehabilitation services prior to the effective date of this act.

(c) Whenever the secretary of social and rehabilitation services or the department of social and rehabilitation services, or words of like effect, is referred to or designated by statute, contract or other document with regard to the powers, duties and functions which are specified in this section, such reference or designation shall be deemed to apply to the secretary of commerce and the department of commerce.

(d) Officers and employees who immediately prior to the effective date of this act were engaged in the exercise and performance of the powers, duties and functions specified in this section and who, in the opinion of the secretary of commerce, are necessary to perform the powers, duties and functions transferred under this section shall become officers and employees of the department of commerce. Any such officer or employee shall retain all retirement benefits and all rights of civil service which had accrued to or vested in such officer or employee prior to the effective date of this act. The service of each such officer and employee so transferred shall be deemed to have been continuous. All transfers and any abolition of personnel

(continued)

positions in the classified service under the Kansas civil service act shall be in accordance with civil service laws and any rules and regulations adopted thereunder.

Sec. 2. Whenever the designation of a state agency is required by any federal act or program under which federal financial assistance is made available for housing or housing related purposes, the department of commerce shall serve as the officially designated state agency of Kansas and such department shall be responsible for exercising the powers and performing the functions and duties required of state agencies under such federal acts and programs.

Sec. 3. (a) There is hereby established within and as a part of the division of community development the office of housing the head of which shall be the director of housing. Under the supervision of the director of community development, the director of housing shall administer the office of housing.

(b) Subject to and in accordance with appropriations acts, the office of housing is hereby authorized and empowered to:

(1) Prepare, from time to time amend, and administer the state housing plan in accordance with criteria of the federal department of housing and urban development;

(2) serve as a clearinghouse and single point of contact for the state regarding information, programs, and resources related to affordable and accessible housing;

(3) provide access and management of federal housing programs for delivery to the citizens and businesses of Kansas;

(4) work with existing agencies, organizations, and social programs to assist in the development of affordable and accessible housing; and

(5) exercise such other powers and perform such other duties as may be prescribed by law.

(c) The office of housing shall prepare and submit to the governor and the legislature an annual report regarding administration of the state housing plan.

Sec. 4. (a) There is hereby established the housing concerns advisory committee the members of which shall be appointed by the secretary of commerce. The housing concerns advisory committee shall be composed of one member from the commission on civil rights or its staff, one member from the Kansas association of counties, one member from the league of Kansas municipalities, at least one member who is knowledgeable in the concerns of aging citizens, at least one member who is knowledgeable in mental health concerns, at least one member who is knowledgeable in the needs and concerns of the homeless, and such additional members as the secretary deems necessary for the performance of the functions of the committee. The additional members shall be persons who are knowledgeable in public and private housing needs in both rural and urban areas. Members of the housing concerns advisory committee shall serve on a voluntary basis, without compensation or reimbursement for expenses, from the date of their appointment until the date of expiration of this section.

(b) The housing concerns advisory committee shall have and perform the following functions:

(1) Assist the office of housing in the development of the state housing plan;

(2) address the special populations in need of housing availability and affordability; and

(3) work with existing agencies, organizations and social programs to develop affordable and accessible housing.

(c) The provisions of this section shall expire on March 31, 1992.

Sec. 5. The office of housing shall prepare and submit to the legislature, during the 1991 regular session, a preliminary state housing plan which meets the criteria of the federal department of housing and urban development.

Sec. 6. K.S.A. 75-5340 is hereby repealed.

Sec. 7. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the *Kansas Register*, May 17, 1990.)

SENATE BILL No. 740

AN ACT relating to the Kansas department of wildlife and parks; authorizing the department to assist and cooperate with citizen support organizations.

Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) The Kansas department of wildlife and parks is authorized to cooperate with and assist citizen-support organizations. For the purposes of this act, the term "citizen-support organization" means an organization which:

(1) Is a bona fide not for profit organization exempt from the payment of federal income taxes pursuant to section 501(c)(3) of the federal internal revenue code of 1986, as in effect on January 1, 1990;

(2) does not engage in, and has no officer, director or member who engages in, any prohibited transaction, as defined by section 503(b) of the internal revenue code of 1986, as in effect on January 1, 1990;

(3) is domiciled in this state;

(4) the secretary determines its activities are conducted in a manner consistent with the goals, objectives and programs of the department and state policies as established by K.S.A. 1989 Supp. 32-702 and amendments thereto; and

(5) provide equal employment and membership opportunities to all persons regardless of race, color, national origin, religion, sex or age.

(b) The secretary may assist organizers of a citizen-support organization with its creation. The secretary may authorize any citizen-support organization to use under such conditions as the secretary may prescribe, department property, facilities or personnel to pursue the goals, objectives and purposes of the department.

(c) A citizen-support organization which uses department property, facilities or personnel shall provide for and disclose to the secretary an annual audit of its financial records and accounts in such manner and at such times as may be required by the secretary.

(d) A citizen-support organization which receives funding from the department shall not use such funding for purposes of lobbying as defined by K.S.A. 46-225 and amendments thereto.

Sec. 2. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the *Kansas Register*, May 17, 1990.)

SENATE BILL No. 772

AN ACT concerning civil procedure; relating to garnishment; amending K.S.A. 1989 Supp. 60-718 and repealing the existing section; also amending Form No. 8a in the appendix of forms following K.S.A. 1989 Supp. 61-2605 and repealing the existing form.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 1989 Supp. 60-718 is hereby amended to read as follows: 60-718. (a) Within 10 days after service upon a garnishee of an order of garnishment issued to attach any property, funds, credits or indebtedness belonging to or owing the defendant, other than earnings, the garnishee shall file a verified answer thereto with the clerk of the court, stating the facts with respect to the demands of the order. The answer of the garnishee shall be sufficient if substantially in the following form, but the garnishee's answer shall contain not less than that prescribed in the form:

ANSWER OF GARNISHEE

State of Kansas
County of _____

_____ being first duly sworn, say that on the _____ day of _____, 19____, I was served with an order of garnishment in the above entitled action, that I have not delivered to the defendant _____, any money, personal property, goods, chattels, stocks, rights, credits nor evidence of indebtedness belonging to the defendant, other than earnings, since receiving the order of garnishment, and that the following is a true and correct statement:

(1) (Money or indebtedness due) I hold money or am indebted to the defendant, other than for earnings due and owing defendant, as of the date of this answer, in the following manner and amounts: _____

(2) (Personal property in possession) I have possession of personal property, goods, chattels, stocks, rights, credits, or effects of the defendant, as of the date of this answer, described and having an estimated value as follows: _____

(3) (To be answered by garnishee who is an executor or administrator of an estate) I am an _____ (executor or administrator) of the estate of _____ containing funds or property to which defendant is or may become entitled as a _____, (legatee or distributee) and I understand that the

order of garnishment shall attach and create a first and prior lien on all such property or funds to which defendant becomes entitled upon distribution of the estate and that I am prohibited from delivering to defendant any such property or funds until further order of the court from which the order of garnishment was issued. The approximate date for distributing the assets of the estate is _____, 19____.

I will hold the above described moneys or other items in my possession, until the further order of the court.

Subscribed and sworn to before me this _____ day of _____, 19____ (Signature), Garnishee

INSTRUCTIONS TO GARNISHEE

This form is provided for your convenience in furnishing the answer required of you in the order of garnishment. If you do not choose to use this form, your answer, under oath, shall not contain less than that prescribed herein. Your answer must be filed with the clerk of the above-named court within the time prescribed in the order of garnishment.

(b) Within 40 days after service upon a garnishee of an order of garnishment issued for the purpose of attaching any earnings due and owing the defendant, the garnishee shall file an answer thereto with the clerk of the court, stating the facts with respect to the demands of the order. If the defendant is not employed by the garnishee or has terminated employment with the garnishee, the answer is not required to be verified. Otherwise, the answer shall be verified. The answer of the garnishee is declared to be sufficient if substantially in the following form, but the garnishee's answer shall contain not less than that prescribed in the form:

ANSWER OF GARNISHEE

The defendant _____ Terminated employment on _____ (date) (check one)

Was never employed. (Signature) Garnishee

If one of the above applies, you are not required to complete the remainder of this form and it is not required to be verified. You must return the form within the time prescribed in the order of garnishment.

If neither of the above applies, you must complete the remainder of this form and have it verified.

State of Kansas County of _____

_____, being first duly sworn, say that on the _____ day of _____, 19____, I was served with an order of garnishment in the above entitled action, that since being served with said order I have delivered to the defendant _____, only that portion of the defendant's earnings authorized to be delivered to the defendant pursuant to the instructions accompanying this form and that the statements in my answer are true and correct.

INSTRUCTIONS TO GARNISHEE

The order of garnishment served upon you has the effect of attaching any pay period or periods which end during the 30-day period beginning on the day you are served with the order of garnishment for that portion of the defendant's earnings (defined as compensation for personal services, whether denominated as wages, salary, commission, bonus or otherwise) which is not exempt from wage garnishment. This form is provided for your convenience in furnishing the answer required of you in the order. It is designed so that you may prepare your answer in conjunction with the preparation of your payroll. Wait until the end of the pay period or periods which end during the 30-day period beginning on the day you are served with the order of garnishment and apply the tests set forth in these instructions to the earnings of the defendant-employee during the 30-day period, completing your answer in accordance with these instructions. If you do not choose to use this form, your answer, under oath, shall not contain less than that prescribed herein. Your answer must be filed with the clerk of the above-named court within the time prescribed in the order of garnishment.

First, furnish the information required by paragraphs (a) through (f) of the form below. Read carefully the "Note to Garnishee" following paragraph (f). Then, if the total amount of the defendant-employee's disposable earnings are not exempt from wage garnishment, complete paragraphs (g) and (h) of the form by computing the amount of defendant-employee's disposable earnings which are to be paid over to the defendant-employee by using the following table:

- I. From April 1, 1990 through March 31, 1991, if the defendant-employee's disposable earnings are less than \$100.50 \$114.00 for a Weekly pay period \$201.00 \$228.00 for a Biweekly pay period \$217.75 \$247.00 for a Semimonthly pay period \$435.50 \$494.00 for a Monthly pay period
II. From April 1, 1990 through March 31, 1991, if the defendant-employee's disposable earnings are \$100.50 \$114.00 to \$134.00 152.00 for a Weekly pay period \$201.00 \$228.00 to \$268.00 \$304.00 for a Biweekly pay period \$217.75 \$247.00 to \$290.33 \$329.33 for a Semimonthly pay period

- \$435.50 \$494.00 to \$580.67 \$658.67 for a Monthly pay period
Any disposable earnings remaining after payment of the above amounts shall be retained until further order of the court.
III. From April 1, 1990 through March 31, 1991, if the defendant-employee's disposable earnings are more than \$134.00 \$152.00 for a Weekly pay period \$268.00 \$304.00 for a Biweekly pay period \$290.33 \$329.33 for a Semimonthly pay period \$580.67 \$658.67 for a Monthly pay period

Any disposable earnings remaining after payment of the above amounts shall be retained until further order of the court.

IV. SUPPORT ORDERS. If the person seeking the garnishment for court ordered support desires to garnish more than 50% of disposable earnings, that person may request in writing to the clerk of the court to check one of the below applicable percentages:

- 55% Employee also supports a spouse or dependent child not covered by this support order and payments are 12 weeks overdue.
60% Employee does not support a spouse or dependent child and payments are not 12 weeks overdue.
65% Employee does not support a spouse or dependent child and payments are 12 weeks overdue.

STATEMENT OF GARNISHEE

- (a) The normal pay period for defendant is weekly _____ every two weeks _____ semimonthly _____ monthly _____ (designate one).
(b) This answer covers earnings for the pay period or periods beginning on the _____ day of _____, 19____, and ending on the _____ day of _____, 19____, which period includes the day on which the order of garnishment was served upon me.
(c) Total gross earnings due for the pay period or periods covered by (b) above are \$_____
(d) Average gross earnings for normal pay period as designated in (a) above \$_____
(e) Amounts required by law to be withheld for the pay period or periods covered by (b) above are:
(1) Federal social security tax \$_____
(2) Federal income tax \$_____
(3) State income tax \$_____
(4) Railroad retirement tax \$_____
Total \$_____
(Deduct only those items listed above)

(f) Disposable earnings for the pay period or periods covered by (b) above are (subtract (e) from (c) above) \$_____

Note to Garnishee: If the order of garnishment states at the top of the order that it is issued to enforce (1) an order of any court of bankruptcy under chapter XIII of the federal bankruptcy act or (2) a debt due for any state or federal tax, you must retain in your possession until further order of the court all of the disposable earnings shown in (f) above for any pay period or periods ending during the 30-day period covered by the order of garnishment. If the order of garnishment states at the top of the order that it is issued to enforce an order of any court for the support of any person, you must retain in your possession until further order of the court 50% of the disposable earnings for any pay period or periods ending during the 30-day period covered by the order shown in (f) above, or such greater percentage as may be indicated in paragraph IV above. If the order of garnishment is not issued for any of such purposes, compute the amount of earnings which may be paid to defendant pursuant to the instructions accompanying this form and furnish the information required by (g) and (h) below.

- (g) In accordance with the instructions accompanying this answer form, I have determined that the amount which may be paid to defendant is \$_____
(h) After paying to defendant the amount stated in (g) above, I am holding the remainder of defendant's disposable earnings in the amount of \$_____

I will hold in my possession until further order of the court all of the moneys required herein to be withheld.

Subscribed and sworn to before me this _____ day of _____, 19____ (Signature), Garnishee

Answer of garnishee must be filed with the clerk of this court pursuant to Kansas law.

(c) The clerk shall cause a copy of the answer to be mailed promptly to the plaintiff and the defendant. Within 10 days after the filing of the answer the plaintiff or the defendant or both of them may reply thereto controverting any statement in the answer. If the garnishee fails to answer within the time and manner herein specified, the court may grant judgment against garnishee for the

(continued)

amount of the plaintiff's judgment or claim against the defendant, but if the claim of the plaintiff has not been reduced to judgment, the liability of the garnishee shall be limited to the judgment ultimately rendered against the defendant. Such judgments may be taken only upon written motion and notice given in accordance with K.S.A. 60-206 and amendments thereto. Notwithstanding the foregoing, if the garnishee is a public officer for the state or any instrumentality thereof and the indebtedness sought by plaintiff to be withheld from defendant is an indebtedness to defendant incurred by or on behalf of the state or any instrumentality thereof, judgment against the state or such instrumentality shall be limited to an amount for claim and costs not exceeding the total amount of the indebtedness of the state or instrumentality thereof to defendant. If the garnishee answers as required herein and no reply thereto is filed, the allegations of the answer are deemed to be confessed. If a reply is filed as herein provided, the court shall try the issues joined, the burden being upon the party filing the reply to disprove the sworn statements of the answer, except that the garnishee shall have the burden of proving offsets or indebtedness claimed to be due from the defendant to the garnishee, or liens asserted by the garnishee against property of the defendant.

~~\$217.75~~ \$247.00 to ~~\$200.33~~ \$329.33 for a Semimonthly pay period pay the defendant-employee ~~\$217.75~~ \$247.00
~~\$435.50~~ \$494.00 to ~~\$590.67~~ \$658.67 for a Monthly pay period pay the defendant-employee ~~\$435.50~~ \$494.00

Any disposable earnings remaining after payment of the above amounts shall be retained until further order of the court.

III. From April 1, 1990 through March 31, 1991, if the defendant-employee's disposable earnings are more than
 \$134.00 \$152.00 for a Weekly pay period pay the defendant-employee 75% of the defendant-employee's disposable earnings

\$268.00 \$304.00 for a Biweekly pay period pay the defendant-employee 75% of the defendant-employee's disposable earnings

\$200.33 \$329.33 for a Semimonthly pay period pay the defendant-employee 75% of the defendant-employee's disposable earnings

\$580.67 \$658.67 for a Monthly pay period pay the defendant-employee 75% of the defendant-employee's disposable earnings

Any disposable earnings remaining after payment of the above amounts shall be retained until further order of the court.

IV. SUPPORT ORDERS. If the person seeking the garnishment for court ordered support desires to garnish more than 50% of disposable earnings, that person may request in writing to the clerk of the court to check one of the below applicable percentages:

55% Employee also supports a spouse or dependent child not covered by this support order and payments are 12 weeks overdue.

60% Employee does not support a spouse or dependent child and payments are not 12 weeks overdue.

65% Employee does not support a spouse or dependent child and payments are 12 weeks overdue.

STATEMENT OF GARNISHEE

(a) The normal pay period for defendant is weekly _____ every two weeks _____ semimonthly _____ monthly _____ (designate one).

(b) This answer covers earnings for the pay period or periods beginning on the _____ day of _____, 19____, and ending on the _____ day of _____, 19____, which period includes the day on which the order of garnishment was served upon me.

(c) Total gross earnings due for the period or periods covered by (b) above are _____

(d) Average gross earnings for normal pay period as designated in (b) above are _____

(e) Amounts required by law to be withheld for the period or periods covered by (b) above are:

- (1) Federal social security tax _____
- (2) Federal income tax _____
- (3) State income tax _____
- (4) Railroad retirement tax _____
- Total _____

(Deduct only those items listed above)

(f) Disposable earnings for the period or periods covered by (b) above are (c minus e) _____

Note to Garnishee: If the order of garnishment states at the top of the order that it is issued for the purpose of enforcing (1) an order of any court of bankruptcy under chapter XIII of the federal bankruptcy act or (2) a debt due for any state or federal tax, you must retain in your possession until further order of the court all of the disposable earnings for any pay period or periods ending during the 30-day period covered by the order of garnishment shown in (f) above. If the order of garnishment states at the top of the order that it is issued for the purpose of enforcing an order of any court for the support of any person, you must retain in your possession until further order of the court 50% of the disposable earnings for any pay period or periods ending during the 30-day period covered by the order of garnishment shown in (f) above, or such greater percentage as may be indicated in paragraph IV above. If the order of garnishment is not issued for any of such purposes, compute the amount of earnings which may be paid to defendant pursuant to the instructions accompanying this form and furnish the information required by (g) and (h) below.

(g) In accordance with the instructions accompanying this answer form, I have determined that the amount which may be paid to defendant is ...\$_____

(h) After paying to defendant the amount stated in (g) above, I am holding the remainder of defendant's disposable earnings in the amount of ...\$_____

I will hold in my possession until further order of the court all of the moneys required to be withheld:

(Signature), Garnishee

[Jurat]

Answer of garnishee must be filed with the clerk of this court pursuant to Kansas law.

Sec. 3. K.S.A. 1989 Supp. 60-718 and Form No. 8a in the appendix of forms following K.S.A. 1989 Supp. 61-2605 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the Kansas register.

Sec. 2. Form 8a in the appendix of forms following K.S.A. 1989 Supp. 61-2605 is hereby amended to read as follows:

Form No. 8a: GARNISHEE'S ANSWER TO ACCOMPANY ORDER OF GARNISHMENT IN FORM No. 7a (Caption of Case) ANSWER OF GARNISHEE

The defendant _____
 Terminated employment on _____ (date) (check one)
 Was never employed.

(Signature) Garnishee

If one of the above applies, you are not required to complete the remainder of this form and it is not required to be verified. You must return the signed form within the time prescribed in the order of garnishment.

If neither of the above applies, you must complete the remainder of this form and have it verified.

State of Kansas
 County of _____ ss.
 _____, being first duly sworn, say that on the _____ day of _____, 19____, I was served with an order of garnishment in the above entitled action, that I have delivered to the defendant, _____, only that portion of the defendant's earnings authorized to be delivered to the defendant pursuant to the instructions accompanying this form and that the statements in my answer are true and correct.

INSTRUCTIONS TO GARNISHEE

The order of garnishment served upon you has the effect of attaching any pay period or periods which end during the 30-day period beginning on the day you are served with the order of garnishment for that portion of the defendant's earnings (defined as compensation for personal services, whether denominated as wages, salary, commission, bonus or otherwise) which is not exempt from wage garnishment. This form is provided for your convenience in furnishing the answer required of you in the order. It is designed so that you may prepare your answer in conjunction with the preparation of your payroll. Wait until the end of the pay period or periods which end during the 30-day period beginning on the day you are served with the order of garnishment and apply the tests set forth in these instructions to the earnings of the defendant-employee during the 30-day period, completing your answer in accordance with these instructions. If you do not choose to use this form, your answer, under oath, shall not contain less than that prescribed herein. Your answer must be filed with the clerk of the above-named court within the time prescribed in the order of garnishment.

First, furnish the information required by paragraphs (a) through (f) of the form below. Read carefully the "Note to Garnishee" following paragraph (f). Then, if the total amount of the defendant-employee's disposable earnings are not exempt from wage garnishment, complete paragraphs (g) and (h) of the form by computing the amount of defendant-employee's disposable earnings which are to be paid over to the defendant-employee by using the following table:

I. From April 1, 1990 through March 31, 1991, if the defendant-employee's disposable earnings are less than
 \$100.50 \$114.00 for a Weekly pay period
 \$201.00 \$228.00 for a Biweekly pay period
 \$217.75 \$247.00 for a Semimonthly pay period
 \$435.50 \$494.00 for a Monthly pay period
 Pay the employee defendant-employee as if the employee's pay check were not garnished.

II. From April 1, 1990 through March 31, 1991, if the defendant-employee's disposable earnings are
 \$100.50 \$114.00 to \$134.00 152.00 for a Weekly pay period pay the defendant-employee \$100.50 \$114.00
 \$201.00 \$228.00 to \$268.00 \$304.00 for a Biweekly pay period pay the defendant-employee \$201.00 \$228.00

(Published in the Kansas Register, May 17, 1990.)

HOUSE BILL No. 3116

AN ACT relating to motor vehicles; providing for a harvest permit; concerning the registration of farm custom harvesting vehicles; amending section 1 of this act and repealing the existing section; also reviving and amending K.S.A. 1989 Supp. 8-143b, as repealed by section 6 of 1990 Senate Bill No. 573, and 8-143h, as repealed by section 6 of 1990 Senate Bill No. 573, and repealing the revived sections; also repealing section 1 of 1990 Senate Bill No. 573, section 2 of 1990 Senate Bill No. 573, section 3 of 1990 Senate Bill No. 573, and K.S.A. 1989 Supp. 8-143b, as amended by section 4 of 1990 Senate Bill No. 573, and 8-143h, as amended by section 5 of 1990 Senate Bill No. 573.

Be it enacted by the Legislature of the State of Kansas:

New Section 1. (a) The owner of any truck or truck tractor which is duly registered and licensed in some other state, or any duly registered and licensed farm truck in this state, engaged in farm custom harvesting operations and desiring to operate in intrastate commerce in this state for a temporary period only, may obtain a harvest permit, in lieu of the thirty-day license in K.S.A. 8-143b or 8-143h, and amendments thereto, authorizing the operation of such truck, truck tractor or farm truck on the highways of this state for a period of not to exceed 60 days from the date of issuance of such permit. For a foreign-based truck or truck tractor, the fee for each permit shall be \$26 or 1/6 of the annual license fee for such vehicle, whichever sum is the larger. For a registered and licensed farm truck in this state, the fee for each permit shall be \$52. Where such fee is paid on a truck or truck tractor, no registration or fee shall be required for a trailer or semitrailer duly registered in this or another state and propelled by such truck or truck tractor. Application for such harvest permit shall be made to the division of vehicles of the department of revenue. The secretary of revenue may adopt rules and regulations to implement the provisions of this section.

(b) For the purpose of this section, "farm custom harvesting operations" means a person, firm, partnership, association or corporation engaged in farm custom harvesting operations if the truck or truck tractor is used to:

- (1) Transport farm machinery, supplies, or both, to or from a farm, for custom harvesting operations on a farm;
- (2) transport custom harvested crops only from a harvested field to initial storage or to initial market locations; or
- (3) transport agricultural products produced by such owner or commodities purchased by such owner for use on the farm owned or rented by the owner of such vehicle.

New Sec. 2. (a) On and after January 1, 1991, any truck or truck tractor registered for a gross weight of more than 12,000 pounds which is engaged in farm custom harvesting operations may be registered in accordance with the schedule for such farm custom harvesting vehicles, but shall not be registered as a farm truck or farm truck tractor. The annual license fee for a farm custom harvesting truck or truck tractor shall be as follows:

For a gross weight of more than 12,000 lbs. and not more than 16,000 lbs.....	\$60
For a gross weight of more than 16,000 lbs. and not more than 20,000 lbs.....	100
For a gross weight of more than 20,000 lbs. and not more than 24,000 lbs.....	130
For a gross weight of more than 24,000 lbs. and not more than 30,000 lbs.....	175
For a gross weight of more than 30,000 lbs. and not more than 36,000 lbs.....	210
For a gross weight of more than 36,000 lbs. and not more than 42,000 lbs.....	240
For a gross weight of more than 42,000 lbs. and not more than 48,000 lbs.....	310
For a gross weight of more than 48,000 lbs. and not more than 54,000 lbs.....	410
For a gross weight of more than 54,000 lbs. and not more than 60,000 lbs.....	470
For a gross weight of more than 60,000 lbs. and not more than 66,000 lbs.....	570
For a gross weight of more than 66,000 lbs. and not more than 74,000 lbs.....	750
For a gross weight of more than 74,000 lbs. and not more than 80,000 lbs.....	880
For a gross weight of more than 80,000 lbs. and not more than 85,500 lbs.....	1,000

(b) A tab or marker shall be issued and displayed in connection with the regular license plate for a truck or truck tractor registered as a farm custom harvesting truck or truck tractor.

(c) Trucks or truck tractors registered under this section shall be eligible for proportional registration under the provisions of K.S.A. 8-1,100 et seq., and amendments thereto.

(d) As used in this section, "farm custom harvesting operations" means a person, firm, partnership, association or corporation engaged in farm custom harvesting operations if a truck or truck tractor is used to:

- (1) Transport farm machinery, supplies, or both, to or from a farm, for custom harvesting operations on a farm;
- (2) transport custom harvested crops only from a harvested field to initial storage or to initial market locations; or
- (3) transport agricultural products produced by such owner or commodities purchased by such owner for use on the farm owned or rented by the owner of such vehicle.

Sec. 3. On and after January 1, 1991, section 1 of this act is hereby amended to read as follows: Sec. 1. (a) The owner of any truck or truck tractor which is duly registered and licensed in some other state, or any duly registered and licensed farm truck in this state, and is engaged in farm custom harvesting operations and desiring to operate in intrastate commerce in this state for a temporary period only, may obtain a harvest permit, in lieu of the thirty-day license in K.S.A. 8-143b or 8-143h, and amendments thereto, authorizing the operation of such truck, or truck tractor or farm truck on the highways of this state for a period of not to exceed 60 days from the date of issuance of such permit. For a foreign-based truck or truck tractor, the fee for each permit shall be \$26 or 1/6 of the annual license fee for such vehicle, whichever sum is the larger. For a registered and licensed farm truck in this state, the fee for each permit shall be \$52. Where such fee is paid on a truck or truck tractor, no registration or fee shall be required for a trailer or semitrailer duly registered in this or another state and propelled by such truck or truck tractor. Application for such harvest permit shall be made to the division of vehicles of the department of revenue. The secretary of revenue may adopt rules and regulations to implement the provisions of this section.

(b) For the purpose of this section, "farm custom harvesting operations" means a person, firm, partnership, association or corporation engaged in farm custom harvesting operations if the truck or truck tractor is used to:

- (1) Transport farm machinery, supplies, or both, to or from a farm, for custom harvesting operations on a farm;
- (2) transport custom harvested crops only from a harvested field to initial storage or to initial market locations; or
- (3) transport agricultural products produced by such owner or commodities purchased by such owner for use on the farm owned or rented by the owner of such vehicle.

Sec. 4. K.S.A. 1989 Supp. 8-143b, as repealed by section 6 of 1990 Senate Bill No. 573, is hereby revived and amended to read as follows: 8-143b. (a) Except as provided in section 1 and subsection (b), the owner of any truck or truck tractor which is duly registered and licensed in some other state, desiring to operate in intrastate commerce in this state for a temporary period only, in lieu of payment of the annual license fee, may register such truck or truck tractor and obtain a thirty-day license authorizing operation on the highways of this state for a period, of not to exceed 30 days from the date of issuance of such license. The fee for such license shall be \$26 or 1/6 of the annual license fee for such vehicle, whichever sum is the larger. Where such fee is paid on a truck or truck tractor no registration or fee shall be required for a trailer or semitrailer duly registered in this or another state and propelled by such truck or truck tractor. Application for such license shall be made to the division in the manner and form prescribed by the director and shall be accompanied by the required fee, which shall be deposited by the director as provided by K.S.A. 8-146, and amendments thereto. The license plates furnished for such vehicle shall be such as to identify the same as a thirty-day license.

(b) Whenever any natural catastrophe or disaster, civil riot or disorder or any other condition exists in this state that requires or necessitates emergency assistance, or aid from persons owning ambulances, rescue vehicles or utility vehicles which are subject to the provisions of this section, such persons shall be exempt from the payment of the fee required herein in subsection (a) for any such ambulance, rescue vehicle or utility vehicle that is operated in this

(continued)

state for the purpose of or in connection with rendering such emergency assistance or aid.

Sec. 5. K.S.A. 1989 Supp. 8-143h, as repealed by section 6 of 1990 Senate Bill No. 573, is hereby revived and amended to read as follows: 8-143h. *Except as provided in section 1*, the owner of any duly registered and licensed farm truck in this state, engaged in the hauling of grain as provided by subsection (h) of K.S.A. 66-1,109, and amendments thereto, or chopped forage, and desiring to operate in intrastate commerce in this state for a temporary period only, in lieu of payment of the annual license fee, may register such farm truck and obtain a thirty-day license authorizing operation on the highways of this state for a period of only 30 days from the date of issuance of such license. The fee for such license shall be \$26. Where such fee is paid on a farm truck no registration or fee shall be required for a trailer duly registered in this or another state and propelled by such farm truck. Application for such license shall be made to the division of vehicles on such form as the director of vehicles shall prescribe and shall be accompanied by the required fee, which shall be deposited by the division as provided by K.S.A. 8-146, and amendments thereto. ~~The license plates furnished for such vehicle shall be such as to identify the same as a thirty-day license.~~ The director of vehicles may designate agents to issue the licenses authorized by this act so that such licenses will be obtainable at convenient locations. This section shall be construed as supplemental to and a part of the motor vehicle registration laws of this state.

Sec. 6. K.S.A. 1989 Supp. 8-143b, as amended by section 4 of 1990 Senate Bill No. 573, 8-143h, as amended by section 5 of 1990 Senate Bill No. 573, 8-143b, as revived by this act, 8-143h, as revived by this act, section 1 of 1990 Senate Bill No. 573, and section 2 of 1990 Senate Bill No. 573 are hereby repealed.

Sec. 7. On and after January 1, 1991, section 1 of this act and section 3 of 1990 Senate Bill No. 573 are hereby repealed.

Sec. 8. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register, May 17, 1990.)

SENATE BILL No. 607

AN ACT concerning community colleges; affecting the power of boards of trustees to acquire land and improvements; increasing rates of student tuition; relating to the determination of general state aid entitlements; authorizing the adoption and implementation of seven member board of trustees plans; amending K.S.A. 71-201, as amended by section 1 of 1990 House Bill No. 2751, 71-1302, 71-1306, 71-1402, 71-1403, 71-1405, 71-1407, 71-1410, 71-1412, 71-1414, 71-1415 and 71-1420 and K.S.A. 1989 Supp. 71-301, 71-603 and 71-619, and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 71-201, as amended by section 1 of 1990 House Bill No. 2751, is hereby amended to read as follows: 71-201. (a) The board of trustees, in accordance with the provisions of *this act law* and the rules and regulations of the state board of education, shall have custody of and be responsible for the property of the community college and shall be responsible for the management and control of the college. The board of trustees shall hold at least one regular meeting each month at a time prescribed by the board. The board shall make an annual report in the manner prescribed by the state board of education. Members of the board of trustees shall be paid subsistence allowances, mileage and other actual and necessary expenses incurred in the performance of their official duties.

(b) For the effectuation of the purposes of this act, the board of trustees in addition to such other powers expressly granted to it by *this act law* and subject to the rules and regulations of the state board of education is hereby granted the following powers:

(1) To select its own chairperson and such other officers as it may deem desirable, from among its own membership. The secretary may be chief administrative officer of the college.

(2) To sue and be sued.

(3) To determine the educational program of the college subject to prior approval thereof as provided in this act and to grant certificates of completion of courses or curriculum.

(4) To appoint and fix the compensation and term of office of a president or chief administrative officer of the college.

(5) To appoint upon nomination of the president or the chief

administrative officer members of the administrative and teaching staffs, to fix and determine within state adopted standards their specifications, define their duties, and to fix their compensation and terms of employment. No community college teacher shall be required to meet certification requirements greater than those required in the state universities under the control and supervision of the state board of regents.

(6) Upon recommendation of the chief administrative officer, to appoint or employ such other officers of the college, agents and employees as may be required to carry out the provisions of *this act law* and to fix and determine within state adopted standards their qualifications, duties, compensation, terms of office or employment and all other items and conditions of employment.

(7) To enter into contracts.

(8) To accept from any government or governmental agency, or from any other public or private body, or from any other source, grants or contributions of money or property which the board may use for or in aid of any of its purposes.

(9) To acquire by gift, purchase, condemnation or otherwise, *and to own, lease, use and operate property, whether real, personal, or mixed, or any interest therein, which is necessary or desirable for the community college purposes.* The term of any lease entered into under authority of this subsection may be for not to exceed 10 years. Such lease may provide for annual or other payment of rent or rental fees and may obligate the community college to payment of maintenance or other expenses. Any lease agreement entered into under authority of this subsection shall be subject to change or termination at any time by the legislature. Any assignment of rights in any lease made under this act shall contain a citation of this section and a recitation that the lease agreement and assignment thereof are subject to change or termination by the legislature. The provisions of the cash basis and budget laws shall not apply to any lease made under authority of this subsection in such a manner as to prevent the intention of this act from being made effective. *This provision is subject to the provisions of subsection (d).*

(10) To determine that any property owned by the college is no longer necessary for college purposes and to dispose of the same in such manner and upon such terms and conditions as provided by law.

(11) To exercise the right of eminent domain, pursuant to chapter 26 of the Kansas Statutes Annotated.

(12) To make and promulgate such rules and regulations, not inconsistent with the provisions of *this act law* or with rules and regulations of the state board of education, that are necessary and proper for the administration and operation of the community college, and for the conduct of the business of the board of trustees.

(13) To exercise all other powers not inconsistent with the provisions of *this act law* or with the rules and regulations of the state board of education which may be reasonably necessary or incidental to the establishment, maintenance and operation of a community college.

(14) To appoint a member to fill any vacancy on the board of trustees for the balance of the unexpired term. When a vacancy occurs, the board shall publish a notice one time in a newspaper having general circulation in the community college district stating that the vacancy has occurred and that it will be filled by appointment by the board not sooner than 15 days after such publication.

(15) To contract with one or more agencies, either public or private, whether located within or ~~without outside~~ the community college district or whether located within or ~~without outside~~ the state of Kansas for the conduct by any such agencies of academic or vocational education for students of the community college, and to provide for the payment to any such agencies for their contracted educational services from any funds or moneys of the community college, including funds or moneys received from student tuition, out-district tuition, fees, funds received from the state of Kansas or the United States for academic or vocational education or taxes collected under K.S.A. 71-204 and 72-4424, and amendments thereto. Any contract made under this subsection with an institution of another state shall be subject to the provisions of K.S.A. 71-202, and amendments thereto.

(16) To authorize by resolution the establishment of a petty cash fund in an amount not to exceed \$1,000, and to designate in such resolution an employee to maintain such petty cash fund. The em-

ployee designated in any resolution provided for in this subsection receiving such funds shall keep a record of all receipts and expenditures from the fund, and shall from time to time, and at the end of the fiscal year, prepare a statement for the board showing all receipts, expenditures, and the balance in the petty cash fund. The board of trustees may authorize the employee designated to maintain any petty cash fund to make a claim for replenishment of the fund to its original amount in advance of approval by the board of trustees if, at any time during the period between regular monthly meetings of the board of trustees, the balance remaining in the fund is insufficient to make needed expenditures for any purpose for which the petty cash fund is maintained. No petty cash fund may be replenished more than one time during each period between regular monthly meetings of the board of trustees. If a petty cash fund is replenished prior to the end of the fiscal year in accordance with the foregoing authorization, the employee authorized to maintain the petty cash fund shall keep an accurate record of all expenditures made therefrom, and the purpose therefor, and shall submit the record to the board of trustees at the next regular monthly meeting thereof. The petty cash fund shall be replenished by payment from the appropriate funds of the community college to the petty cash fund upon proper claim. The fund shall be kept separate from all other funds and shall be used only for authorized expenditures and itemized receipts shall be taken for each expenditure. No part of such fund may be loaned or advanced against the salary of an employee. All employees entrusted with such funds under this subsection shall be bonded by the community college district.

(c) *Subject to the provisions of subsection (d)*, the board of trustees may purchase or otherwise acquire land or land and improvements and may acquire, construct, reconstruct, repair or remodel improvements thereon or additions thereto, including furnishings, equipment, and architectural and incidental expense related thereto, and for such purposes the board of trustees is authorized to issue and sell general obligation bonds, the cumulative total not to exceed the following amounts: Where the community college district has a taxable tangible valuation of less than \$90,000,000 or is located in a county designated as urban under the provisions of K.S.A. 19-3524, and amendments thereto, not to exceed 5% of the taxable tangible property of the community college district, and where the community college district has a taxable tangible valuation of more than \$90,000,000 not to exceed 3% except as provided above for any community college district located in a county designated as urban under the provisions of K.S.A. 19-3524, and amendments thereto, of the taxable tangible property of the community college district. If any increase in the valuation of a community college district results in an outstanding bonded indebtedness in excess of that provided in this subsection, such increase shall not constitute a violation of this subsection. No such bonds shall be issued until the question of their issuance shall have been submitted to a vote of the electors of the community college district at a regular election or at a special election called for that purpose and the majority of the electors voting on the proposition in such community college district shall have voted in favor of the issuance of the bonds. Such election shall be called, noticed and held and the bonds issued, sold, delivered and retired in accordance with the provisions of the general bond law except as herein otherwise expressly provided.

(d) *The board of trustees of a community college may not purchase or otherwise acquire land or land and improvements outside the community college district. Nothing in this subsection shall be construed or operate in any manner to require a board of trustees to sell, convey or otherwise dispose of land or land and improvements located outside the community college district and owned or being acquired by the community college on the effective date of this act, but no board of trustees may enter into a contract for the construction of improvements on any such land after the effective date of this act.*

Sec. 2. K.S.A. 1989 Supp. 71-301 is hereby amended to read as follows: 71-301. (a) (1) Except as otherwise provided in this subsection and subject to the provisions of K.S.A. 71-302, and amendments thereto, the board of trustees shall charge to and collect from each in-state student tuition at rates per credit hour enrolled which shall be established at an amount not less than \$14 per credit hour and not more than \$22 per credit hour: For the 1991 fiscal year, not less than \$16 per credit hour and not more than \$24 per credit

hour; for the 1992 fiscal year, not less than \$18 per credit hour and not more than \$26 per credit hour; for the 1993 fiscal year and for each fiscal year thereafter, not less than \$19 per credit hour and not more than \$27 per credit hour.

(2) *Subject to the provisions of K.S.A. 71-302, and amendments thereto*, the board of trustees shall charge to and collect from each out-of-state and foreign student tuition at rates per credit hour enrolled which shall be established at an amount not less than 2 1/2 times the maximum amount per credit hour prescribed by provision (1).

(3) The board of trustees may charge to and collect from each student who is eligible for admission to a community college at in-state tuition rates but who resides within a federal military reservation tuition at rates per credit hour enrolled which, if established, shall be established at an amount not less than \$21 per credit hour and not more than \$36 per credit hour.

(b) The board of trustees, in accordance with rules and regulations of the state board, shall determine and collect an amount of out-district tuition to be charged for each out-district student attending the community college whose residence is outside of the community college district. The board of county commissioners of any county charged with payment of out-district tuition shall levy a tax on all of the taxable property of the county sufficient to pay all out-district tuition charges authorized by this act. The proceeds from the tax levied under authority of this section shall be deposited in a special fund for payment of out-district tuition. Upon receiving a statement of charges for out-district tuition, the board of county commissioners shall allow and pay the same promptly from the special fund. If there is insufficient or no money in the special fund, out-district tuition shall be paid from the county general fund or from the proceeds of the sale of no-fund warrants issued for the purpose of the payment of out-district tuition.

(c) The total out-district tuition charged by a community college shall be an amount equal to the number of duly enrolled out-district students times \$24 for each credit hour of each such student.

(d) (1) Out-district tuition shall only be charged for credit hours of out-district students if such students, as determined by the state board, have not more than 64 credit hours from any institution of postsecondary education or the students have not more than 72 credit hours and are enrolled in terminal type nursing courses or freshman-sophomore level preengineering courses.

(2) The credit hour limitations prescribed by provision (1) of this subsection do not apply to credit hours of out-district students if such students, as determined by the state board, are enrolled in an approved vocational education program at a community college for the purpose of receiving vocational or technical training or retraining in preparation for gainful employment.

(e) In May of each fiscal year, the board of trustees shall notify the board of county commissioners of the approximate amount of out-district tuition which will be charged to the county in the succeeding fiscal year.

(f) Expenditures for out-district tuition shall be exempt from the budget law of this state to the extent of such payments not anticipated in the budget of the county. Taxes levied by counties under the authority of this section shall not be subject to or within the limitations upon the levy of taxes imposed under the provisions of K.S.A. 79-5001 to 79-5016 79-5021 to 79-5035, inclusive, and any amendments of such sections thereto.

Sec. 3. K.S.A. 1989 Supp. 71-603 is hereby amended to read as follows: 71-603. (a) On or before November 1 and on or before March 1 of each year, the chief administrative officer of each community college shall certify under oath to the state board the total number of duly enrolled credit hours of students of the community college during the current school session who meet the state residence requirement or who are considered bona fide residents of the state. Each November 1 and March 1, certification for payment shall set forth separately the credit hour enrollment for preceding sessions and for the current fall session. The state board may require the community college to furnish any additional information deemed necessary by it to carry out the provisions of this act, and shall prescribe such forms and policies as may be necessary for making such reports.

(continued)

(b) In November of each year, the county clerk of each county shall certify to the state board with respect to each community college district in the county, the current assessed valuations valuation of: (1) Urban real estate; (2) rural real estate; (3) state-assessed property; and (4) taxable tangible personal property within each such district. As used in this subsection, the term "taxable tangible property" means all real and tangible personal property which is subject to general ad valorem taxation.

Sec. 4. K.S.A. 1989 Supp. 71-619 is hereby amended to read as follows: 71-619. (a) In addition to credit hour state aid entitlement and out-district state aid entitlement, Each community college shall be entitled to receive general state aid payments in amounts determined by the state board as provided in this section.

(b) In each school fiscal year, the state board shall:

(1) Determine full-time equivalent enrollment of each community college and total full-time equivalent enrollment of all community colleges.

(2) Determine the adjusted assessed valuation of each community college.

(3) Compute the adjusted assessed valuation per student of each community college by dividing its adjusted assessed valuation by its full-time equivalent enrollment. The quotient is the adjusted assessed valuation per student of the community college.

(4) Determine the median adjusted assessed valuation per student of all community colleges by ranking the community colleges from high to low on the basis of adjusted assessed valuation per student of each community college and identify the community college which is located at the median. The median adjusted assessed valuation per student of all community colleges is the median adjusted assessed valuation per student of the community college identified as being located at the median.

(5) Compute the wealth factor of each community college by dividing the median adjusted assessed valuation per student of all community colleges by the adjusted assessed valuation per student of the community college. The quotient is the wealth factor of the community college.

(6) Determine on the basis of total full-time equivalent enrollment of all community colleges a per student guarantee by computing the amount thereof which is required to distribute to the community colleges the total amount of the appropriation from the state general fund for general state aid for the school fiscal year.

(7) Multiply the per student guarantee determined in provision (6) by the full-time equivalent enrollment of the community college.

(8) Multiply the product obtained in provision (7) by the wealth factor of the community college. The product is the amount of general state aid to which the community college is entitled.

(c) As used in this section:

(1) "Adjusted Assessed valuation of a community college" means: (A) Of urban real estate, the assessed valuation of the preceding year multiplied by the state ratio and divided by the county urban ratio for that year; (B) of rural real estate, the assessed valuation of the preceding year multiplied by the state ratio and divided by the county rural ratio for that year; (C) of a community college, the sum of the adjusted valuations of urban and rural real estate plus the assessed valuations of the preceding year of taxable tangible personal property and state assessed property within the community college district.

(2) "State assessed property" means all real or tangible personal property assessed by the director of property valuation, the valuation of which is certified to or apportioned among various taxing districts of the state.

(3) "State ratio" means 30%.

(4) "County urban ratio" means the average assessment ratio of all sales of urban real estate in each county for the preceding year as determined under the provisions of K.S.A. 70-1437, and amendments thereto.

(5) "County rural ratio" means the average assessment ratio of all sales of rural real estate in each county for the preceding year as determined under the provisions of K.S.A. 70-1437, and amendments thereto.

(2) "Taxable tangible property" means all real and tangible personal property which is subject to general ad valorem taxation.

(6) (3) "Full-time equivalent enrollment" means the quotient obtained by dividing by 15 the total credit hour enrollment of students

of a community college who are or are considered bona fide residents of the state of Kansas on September 15 plus the total credit hour enrollment of such students of the community college for courses taught in the summer term and for courses approved to be conducted as of September 15, the beginning dates of which courses are after September 15 but prior to December 1.

Sec. 5. K.S.A. 71-1402 is hereby amended to read as follows: 71-1402. Unless the context otherwise requires, As used in this act and acts amendatory thereof or supplemental thereto: (a) "Community college" means a community college established under the community college act.

(b) "Community college district" and or "college district" mean means the taxing district and territory of a community college.

(c) "Trustee" and or "member" mean means a member of the board of trustees of a community college.

(d) "Board" and or "board of trustees" mean means the governing body of a community college.

(e) "Campus" means all or part of the buildings and facilities of the a community college.

(f) "Member district" means one of the subdistricts into which a community college district is or may be divided for the purpose of a district method of election of trustees.

(g) "Member position" means one of the six numbered positions of members of a board of trustees when a district method of election is used.

(h) "Holdover member" means a member, or his or her appointed successor, who has been elected in a community college election to a term which extends for any period before and two years after the July 1 following a change in method of election under this act.

(i) "Method" and or "method of election" mean means one of the methods of election provided for in this act.

(j) (i) "District method" means either a six-district method, a three-district method, or a two-district method.

(k) (j) "Election-at-large method" means an election at large of trustees of a community college without a division of the college district into member districts.

(l) (k) "Election officer" or "county election officer" mean means the election commissioner of the county in which the community college is located, or the county clerk in counties not having an election commissioner.

(m) (l) "Election at large" means a vote by an election of trustees at which all electors of a community college district vote on all candidates.

Sec. 6. K.S.A. 71-1403 is hereby amended to read as follows: 71-1403. (a) The governing body of a community college is and shall be a board of trustees composed of six (6) members, none of whom shall be an employee of the community college.

(b) (1) Subject to provision (2), the board of trustees of a community college shall be composed of six members.

(2) If a community college adopts and implements a seven member board of trustees plan, the board of trustees of the community college shall be composed of seven members.

(c) The members of a board of trustees may be elected by any one of the four (4) methods provided for in this act which are: (1) Election-at-large method, (2) six-district method, (3) three-district method, (4) two-district method.

(d) No member of the board of trustees of a community college shall be an employee of the community college.

Sec. 7. K.S.A. 71-1405 is hereby amended to read as follows: 71-1405. Any board desiring to change its an at-large method of election to a district method of election or from one-district one district method of election to another shall first prepare a plan of change showing the proposed member districts into which the college district will be divided. Each member district shall be comprised of one contiguous compact area. The member districts shall have equal population as nearly as is practicable. All of the territory in the college district shall be assigned to and made a part of one of the member districts, and no territory shall be included in two more than one member districts district. The proposed member districts shall be so planned that no holdover member of the board of trustees holding office at the time the change is made will be displaced by establishment or rearrangement of the member districts and or by

inclusion of more holdover members in a single proposed member district than is authorized by this act law.

Sec. 8. K.S.A. 71-1407 is hereby amended to read as follows: 71-1407. (a) When a community college has a member district method of election, the college district shall be divided into two member districts for the two-district method, into three member districts for the three-district method, and into six member districts for the six-district method. Each member district shall be represented on the board by one or more persons residing in the member district. In the six-district method, one member shall reside in each member district. In the three-district method two members shall reside in each member district. In the two-district method three members shall reside in each member district. ~~The proposed plan of change shall assign a number to each member district.~~ In the two-district method the member district numbers assigned shall be "one" and "two." In the three-district method the member district numbers assigned shall be "one," "two," and "three." In the six-district method the member district numbers assigned shall be "one," "two," "three," "four," "five" and "six."

In the six-district method the member position numbers shall correspond to the member district numbers. In the two-district method the member position numbers shall be "one," "two" and "three" for member district one, and "four," "five" and "six" for member district two. In the three-district method member position numbers shall be "one" and "four" for member district one, and "two" and "five" for member district two, and "three" and "six" for member district three.

(b) If a community college adopts and implements a seven member board of trustees plan, the at-large member may be a resident of any member district. The at-large member position shall not be numbered.

Sec. 9. K.S.A. 71-1410 is hereby amended to read as follows: 71-1410. (a) Ten or more electors of any community college district may prepare a plan of change and submit the same to the state board. If any such plan of change is so filed, the state board may consider the same, and if it finds such plan of change is complete, lawful and timely, it may promptly so certify to the county election officer of the college district.

(b) Upon receipt of a plan of change with the certified approval of the state board, the county election officer shall notify the first person listed as having submitted such plan of change of such approval. Upon receiving such notice, the person so notified may cause petitions to be prepared which set out in full the plan of change approved, and if such petitions are then approved as to form by the county election officer, such petitions may be distributed among interested electors of the community college district in as many copies as seem suitable to the person preparing the same as provided in this section. Any elector residing in the community college district may sign any such petition, and one elector signing each petition shall subscribe a certificate thereto that he or she such elector personally observed each of the signers sign place his or her such signer's signature thereon, and that such petition is valid as he or she such subscribing elector verily believes. Only electors who are duly registered in areas where registration is required to vote may sign such a petition.

(c) If such petitions are filed with the county election officer and he or she the county election officer determines that such petitions are validly signed by the number of electors provided in subsection (d) of this section, the county election officer shall upon making such determination call an election for approval of the plan of change in the manner provided in K.S.A. 71-1411, and amendments thereto.

(d) The number of valid signatures on petitions filed as provided in subsection (c) of this section shall be determined as follows:

~~The county election officer of (1) In any such college district which had the election-at-large method in effect at the last preceding general election of members shall determine the total number of ballots cast and counted in such election. In any such district, a number equal to ten percent (10%) 10% of the total number of ballots cast and counted at such preceding election shall be the number of signatures required for a valid petition.~~

(2) In any college district which had a member district method in effect at the last preceding general election of members, the number of signatures required for a valid petition shall be computed as provided in subpart (1) of this subsection if one or more members

were elected in each of the member districts of the college district or if voting plan-A or voting plan-B was in effect. In any college district which had a member district method in effect at the last preceding general election of members, if members were not elected in all the member districts of the college district and if voting plan-C was in effect at such preceding general election, the number of valid signatures required shall be computed as follows: Divide the total number of ballots cast and counted in the general election by the number of member districts in which members were elected and multiply the result by the number of member districts in the college district; then, multiply the amount so determined by .10.

(e) Within ~~ten (10)~~ 10 days after the filing of petitions as provided in this subsection section, the county election officer shall determine the validity thereof.

Sec. 10. K.S.A. 71-1412 is hereby amended to read as follows: 71-1412. Members having position numbers which are even numbers shall have terms expiring on June 30, 1969, or on a fourth year thereafter. Members having position numbers which are odd numbers shall have terms expiring on June 30, 1971, or on a fourth year thereafter. All members elected by any method in the year 1969 and thereafter Each member of the board of trustees of a community college shall be elected for 4-year terms a four-year term commencing on the July 1 following their election. All Members elected by any method in the year 1967 shall have terms commencing on July 1, 1967, and ending at the time proscribed by this act serve until their successors are elected or appointed and qualified.

Sec. 11. K.S.A. 71-1414 is hereby amended to read as follows: 71-1414. (a) (1) In college districts where a district method of election is in effect, a person may become a candidate for election to trustee of a community college by either any one of the following methods:

(1) (A) Any person who is an elector of any member district may petition to be a candidate for member from the member district in which such person resides. Any such person shall file with the election officer; a petition for such person's candidacy signed by not less than 50 electors residing in such person's member district. Any such petition shall specify the member position for which the person is a candidate.

(2) (B) Any person who is an elector in of any member district may become a candidate for member from the member district in which such person resides by filing with the election officer a declaration of intent to be such a candidate, and payment therewith of a filing fee in the amount of \$5. Any such declaration shall specify the member position for which the person is a candidate.

(C) If a community college adopts and implements a seven member board of trustees plan, any person who is an elector of the college district may petition to be a candidate for the at-large member position. Any such person shall file with the county election officer a petition for such candidacy signed by not less than 50 electors residing in such college district.

(D) If a community college adopts and implements a seven member board of trustees plan, any person who is an elector of the college district may become a candidate for the at-large member position by filing with the county election officer a declaration of intent to be such a candidate, and payment therewith of a filing fee in the amount of \$5.

(2) Every petition or declaration of intent filed under this subsection must specify the member position for which the person is a candidate.

(b) When In college districts where the election-at-large method of election is in effect in any college district, a person may become a candidate for election to trustee of a community college by either one of the following methods:

(1) Any person who is an elector of the college district may petition to be a candidate for trustee. Any such person shall file with the election officer a petition for his or her such person's candidacy signed by not less than 50 electors residing in the college district.

(2) Any person who is an elector in of the college district may become a candidate for trustee by filing with the election officer a declaration of intent to be such a candidate, and payment therewith of a filing fee in the amount of \$5.

(continued)

(c) Any such Every petition or declaration of intent filed under this section must be filed on or before 12 o'clock noon on the Tuesday which precedes by 10 weeks the first Tuesday in April of any odd-numbered year. No such petition or declaration shall be filed sooner than the second Tuesday of the December which next precedes the community college election.

Sec. 12. K.S.A. 71-1415 is hereby amended to read as follows: 71-1415. (a) In each member any college district having a district method and in which there are more than two candidates for one a member position, the election officer shall call, and there shall be held, a primary election. The names of the two candidates receiving the greatest number of votes for any member position shall appear on the ballots in the general election.

(b) In any college district having the election-at-large method, and in which there are more than two (2) times the number of candidates as there are trustees to be elected, the election officer shall call, and there shall be held, a primary election. The names of twice the number of candidates as there are trustees to be elected who receive the greatest number of votes in the primary shall appear on the ballots in the general election.

(c) In the general election, there shall appear on the ballots a line appropriate for write-in candidates. No lines for write-in candidates shall appear on the primary election ballots.

Sec. 13. K.S.A. 71-1420 is hereby amended to read as follows: 71-1420. Subject to the limitations in this act, Any of the three (3) voting plans described in this section may be used in the election of trustees. The three (3) voting plans of voting are:

(a) In Voting plan-A: All qualified electors, who are otherwise qualified according to law, and who reside in the college district may vote in both the primary and general elections of board members trustees.

(b) In Voting plan-B: All qualified electors, who are otherwise qualified according to law, and who reside in the a member district may vote in the primary election of trustees for the member position or positions of such member district and, if the community college adopts and implements a seven member board of trustees plan, for the at-large member position. All qualified electors, who are otherwise qualified according to law, and who reside in the college district may vote in the general elections election of trustees.

(c) In Voting plan-C: All qualified electors, who are otherwise qualified according to law, and who reside in the a member districts district may vote in both the primary and general elections of trustees from for the member position or positions of such member districts district and, if the community college adopts and implements a seven member board of trustees plan, for the at-large member position.

Section 14. K.S.A. 71-1306 is hereby amended to read as follows: 71-1306. (a) If the a proposition to consolidate is approved as provided in K.S.A. 71-1304, and amendments thereto, the election of trustees at the next following community college election shall be by the method of election and voting plan provided in the agreement for the consolidated community college district, and at such election six (6) new trustees shall be elected. The three (3) candidates receiving the highest number of votes at the general community college election shall serve as trustees for four-year terms commencing on the July 1 following such election and the three (3) candidates receiving the next highest number of votes shall serve for two-year terms commencing in the July 1 following such election, except where a member-district method of election is in effect in which case persons elected to even-numbered trustee positions shall serve for two (2) year terms commencing on the July 1 following such election and persons elected to odd-numbered member positions shall serve for four (4) year terms commencing on the July 1 following such election. Thereafter at community college elections in odd-numbered years three (3) trustees shall be elected to serve for four-year terms.

(b) Subject to the provisions of subsection (c), at an election next following the approval of a proposition to consolidate, six new trustees shall be elected. The three candidates receiving the highest number of votes at the general community college election shall serve as trustees for four-year terms commencing on the July 1 following such election and the three candidates receiving the next highest number

of votes shall serve for two-year terms commencing on the July 1 following such election, except where a member-district method of election is in effect in which case persons elected to even-numbered trustee positions shall serve for two-year terms commencing on the July 1 following such election and persons elected to odd-numbered member positions shall serve for four-year terms commencing on the July 1 following such election. At community college elections in odd-numbered years thereafter, successor trustees shall be elected to serve for four-year terms.

(c) At an election next following the approval of a proposition to consolidate when a seven member board of trustees has been provided for in the agreement for the consolidated community college district, seven new trustees shall be elected. The four candidates receiving the highest number of votes at the general community college election shall serve as trustees for four-year terms commencing on the July 1 following such election and the three candidates receiving the next highest number of votes shall serve for two-year terms commencing on the July 1 following such election, except where a member-district method of election is in effect in which case persons elected to even-numbered trustee positions shall serve for two-year terms commencing on the July 1 following such election and persons elected to odd-numbered member positions and to the at-large position shall serve for four-year terms commencing on the July 1 following such election. At community college elections in odd-numbered years thereafter, successor trustees shall be elected to serve for four-year terms.

(d) Trustees shall hold office until a successor is elected or appointed and qualified.

Sec. 15. K.S.A. 71-1302 is hereby amended to read as follows: 71-1302. Any agreement entered into under authority of article 13 of chapter 71 of Kansas Statutes Annotated shall specify the following:

- (a) The name of the community college district.
- (b) The date of election for approval of consolidation.
- (c) Composition of the board of trustees.
- (d) The method of election and voting plan.
- (e) Describe (e) A description of member districts, if needed.
- (f) Specify agreement as to (f) The membership of a temporary board of trustees to serve until a board of trustees is elected as provided in article 13 of chapter 71 of Kansas Statutes Annotated K.S.A. 71-1306, and amendments thereto.

New Sec. 16. (a) Any board of trustees may adopt and implement, in the manner provided in this section, a seven member board of trustees plan. The board of trustees may resolve upon its own motion its intention to adopt a seven member board of trustees plan. The resolution shall be published once each week for three consecutive weeks in a newspaper having general circulation in the community college district. The board of trustees may adopt the plan and provide for implementation thereof at the next community college elections unless, within 30 days after the last publication of the resolution, a petition in opposition to the plan, signed by not less than 5% of the qualified electors of the college district, is filed with the board of trustees. If such a petition is filed, the board of trustees shall request the county election officer to submit the question of whether a seven member board of trustees plan should be adopted to the qualified electors of the college district at an election which shall be called for such purpose. All qualified electors of the college district may vote at the election. If a majority of those voting at the election are in favor of adopting the plan, the board of trustees shall adopt and implement the same at the next community college elections. If a majority of those voting at the election are not in favor of adopting the plan, the same shall not be adopted and no like plan shall be proposed by the board of trustees within a period of two years from the date of the election.

(b) In college districts where a district method of election is in effect, a seven member board of trustees plan shall provide for the seventh member to be an at-large member.

Sec. 17. K.S.A. 71-201, as amended by section 1 of 1990 House Bill No. 2751, 71-1302, 71-1306, 71-1402, 71-1403, 71-1405, 71-1407, 71-1410, 71-1412, 71-1414, 71-1415 and 71-1420 and K.S.A. 1989 Supp. 71-301, 71-603 and 71-619 are hereby repealed.

Sec. 18. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register, May 17, 1990.)

HOUSE BILL No. 3118

AN ACT concerning schedule IV controlled substances; amending K.S.A. 1989 Supp. 65-4111 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 1989 Supp. 65-4111 is hereby amended to read as follows: 65-4111. (a) The controlled substances listed in this section are included in schedule IV and the number set forth opposite each drug or substance is the DEA controlled substances code which has been assigned to it.

(b) Any material, compound, mixture or preparation which contains any quantity of the following substances including its salts, isomers and salts of isomers whenever the existence of such salts, isomers and salts of isomers is possible within the specific chemical designation and having a potential for abuse associated with a depressant effect on the central nervous system:

(1) Alprazolam	2882
(2) Barbitol	2145
(3) Bromazepam	2748
(4) Camazepam	2749
(5) Chloral betaine	2460
(6) Chloral hydrate	2465
(7) Chlordiazepoxide	2744
(8) Clobazam	2751
(9) Clonazepam	2737
(10) Clorazepate	2768
(11) Clotiazepam	2752
(12) Cloxazolam	2753
(13) Delorazepam	2754
(14) Diazepam	2765
(15) Estazolam	2756
(16) Ethchlorvynol	2540
(17) Ethinamate	2545
(18) Ethyl loflazepate	2758
(19) Fludiazepam	2759
(20) Flunitrazepam	2763
(21) Flurazepam	2767
(22) Halazepam	2762
(23) Haloxazolam	2771
(24) Ketazolam	2772
(25) Loprazolam	2773
(26) Lorazepam	2885
(27) Lormetazepam	2774
(28) Mebutamate	2800
(29) Medazepam	2836
(30) Meprobamate	2820
(31) Methohexital	2264
(32) Methylphenobarbital (mephobarbital)	2250
(33) Midazolam	2884
(34) Nimetazepam	2837
(35) Nitrazepam	2834
(36) Nordiazepam	2838
(37) Oxazepam	2835
(38) Oxazolam	2839
(39) Paraldehyde	2585
(40) Petrichloral	2591
(41) Phenobarbital	2285
(42) Pinazepam	2883
(43) Prazepam	2764
(44) Quazepam	2881
(45) Temazepam	2925
(46) Tetrazepam	2886
(47) Triazolam	2887

(c) Any material, compound, mixture, or preparation which contains any quantity of fenfluramine (1670), including its salts, isomers (whether optical, position or geometric) and salts of such isomers, whenever the existence of such salts, isomers and salts of isomers is possible.

(d) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers (whether optical, position or geometric) and salts of such isomers whenever the existence of such salts, isomers and salts of isomers is possible within the specific chemical designation:

(1) Diethylpropion	1610
(2) Mazindol	1605
(3) Pemoline (including organometallic complexes and chelates thereof)	1530
(4) Phentermine	1640
(5) Pipradrol	1750
(6) SPA((-)-1-dimethylamino-1,2-diphenylethane)	1635

(e) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following, including salts thereof:

(1) Pentazocine	9709
-----------------	------

(f) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation containing any of the following narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below:

(1) Not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit	9167
(2) Dextropropoxyphene (alpha-(+)-4-dimethylamino-1,2-diphenyl-3-methyl-2-propionoxybutane)	9273

(g) Butyl nitrite and its salts, isomers, esters, ethers or their salts.

(h) *Anabolic steroid.* (1) Except as provided in paragraph (2) of this subsection, the term "anabolic steroid" means any material, compound, mixture or preparation containing an anabolic steroid, including, but not limited to, the following:

- (A) Methandrostenolone;
- (B) stanozolol;
- (C) ethylestrenol;
- (D) nandrolone phenpropionate;
- (E) nandrolone deconoate;
- (F) testosterone propionate; and
- (G) chorionic gonadotropin.

(2) The term "Anabolic steroid" shall not include any material, compound, mixture or preparation containing an anabolic steroid which is expressly intended for administration through implants to cattle or other nonhuman species and which is approved by the federal food and drug administration for such use.

(i) The board may except by rule and regulation any compound, mixture or preparation containing any depressant substance listed in subsection (b) from the application of all or any part of this act if the compound, mixture or preparation contains one or more active medicinal ingredients not having a depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion or concentration that vitiate the potential for abuse of the substances which have a depressant effect on the central nervous system.

Sec. 2. K.S.A. 1989 Supp. 65-4111 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register, May 17, 1990.)

HOUSE BILL No. 2714

AN ACT concerning alcoholic beverages; amending K.S.A. 1989 Supp. 41-308a and repealing the existing section; also repealing K.S.A. 1989 Supp. 41-308c and 41-328a.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 1989 Supp. 41-308a is hereby amended to read as follows: 41-308a. (a) A farm winery license shall allow:

(1) The manufacture of domestic table wine and the storage thereof;

(2) the sale of wine, manufactured by the licensee, to licensed wine distributors, retailers, clubs, drinking establishments and caterers;

(3) the sale, on the licensed premises in the original unopened container to consumers for consumption off the licensed premises, of wine manufactured by the licensee;

(4) the serving on the premises of samples of wine manufactured by the licensee or imported under subsection (e), if the premises are located in a county where the sale of alcoholic liquor is permitted by law in licensed drinking establishments; and

(5) if the licensee is also licensed as a club or drinking establishment, the sale of domestic wine and other alcoholic liquor for consumption on the licensed premises as authorized by the club and drinking establishment act.

(b) Not less than 60% of the products utilized in the manufacture of domestic table wine by a farm winery shall be grown in Kansas except when a lesser proportion is authorized by the director based

(continued)

upon the director's findings and judgment. The label of domestic wine shall indicate that a majority of the products utilized in the manufacture of the wine at such winery were grown in Kansas.

(c) A farm winery having a capacity of 50,000 gallons per year or more which sells wine to any distributor shall be required to comply with all provisions of article 4 of chapter 41 of the Kansas Statutes Annotated and of K.S.A. 41-701 through 41-705 and 41-709, and amendments thereto, in the same manner and subject to the same penalties as a manufacturer.

(d) A farm winery may sell domestic wine in the original unopened container to consumers for consumption off the licensed premises at any time between 6 a.m. and 12 midnight on any day except Sunday and between 12 noon and 6 p.m. on Sunday. If authorized by subsection (a), a farm winery may serve samples of domestic wine and wine imported under subsection (e) and serve and sell domestic wine and other alcoholic liquor for consumption on the licensed premises at any time when a club or drinking establishment is authorized to serve and sell alcoholic liquor.

(e) The director may issue to the Kansas state fair or any bona fide group of grape growers or wine makers a permit to import into this state small quantities of wines. Such wine shall be used only for bona fide educational and scientific tasting programs and shall not be resold. Such wine shall not be subject to the tax imposed by K.S.A. 41-501 and amendments thereto. The permit shall specifically identify the brand and type of wine to be imported, the quantity to be imported, the tasting programs for which the wine is to be used and the times and locations of such programs. The secretary shall adopt rules and regulations governing the importation of wine pursuant to this subsection and the conduct of tasting programs for which such wine is imported.

(f) A farm winery license shall apply only to the premises described in the application and in the license issued and only one location shall be described in the license.

(g) No farm winery shall:

(1) Employ any person under the age of 18 years in connection with the manufacture, sale or serving of any alcoholic liquor;

(2) permit any employee of the licensee who is under the age of 21 years to work on the licensed premises at any time when not under the on-premise supervision of either the licensee or an employee of the licensee who is 21 years of age or over;

(3) employ any person under 21 years of age in connection with mixing or dispensing alcoholic liquor; or

(4) employ any person in connection with the manufacture or sale of alcoholic liquor if the person has been convicted of a felony.

(h) Whenever a farm winery licensee is convicted of a violation of the Kansas liquor control act, the director may revoke the licensee's license and order forfeiture of all fees paid for the license,

after a hearing before the director for that purpose in accordance with the provisions of the Kansas administrative procedure act.

(i) This section shall be part of and supplemental to the Kansas liquor control act.

New Sec. 2. Sections 2 through 5 shall be known and may be cited as the nonalcoholic malt beverages act.

New Sec. 3. As used in sections 2 through 5, "nonalcoholic malt beverage" means a beverage containing less than .5% alcohol by volume obtained by alcohol fermentation of an infusion or coction of barley, or other grain, malt and hops in water and includes beer, ale, stout, lager beer, porter and similar beverages having such alcoholic content.

New Sec. 4. Nonalcoholic malt beverages may be sold by retailers licensed pursuant to the liquor control act, by clubs and drinking establishments licensed pursuant to the club and drinking establishment act by retailers licensed pursuant to article 27 of chapter 41 of the Kansas Statutes Annotated, as an additional privilege of the license issued in accordance therewith.

New Sec. 5. (a) Nonalcoholic malt beverages shall be distributed by distributors, as defined by K.S.A. 41-102 and amendments thereto, pursuant to all terms and conditions of the liquor control act. The provisions of K.S.A. 79-3817 et seq. and amendments thereto shall apply to sales and distribution of nonalcoholic malt beverages by such distributors.

(b) The provisions of the liquor control act, and any rules and regulations adopted thereunder for the administration of enforcement thereof, shall apply to the sale and taxation of nonalcoholic malt beverages by retailers licensed thereunder. The provisions of K.S.A. 79-4101 et seq. and amendments thereto shall apply to the sale of nonalcoholic malt beverages at retail by such retailers.

(c) The provisions of the club and drinking establishment act, and any rules and regulations adopted thereunder for the administration of enforcement thereof, shall apply to the sale and taxation of nonalcoholic malt beverages by clubs and drinking establishments licensed thereunder. The provisions of K.S.A. 79-41a01 et seq. and amendments thereto shall apply to the sale of nonalcoholic malt beverages by a club or drinking establishment.

(d) The provisions of K.S.A. 41-2701 et seq. and amendments thereto, and any rules and regulations adopted thereunder for the administration of enforcement thereof, shall apply to the sale and taxation of nonalcoholic malt beverages by retailers licensed thereunder.

Sec. 6. K.S.A. 1989 Supp. 41-308a, 41-308c and 41-328a are hereby repealed.

Sec. 7. This act shall take effect and be in force from and after its publication in the Kansas register.

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
1-6-32	Amended	V. 9, p. 10
1-7-10	Amended	V. 8, p. 1210
1-7-10	Amended	V. 8, p. 1475
1-9-19a	Amended	V. 9, p. 10
1-16-8	Amended	V. 9, p. 379
1-16-18	Amended	V. 9, p. 379
1-18-1a	Amended	V. 9, p. 329
1-18-1a	Amended	V. 9, p. 380
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
4-7-510	Amended	V. 9, p. 189
4-7-511	New	V. 9, p. 189
4-7-512	New	V. 9, p. 189
4-7-513	New	V. 9, p. 190
4-7-900		
through		
4-7-905	New	V. 8, p. 1731, 1732
4-8-27	Amended	V. 8, p. 1732
4-13-4	Amended	V. 9, p. 190
4-13-4a	New	V. 9, p. 190
4-13-5	Amended	V. 9, p. 191
4-13-8	Amended	V. 9, p. 191
4-13-15	Amended	V. 9, p. 578
4-13-26	New	V. 9, p. 191
4-13-27	New	V. 9, p. 191
4-20-3	Amended	V. 9, p. 191
4-20-5	Amended	V. 9, p. 192
4-20-6	Amended	V. 9, p. 192
4-20-7	New	V. 9, p. 192
4-20-8	New	V. 9, p. 192
4-20-11	New	V. 9, p. 192
4-20-12	New	V. 9, p. 192
4-20-13	New	V. 9, p. 192

4-20-14 New V. 9, p. 193
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. 9, p. 193
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
9-2-1	Amended	V. 9, p. 328
9-7-7	Amended	V. 8, p. 1804
9-13-4	New	V. 9, p. 1624
9-17-1	through	
9-17-4	Amended	V. 8, p. 1804, 1805
9-17-6	New	V. 8, p. 1805
9-17-7	New	V. 8, p. 1805
9-17-8	New	V. 8, p. 1805
9-18-1	New	V. 8, p. 1138
9-18-1	New	V. 8, p. 1183

**AGENCY 11: STATE CONSERVATION
COMMISSION**

Reg. No.	Action	Register
11-7-1	through	
11-7-10	New	V. 9, p. 506, 507

**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
23-1-8	Revoked	V. 9, p. 704
23-1-10	Revoked	V. 8, p. 1733
23-1-12	Revoked	V. 9, p. 386
23-2-3	Revoked	V. 8, p. 1525
23-2-5	Revoked	V. 9, p. 704
23-2-7	Revoked	V. 9, p. 386
23-2-12	Revoked	V. 9, p. 704
23-2-14	Revoked	V. 9, p. 386

23-2-15	Revoked	V. 9, p. 386
23-2-16	Revoked	V. 9, p. 386
23-2-18	Revoked	V. 9, p. 704
23-2-19	Revoked	V. 9, p. 704
23-3-2	Revoked	V. 8, p. 1733
23-3-8	Revoked	V. 8, p. 1629
23-3-10	Revoked	V. 8, p. 1629
23-3-11	Revoked	V. 8, p. 1629
23-3-12	Revoked	V. 8, p. 1629
23-3-14	Revoked	V. 8, p. 1629
23-3-15	Revoked	V. 8, p. 1629
23-5-1	through	

23-5-8	Revoked	V. 9, p. 386
23-6-6	Revoked	V. 9, p. 167
23-7-5	Revoked	V. 9, p. 167
23-7-7	Revoked	V. 9, p. 167
23-8-1	Revoked	V. 8, p. 1525
23-8-2	Revoked	V. 8, p. 1525
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
23-8-34	Revoked	V. 8, p. 1356
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
23-18-3	Revoked	V. 8, p. 1629
23-18-4	Revoked	V. 8, p. 1629

**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
28-4-113	through	
28-4-118	Amended	V. 9, p. 36-40
28-4-119b	Amended	V. 9, p. 40
28-4-120	Amended	V. 9, p. 40
28-4-124	through	
28-4-132	Amended	V. 9, p. 40-43
28-4-350	Amended	V. 9, p. 44
28-4-400	Amended	V. 8, p. 1632
28-4-401	Amended	V. 8, p. 1632
28-4-403	Amended	V. 8, p. 1632
28-4-405	Amended	V. 8, p. 1633
28-4-405a	Amended	V. 8, p. 1634
28-4-405b	Amended	V. 8, p. 1635
28-4-406	Amended	V. 8, p. 1635
28-4-407	Amended	V. 8, p. 1636
28-4-408	Amended	V. 8, p. 1636
28-4-410	Amended	V. 8, p. 1636
28-4-411	Amended	V. 8, p. 1637
28-4-412	Revoked	V. 8, p. 1637
28-4-413	Amended	V. 8, p. 1637
28-4-442	Amended	V. 9, p. 44
28-16-110	through	
28-16-138	New	V. 8, p. 517-520
28-16-137	Amended	V. 8, p. 1559
28-16-137	Amended	V. 8, p. 1638
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
28-31-1	through	
28-31-6	Amended	V. 8, p. 1806-1812
28-31-8	Amended	V. 8, p. 1813
28-31-8a	Amended	V. 8, p. 1814
28-31-8b	New	V. 8, p. 1814
28-31-9	Amended	V. 8, p. 1814
28-31-14	Amended	V. 8, p. 1814
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
28-51-108	Amended	V. 9, p. 123

**AGENCY 30: SOCIAL AND
REHABILITATION SERVICES**

Reg. No.	Action	Register
30-4-35	Amended	V. 8, p. 714
30-4-41	Amended	V. 8, p. 714
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. 1661
30-4-63	Amended	V. 9, p. 541
30-4-64	Amended	V. 8, p. 1661
30-4-64	Amended	V. 9, p. 542
30-4-70	Amended	V. 8, p. 714
30-4-73	Amended	V. 9, p. 193
30-4-74	Amended	V. 8, p. 715
30-4-75	Amended	V. 8, p. 715
30-4-85a	Amended	V. 9, p. 194
30-4-90	Amended	V. 8, p. 1182
30-4-96	Amended	V. 9, p. 194
30-4-100	Amended	V. 8, p. 715
30-4-101	Amended	V. 9, p. 450
30-4-102	Amended	V. 9, p. 450
30-4-110	Amended	V. 8, p. 1182
30-4-111	Amended	V. 8, p. 1662
30-4-112	Amended	V. 8, p. 1662
30-4-113	Amended	V. 8, p. 1182
30-4-120	Amended	V. 8, p. 1182
30-4-120	Amended	V. 9, p. 543
30-4-130	Amended	V. 8, p. 1662
30-4-140	Amended	V. 8, p. 715
30-5-58	Amended	V. 8, p. 1662
30-5-58	Amended	V. 9, p. 451
30-5-59	Amended	V. 8, p. 1662
30-5-59	Amended	V. 9, p. 455
30-5-60	Amended	V. 9, p. 456
30-5-62	Amended	V. 9, p. 457
30-5-65	Amended	V. 9, p. 457
30-5-67	Amended	V. 9, p. 457
30-5-68	Amended	V. 9, p. 457
30-5-70	Amended	V. 9, p. 457
30-5-71	Amended	V. 9, p. 458
30-5-73	Amended	V. 9, p. 459
30-5-76	New	V. 8, p. 717
30-5-81	Amended	V. 8, p. 1205
30-5-81	Amended	V. 8, p. 1470
30-5-81a	Amended	V. 9, p. 459
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

(continued)

Reg. No.	Action	Register
30-5-82	Amended	V. 9, p. 459
30-5-84	Revoked	V. 8, p. 1662
30-5-84a	Revoked	V. 8, p. 1662
30-5-88	Amended	V. 8, p. 1206
30-5-88	Amended	V. 8, p. 1471
30-5-89	Amended	V. 9, p. 118
30-5-94	Amended	V. 9, p. 460
30-5-95	Amended	V. 8, p. 719
30-5-100	Amended	V. 8, p. 1182
30-5-101	Amended	V. 9, p. 119
30-5-103	Amended	V. 9, p. 119
30-5-108	Amended	V. 8, p. 719
30-5-110	Amended	V. 8, p. 719
30-5-111	Amended	V. 9, p. 460
30-5-112	Amended	V. 9, p. 461
30-5-113	Amended	V. 9, p. 461
30-5-114	Amended	V. 9, p. 461
30-5-115	Amended	V. 9, p. 461
30-5-115a	New	V. 8, p. 719
30-5-116	Amended	V. 9, p. 461
30-5-116a	New	V. 8, p. 720
30-5-150	New	V. 9, p. 461
30-5-151	New	V. 9, p. 462
30-5-152	New	V. 9, p. 462
30-5-154	through	
30-5-172	New	V. 9, p. 462-464
30-6-35	Amended	V. 8, p. 720
30-6-41	Amended	V. 9, p. 195
30-6-53	Amended	V. 8, p. 720
30-6-55	Amended	V. 8, p. 1662
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. 9, p. 544
30-6-73	Amended	V. 8, p. 1182
30-6-73	Amended	V. 8, p. 1754
30-6-74	Amended	V. 9, p. 195
30-6-77	Amended	V. 8, p. 721
30-6-77	Amended	V. 9, p. 545
30-6-79	Amended	V. 9, p. 195
30-6-86	Amended	V. 8, p. 721
30-6-103	Amended	V. 9, p. 546
30-6-106	Amended	V. 9, p. 195
30-6-109	Amended	V. 8, p. 721
30-6-110	Amended	V. 8, p. 1663
30-6-111	Amended	V. 9, p. 197
30-6-112	Amended	V. 8, p. 1663
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. 1663
30-9-13	New	V. 8, p. 1663
30-9-18	through	
30-9-22	New	V. 8, p. 1663, 1664
30-10-1b	Amended	V. 8, p. 1664
30-10-2	Amended	V. 8, p. 1664
30-10-3	Amended	V. 8, p. 1664
30-10-4	Amended	V. 8, p. 1664
30-10-11	Amended	V. 8, p. 1664
30-10-15a	Amended	V. 8, p. 1664
30-10-15b	Amended	V. 8, p. 1664
30-10-17	Amended	V. 8, p. 1665
30-10-18	Amended	V. 8, p. 1665
30-10-19	Amended	V. 8, p. 1665
30-10-21	Amended	V. 8, p. 1665
30-10-21	Amended	V. 9, p. 546
30-10-25	Amended	V. 8, p. 1665
30-10-28	Amended	V. 8, p. 1665
30-10-29	Amended	V. 8, p. 1665
30-10-30	New	V. 8, p. 1665
30-22-31	Amended	V. 8, p. 1665
30-22-32	Amended	V. 8, p. 1666
30-46-10	Amended	V. 8, p. 1666
30-46-17	Amended	V. 8, p. 1666
30-51-1	through	
30-51-5	Revoked	V. 9, p. 198

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
33-1-21	Revoked	V. 9, p. 167
33-2-4	Revoked	V. 8, p. 1733
33-3-2	Revoked	V. 9, p. 386
33-3-3	Revoked	V. 8, p. 1733
33-3-4	Revoked	V. 9, p. 386
33-4-5	Revoked	V. 8, p. 1525
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
40-3-35	Amended	V. 9, p. 303
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	Amended	V. 9, p. 30
40-4-35a	Amended	V. 9, p. 303
40-4-38	New	V. 8, p. 455
40-4-39	New	V. 9, p. 303
40-5-108	Amended	V. 8, p. 800
40-7-7	Amended	V. 8, p. 455
40-7-11	Amended	V. 9, p. 304
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
40-7-22	through	
40-7-25	New	V. 9, p. 304
40-14-1	Amended	V. 9, p. 304
40-14-4	Amended	V. 9, p. 304

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-7-114	New	V. 9, p. 577
44-8-115	New	V. 9, p. 577
44-8-116	New	V. 9, p. 577
44-9-103	Amended	V. 9, p. 123
44-9-104	Amended	V. 9, p. 123
44-11-111	Amended	V. 9, p. 80
44-11-112	Amended	V. 9, p. 80
44-11-113	Amended	V. 9, p. 80
44-11-114	Amended	V. 9, p. 80
44-11-116	Revoked	V. 9, p. 81
44-11-121	Amended	V. 9, p. 81
44-11-122	Amended	V. 9, p. 81
44-11-123	Amended	V. 9, p. 81
44-11-126	Revoked	V. 9, p. 81
44-11-128	Revoked	V. 9, p. 81
44-11-129	through	
44-11-135	New	V. 9, p. 81, 82

AGENCY 49: DEPARTMENT OF HUMAN RESOURCES

Reg. No.	Action	Register
49-49-1	Amended	V. 9, p. 706

AGENCY 50: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF EMPLOYMENT

Reg. No.	Action	Register
50-2-21	Amended	V. 9, p. 704

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 60: BOARD OF NURSING

Reg. No.	Action	Register
60-11-104a	Amended	V. 9, p. 406

AGENCY 63: BOARD OF MORTUARY ARTS

Reg. No.	Action	Register
63-1-3	Amended	V. 9, p. 170
63-1-4	Amended	V. 9, p. 170
63-1-6	Amended	V. 8, p. 712
63-1-12	Amended	V. 8, p. 713
63-2-14	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 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-10-9	Amended	V. 9, p. 257

AGENCY 67: BOARD OF HEARING AID EXAMINERS

Reg. No.	Action	Register
67-5-3	Amended	V. 9, p. 625
67-5-4	Amended	V. 9, p. 625

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-1-1b	Amended	V. 9, p. 383
68-1-2	Amended	V. 8, p. 252
68-2-12a	Amended	V. 9, p. 383
68-5-11	Revoked	V. 8, p. 252
68-7-11	Amended	V. 8, p. 252
68-7-12	Amended	V. 8, p. 258
68-9-1	Amended	V. 9, p. 384
68-20-1	Amended	V. 8, p. 254
68-20-16	Amended	V. 8, p. 255
68-20-20	Amended	V. 9, p. 384

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
71-2-1	through	
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
71-4-1	Amended	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. 1590
74-13-1	New	V. 9, p. 232
74-13-2	New	V. 9, p. 232

AGENCY 75: CONSUMER CREDIT COMMISSIONER

Reg. No.	Action	Register
75-6-26	Amended	V. 9, p. 625

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No.	Action	Register
81-3-2	Amended	V. 8, p. 1704
81-3-2	Amended	V. 9, p. 83
81-5-6	Amended	V. 8, p. 1704
81-5-6	Amended	V. 9, p. 83

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-3-100	Amended	V. 9, p. 329

82-3-101	Amended	V. 9, p. 329
82-3-103	Amended	V. 9, p. 332
82-3-103a	Amended	V. 9, p. 332
82-3-105	Amended	V. 8, p. 425
82-3-106	Amended	V. 9, p. 333
82-3-107	Amended	V. 9, p. 334
82-3-108	Amended	V. 9, p. 334
81-3-109	Amended	V. 9, p. 335
82-3-110	Amended	V. 9, p. 336
82-3-111	Amended	V. 9, p. 336
82-3-113	Amended	V. 9, p. 336
82-3-114	Amended	V. 8, p. 427
82-3-117	Amended	V. 9, p. 336
82-3-120	Amended	V. 9, p. 337
82-3-122	Amended	V. 9, p. 337
82-3-123	Amended	V. 9, p. 337
82-3-123a	Amended	V. 9, p. 337
82-3-124	Amended	V. 9, p. 338
82-3-126	Amended	V. 9, p. 338
82-3-128	Amended	V. 9, p. 339
82-3-129	Amended	V. 9, p. 339
82-3-130	Amended	V. 9, p. 339
82-3-131	Amended	V. 9, p. 339
82-3-133	Amended	V. 9, p. 339
82-3-134	Revoked	V. 9, p. 339
82-3-135	Amended	V. 9, p. 339
82-3-135a	New	V. 9, p. 340
82-3-135b	New	V. 9, p. 340
82-3-138	Amended	V. 9, p. 341
82-3-139	Revoked	V. 9, p. 340
82-3-140	Amended	V. 9, p. 341
82-3-141	Amended	V. 9, p. 341
82-3-142	Revoked	V. 9, p. 342
82-3-143	Revoked	V. 9, p. 342
82-3-201	Amended	V. 9, p. 342
82-3-203	Amended	V. 9, p. 342
82-3-205	Revoked	V. 9, p. 342
82-3-206	Amended	V. 9, p. 342
82-3-208	Amended	V. 9, p. 342
82-3-209	Amended	V. 9, p. 343
82-3-300	Amended	V. 9, p. 343
82-3-300a	New	V. 9, p. 344
82-3-303	Amended	V. 9, p. 344
82-3-304	Amended	V. 9, p. 346
82-3-305	Amended	V. 8, p. 431
82-3-306	Amended	V. 9, p. 346
82-3-307	Amended	V. 9, p. 346
82-3-311	Amended	V. 9, p. 346
82-3-312	Amended	V. 9, p. 347
82-3-400	Amended	V. 9, p. 347
82-3-401	Amended	V. 9, p. 348
82-3-402	Amended	V. 8, p. 434
82-3-403	Amended	V. 9, p. 349
82-3-404	Amended	V. 9, p. 349
82-3-405	Amended	V. 9, p. 350
82-3-406	Amended	V. 9, p. 351
82-3-407	Amended	V. 9, p. 351
82-3-408	Amended	V. 9, p. 351
82-3-409	Amended	V. 8, p. 435
82-3-410	Amended	V. 9, p. 352
82-3-600a	New	V. 9, p. 352
82-3-603	Amended	V. 9, p. 352
82-3-604	New	V. 9, p. 352
82-3-606	New	V. 9, p. 352
82-4-1	Amended	V. 9, p. 381
82-4-3	Amended	V. 9, p. 381
82-4-8a	Amended	V. 9, p. 382
82-4-20	Amended	V. 9, p. 382
82-4-38	Amended	V. 9, p. 383
82-11-1	through	
82-11-9	New	V. 8, p. 377-383
82-11-3	Amended	V. 9, p. 298
82-11-4	Amended	V. 9, p. 298
82-11-10	New	V. 9, p. 302

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 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-1-10	Amended	V. 8, p. 1752
86-1-13	Amended	V. 8, p. 1753

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-20-1	through	
88-20-11	New	V. 9, p. 165-167
88-21-1	through	
88-21-10	New	V. 8, p. 1834, 1835

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
91-1-128a	Amended	V. 8, p. 98
91-1-129a	Amended	V. 8, p. 98
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
91-12-22	Amended	V. 8, p. 1755
91-12-23	Amended	V. 8, p. 1758
91-12-25	Amended	V. 8, p. 1759
91-12-32	Amended	V. 8, p. 1760
91-12-34	Amended	V. 8, p. 1760
91-12-38	Amended	V. 8, p. 1760
91-12-40	Amended	V. 8, p. 1761
91-12-41	Amended	V. 8, p. 1762
91-12-42	Amended	V. 8, p. 1763
91-12-44	Amended	V. 8, p. 1763
91-12-51	through	
91-12-63	Amended	V. 8, p. 1764-1770
91-12-65	Amended	V. 8, p. 1771
91-12-70	Amended	V. 8, p. 1771
91-12-73	New	V. 8, p. 1771
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. 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
92-51-42	New	V. 9, p. 35
92-52-10	Revoked	V. 9, p. 35
92-52-12	New	V. 9, p. 35
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
100-38-1	Amended	V. 8, p. 1806
100-49-4	Amended	V. 9, p. 108
100-49-4	Amended	V. 9, p. 257
100-54-4	Amended	V. 8, p. 1558
100-54-4	Amended	V. 8, p. 1806
100-55-4	Amended	V. 8, p. 1558
100-55-4	Amended	V. 8, p. 1806
100-60-1	Amended	V. 8, p. 1558
100-60-1	Amended	V. 8, p. 1806
100-60-15	New	V. 8, p. 1558
100-60-15	Amended	V. 8, p. 1806

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-1-7	Amended	V. 8, p. 906
102-1-13	Amended	V. 9, p. 624
102-1-15	Amended	V. 8, p. 906
102-2-1a	Amended	V. 8, p. 204
102-2-3	Amended	V. 8, p. 1470
102-2-3	Amended	V. 8, p. 1591
102-3-1	New	V. 8, p. 1526
102-3-1	New	V. 8, p. 1591
102-3-3	through	
102-3-13	New	V. 8, p. 1526-1531
102-3-3	through	
102-3-13	New	V. 8, p. 1591-1596
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
109-6-1	Amended	V. 8, p. 1731
109-7-1	New	V. 8, p. 1731
109-8-1	New	V. 8, p. 882
109-9-1	New	V. 8, p. 882

(continued)

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
111-2-2a	New	V. 9, p. 199
111-1-5	Amended	V. 8, p. 586
111-2-1	Amended	V. 7, p. 1985
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		
through		
111-2-12	Revoked	V. 8, p. 1666
111-2-13	New	V. 8, p. 1666
111-2-14	New	V. 9, p. 30
111-3-1	Amended	V. 9, p. 199
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	Amended	V. 9, p. 503
111-3-13	Amended	V. 7, p. 1062
111-3-14	Amended	V. 9, p. 697
111-3-14a	Revoked	V. 9, p. 30
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. 9, p. 30
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	Revoked	V. 9, p. 31
111-3-24	Revoked	V. 9, p. 31
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		
through		
111-4-71	Revoked	V. 9, p. 31
111-4-71a	Revoked	V. 9, p. 31
111-4-71b	Revoked	V. 9, p. 31

111-4-72	Revoked	V. 9, p. 31
111-4-73	Revoked	V. 9, p. 31
111-4-73a	Revoked	V. 8, p. 134
111-4-74	Revoked	V. 9, p. 31
111-4-75	Revoked	V. 9, p. 31
111-4-76	Revoked	V. 9, p. 31
111-4-77	Revoked	V. 9, p. 31
111-4-77a	Revoked	V. 9, p. 32
111-4-77b	Revoked	V. 9, p. 32
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
111-4-96		
through		
111-4-99	Revoked	V. 8, p. 1667
111-4-99a	Revoked	V. 8, p. 1667
111-4-99b	Revoked	V. 8, p. 1667
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	Revoked	V. 8, p. 1667
111-4-118a	Revoked	V. 8, p. 1667
111-4-119		
through		
111-4-125	Revoked	V. 8, p. 1667
111-4-126		
through		
111-4-129	Revoked	V. 8, p. 1667, 1668
111-4-130		
through		
111-4-137	Revoked	V. 9, p. 32
111-4-138		
through		
111-4-152	Revoked	V. 8, p. 1668
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	Revoked	V. 8, p. 1668, 1669
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
111-4-196		
through		
111-4-203	New	V. 9, p. 32-34
111-4-201	Amended	V. 9, p. 232
111-4-205	New	V. 9, p. 504
111-4-206	New	V. 9, p. 504
111-4-207	New	V. 9, p. 504
111-4-208	New	V. 9, p. 504
111-4-209	New	V. 9, p. 698
111-4-210	New	V. 9, p. 698
111-4-211	New	V. 9, p. 699
111-4-212	New	V. 9, p. 699
111-5-1		
through		
111-5-23	New	V. 7, p. 209-213
111-5-1		
through		
111-5-8	Revoked	V. 9, p. 34

111-5-9		
through		
111-5-15	Amended	V. 8, p. 210, 211
111-5-11	Amended	V. 9, p. 505
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	Revoked	V. 9, p. 34
111-5-22	Revoked	V. 9, p. 34
111-5-23	Revoked	V. 9, p. 34
111-6-1		
through		
111-6-15	New	V. 7, p. 213-217
111-6-1	Amended	V. 8, p. 212
111-6-3	Amended	V. 9, p. 200
111-6-6	Amended	V. 9, p. 200
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
111-7-3	Amended	V. 9, p. 505
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		
through		
111-7-32	Revoked	V. 9, p. 34
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
111-7-34		
through		
111-7-42	Revoked	V. 9, p. 34, 35
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. 9, p. 505
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
111-9-25		
through		
111-9-30	New	V. 9, p. 699, 700
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
112-3-16	Amended	V. 9, p. 153
112-3-19	Amended	V. 9, p. 153
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
 112-5-1 Amended V. 9, p. 153
 112-5-2 Amended V. 9, p. 154
 112-5-3 Amended V. 9, p. 154
 112-5-8 Amended V. 9, p. 155
 112-5-9 Amended V. 9, p. 155
 112-6-1 through
 112-6-8 New V. 8, p. 261-263
 112-6-6 Amended V. 9, p. 155
 112-7-2 through
 112-7-22 New V. 8, p. 593, 594
 112-7-2 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
 112-9-5 Amended V. 9, p. 155
 112-9-7 Amended V. 9, p. 156
 112-9-8 Amended V. 9, p. 156
 112-9-11 Amended V. 9, p. 156
 112-9-13 Amended V. 9, p. 156
 112-9-18 Amended V. 9, p. 157
 112-9-21 Amended V. 9, p. 157
 112-9-22 Amended V. 9, p. 158
 112-9-23 Amended V. 9, p. 159
 112-9-29 Amended V. 9, p. 159
 112-9-34 Amended V. 9, p. 159
 112-9-37 Amended V. 9, p. 159

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
 112-10-4 Amended V. 9, p. 160
 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
 112-11-2 Amended V. 9, p. 160
 112-11-3 Amended V. 9, p. 161
 112-11-6 Amended V. 9, p. 161
 112-11-7 Amended V. 9, p. 161
 112-11-9 Amended V. 9, p. 161
 112-11-10 Amended V. 9, p. 161
 112-11-12 Amended V. 9, p. 162
 112-11-14 Amended V. 9, p. 162
 112-11-15 Amended V. 9, p. 162
 112-11-20 Amended V. 9, p. 162
 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
 112-12-2 Amended V. 9, p. 164
 112-12-4 Amended V. 9, p. 164
 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
115-1-1	New	V. 8, p. 1629
115-2-1	New	V. 8, p. 1520

115-2-2 New V. 8, p. 1733
 115-2-3 New V. 8, p. 1733
 115-3-1 New V. 8, p. 1160
 115-3-1 New V. 8, p. 1185
 115-3-2 Amended V. 8, p. 1733
 115-3-2 Amended V. 9, p. 35
 115-4-1 New V. 8, p. 1733
 115-4-3 New V. 9, p. 386
 115-4-5 New V. 9, p. 387
 115-4-6 New V. 9, p. 388
 115-4-7 New V. 9, p. 390
 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
 115-5-1 New V. 9, p. 167
 115-5-2 New V. 9, p. 168
 115-6-1 New V. 9, p. 168
 115-7-1 New V. 8, p. 1630
 115-7-2 New V. 8, p. 1630
 115-7-4 New V. 8, p. 1631
 115-7-5 New V. 8, p. 1631
 115-8-1 New V. 8, p. 1521
 115-8-2 New V. 9, p. 391
 115-8-3 New V. 8, p. 1161
 115-8-4 through
 115-8-16 New V. 8, p. 1521-1523
 115-8-9 New V. 9, p. 169
 115-8-21 New V. 9, p. 169
 115-8-18 New V. 8, p. 1523
 115-8-20 New V. 8, p. 1523
 115-9-1 through
 115-9-4 New V. 8, p. 1631
 115-9-5 New V. 8, p. 1524
 115-9-6 New V. 8, p. 1161
 115-9-6 New V. 8, p. 1185
 115-10-1 through
 115-10-8 New V. 9, p. 391, 392
 115-11-1 New V. 8, p. 1524
 115-11-2 New V. 8, p. 1524
 115-12-1 New V. 8, p. 1734
 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

NOW AVAILABLE . . .

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



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

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

Order your binders today!

***Kansas Register* binders . . . \$18.00 each includes shipping and handling.**

CLIP AND MAIL

Dear Secretary Graves: Please send _____ *Kansas Register* binders.
(Quantity)

Price: \$18.00 each, includes shipping and handling.

AMOUNT ENCLOSED \$ _____

SHIP TO:

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

Mail order, with payment, to: *Kansas Register*, Secretary of State, State Capitol, Topeka, KS 66612-1594.

KANSAS REGISTER
Secretary of State
2nd Floor, State Capitol
Topeka, KS 66612-1594

Second Class
postage paid
at
Topeka, Kansas

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

_____ One-year subscriptions @ \$60.00 ea.
(Kansas residents must include
\$3.15 state and local sales tax)

Total Enclosed _____
(Make checks payable to Kansas Register)

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

Zip code must be included

This space for Register office
use only, please

Code _____ Rec. No. _____
Expires _____ Entered By _____

Mail order, with payment, to: Kansas Register, Secretary of State, State Capitol, Topeka, KS 66612-1594

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

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

Indicate change or correction of name or
address here:

Mail to: Kansas Register, Secretary of State, State Capitol, Topeka, KS 66612-1594