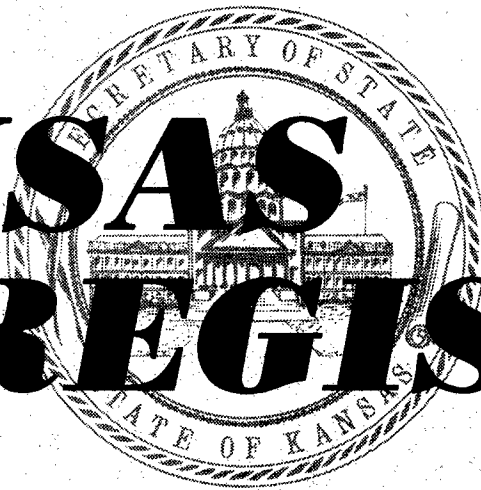


# KANSAS REGISTER



State of Kansas

**BILL GRAVES**  
Secretary of State

Vol. 9, No. 46

November 15, 1990

Pages 1657-1692

## IN THIS ISSUE . . .

	Page
<b>State Banking Board</b>	
Notice of Meeting.....	1658
<b>Board of Emergency Medical Services</b>	
Notice of Meeting.....	1658
<b>State Emergency Response Commission</b>	
Notice of Meeting.....	1658
<b>Kansas Sentencing Commission</b>	
Notice of Hearings.....	1658
<b>Wichita State University</b>	
Notice to Bidders.....	1659
<b>Attorney General</b>	
Opinions No. 90-121 through 90-123.....	1659
<b>Kansas Insurance Department</b>	
Notice of Hearing.....	1659
<b>Kansas State University</b>	
Notice to Bidders.....	1660
<b>Notice to Bidders for State Purchases</b> .....	1660
<b>Private Industry Council</b>	
Requests for Proposals.....	1661
<b>Board of Agriculture—Division of Water Resources</b>	
Notice of Hearing.....	1661
<b>Legislative Interim Committee Schedule</b> .....	1662
<b>Executive Appointments</b> .....	1663
<b>State Corporation Commission</b>	
Notice of Motor Carrier Hearings.....	1664
<b>Department of Transportation</b>	
Notice to Contractors.....	1666
Notice of Hearings.....	1667
<b>Kansas Advocacy and Protective Services, Inc.</b>	
Notice of Meeting.....	1668
<b>Department of Administration</b>	
Notice of Commencement of Negotiations for Architectural and Engineering Services.....	1668
<b>Secretary of State</b>	
Notice of Corporations Forfeited.....	1668
<b>Department of Health and Environment</b>	
Notices Concerning Kansas Water Pollution Control Permits.....	1671, 1672
Notice of Hearing on Proposed Administrative Regulations.....	1674
<b>Employee Award Board</b>	
Notice of Meeting.....	1674
<b>Permanent Administrative Regulations</b>	
Department of Education.....	1674
Secretary of State.....	1675
<b>Temporary Administrative Regulations</b>	
The Kansas Lottery.....	1675
<b>Notice of Bond Sale</b>	
City of Shawnee.....	1680, 1686
City of Wellsville.....	1683
<b>Kansas Agricultural Value-Added Processing Center</b>	
Notice of Leadership Council Meeting.....	1689
<b>Index to Administrative Regulations</b> .....	1689

State of Kansas  
**State Banking Board**  
**Notice of Meeting**

The State Banking Board will meet at 9:30 a.m. Monday, December 17, 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. 009949

State of Kansas  
**Board of Emergency Medical Services**  
**Notice of Meeting**

The Board of Emergency Medical Services will meet at 9 a.m. Friday, December 7, in Room 11 of the State Defense Building, 2800 S. Topeka Blvd., Topeka. Agenda items include consideration and possible adoption of administrative regulations, consideration and possible approval of waiver requests, establishing meeting dates for 1991, and establishing 1991 continuing education requirements for instructor/coordinators.

All meetings of the board are open to the public. For more information, contact the administrator at 109 S.W. 6th, Topeka 66603, (913) 296-7296.

Bob McDanel  
 Administrator

Doc. No. 009933

State of Kansas  
**State Emergency Response Commission**  
**Notice of Meeting**

The State Emergency Response Commission will meet at 9 a.m. Tuesday, November 20, in the Board of Agriculture conference room, Mills Building, seventh floor, 109 S.W. 9th, Topeka.

Stanley C. Grant  
 Secretary of Health  
 and Environment

Doc. No. 009939

State of Kansas  
**Kansas Sentencing Commission**  
**Notice of Hearings**

The Kansas Sentencing Commission has scheduled the following public hearings during the month of November:

- November 19, 9:30-11:30 a.m., Recreation Building, 1214 Stone, Great Bend.
- November 19, 2:30-4:30 p.m., Campus Activity Center, Wichita State University, Wichita.
- November 26, 9:30-11:30 a.m., Fatzer Courtroom, 3rd Floor, Kansas Judicial Center, 301 W. 10th, Topeka.
- November 26, 2-4 p.m., Board Room, General Education Building, Johnson County Community College, Overland Park.

Ben Coates  
 Executive Director

Doc. No. 009940

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**PUBLISHED BY**  
**Bill Graves**  
**Secretary of State**  
**2nd Floor, State Capitol**  
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**(913) 296-2236**



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

## 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.S.T. on the date indicated and then will be publicly opened. Interested bidders may call (316) 689-3080 for additional information.

November 26, 1990

910171-B

Playground equipment

Gary D. Link  
Director of Purchasing

Doc. No. 009945

## State of Kansas

## Attorney General

## Opinion No. 90-121

**Taxation—Collection and Cancellation of Taxes—Voluntary Transfer of Personal Property Before Tax Paid; Lien.** Vernon L. Steerman, Osborne County Attorney, Osborne, November 6, 1990.

Property taxes assessed before the commencement of a bankruptcy action which are last payable without penalty after one year before the filing of the petition are not dischargeable and have priority status. If the county fails to file a claim for such taxes, or such a claim is denied, the county may, in certain circumstances, proceed against the property pursuant to K.S.A. 79-2111 or 79-2020. In our opinion, these avenues of recourse are not available to Osborne County in this case. Cited herein: K.S.A. 79-301; 79-1804; 79-1804; 79-2004a; 79-2020; 79-2101; 79-2109; 79-2110; 79-2111; 11 U.S.C. §§ 507; 523. JLM

## Opinion No. 90-122

**Schools—Educational Excellence Grant Program—Grants to Eligible School Districts for Participation in Program; Amount, Limitation, Proration.** Meredith Williams, Legislative Post Auditor, Legislative Division of Post Audit, Topeka, November 6, 1990.

The board of education of any school district that submits to the State Board of Education an application for a grant and a description of an educational system enhancement plan or an at risk student assistance plan or both such plans is eligible for a grant of state moneys under the educational excellence grant program. However, eligibility alone does not guarantee the award of a grant. The application and description of the plan will be reviewed and evaluated by the State Board of Education, and the amount of grant each school district is determined to be eligible to receive will be subject to the funding priorities established by the state board. If the amount of appropriations for the educational excellence grant program is insufficient to pay in full the amount each school district is determined to be eligible to receive, the state board must prorate the amount appropriated among all

school districts which are eligible to receive grants of state moneys under the provisions of the K.S.A. 1989 Supp. 72-9901 *et seq.*, as amended by L. 1990, ch. 259, in proportion to the amount each school district is determined to be eligible to receive. Cited herein: K.S.A. 1989 Supp. 72-9901, as amended by L. 1990, ch. 259; 72-9902, as amended by L. 1990, ch. 259, § 2; 72-9903, as amended by L. 1990, ch. 259, § 3; 72-9904, as amended by L. 1990, ch. 259, § 4. RDS

## Opinion No. 90-123

**Livestock and Domestic Animals—Animal Dealers—Inspections and Investigations; Authority of Livestock Commissioner.** Dr. Wilbur Jay, D.V.M., Acting Livestock Commissioner, Animal Health Department, Topeka, November 6, 1990.

The Kansas animal dealers act inspection scheme pertains to the operation of a closely regulated industry and meets the Fourth Amendment constitutional tests of reasonableness as set forth by the United States Supreme Court. There is no constitutional or statutory provision giving rise to a "right" of the owner to be present during an agency inspection of premises falling within the ambit of the act. The inspection must cover every condition required to be in compliance with the act and its accompanying regulations. Cited herein: K.S.A. 1989 Supp. 41-2601; 47-1701; 47-1702; 47-1703; 47-1704; 47-1706; 47-1707; 47-1707a; 47-1709; 47-1719; 47-1720; K.S.A. 77-624; K.A.R. 9-13-1; 9-13-2; 9-13-3; U.S. Const., Fourth Amend. CN

Robert T. Stephan  
Attorney General

Doc. No. 009946

## State of Kansas

## Kansas Insurance Department

## Notice of Hearing

A hearing will be conducted at 1 p.m. Tuesday, November 27, in the office of the Kansas Commissioner of Insurance, 420 S.W. 9th, Topeka, to determine whether the application for the proposed merger of Community National Assurance Company, Topeka, with and into The Community Life Insurance Company, Worthington, Ohio, should be approved by the Commissioner of Insurance in accordance with K.S.A. 40-309 and related statutes. The purpose of the proposed merger is to redomesticate the Community National Assurance Company from Kansas to Ohio by merging the company into an affiliated company, The Community Life Insurance Company. The surviving company will simultaneously change its name to Community National Assurance Company.

All interested parties may attend and will be given the opportunity to hear the details of the proposed merger, to present either oral or written testimony in favor of or in opposition to the transaction, and to ask any questions relative to the transaction.

Fletcher Bell  
Commissioner of Insurance

Doc. No. 009958

State of Kansas

Kansas State University

Notice to Bidders

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

Tuesday, November 27, 1990  
#10080

Service and maintenance agreement for Apollo equipment

Thursday, November 29, 1990  
#10081

Food processing and canning equipment

William H. Sesler  
Director of Purchasing

Doc. No. 009950

State of Kansas

Department of Administration

Division of Purchases

Notice to Bidders

Sealed bids for the following items will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. C.S.T. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

Monday, November 26, 1990  
27158

University of Kansas Medical Center—  
Radiopharmaceutical supplemental item

Kansas College of Technology—Natural gas

Department of Wildlife and Parks—Ground mounted picnic grills

University of Kansas—Audio-visual equipment

Department of Transportation—Lumber and plywood

Department of Social and Rehabilitation Services—  
Closed circuit magnification televisions, Kansas City

Department of Transportation—Wood signposts

Division of Accounts and Reports—High speed printer

Tuesday, November 27, 1990  
27474

University of Kansas Medical Center—January (1991) meat products

University of Kansas—January (1991) meat products

27700 (Supp)

University of Kansas—Dishwashing supplies

University of Kansas Medical Center—Pulmonary function system upgrade

Kansas State University—Grain

Wednesday, November 28, 1990  
27516

Statewide—January (1991) meat products

Winfield State Hospital and Training Center—  
Janitorial supplies

University of Kansas—Screen printed wearing apparel

University of Kansas—Frozen juice concentrate/  
dispensers

University of Kansas—Internal hard drives

Department of Transportation—Bituminous mixture,  
Winfield

University of Kansas Medical Center—Aircraft with  
trade-in or outright sale of existing aircraft

Thursday, November 29, 1990  
86105

Hutchinson Correctional Facility—Mobile shelving

Department of Transportation—Diamond core bits,  
Salina

El Dorado Correctional Facility—Trucks

Pittsburg State University—Carpet

El Dorado Correctional Facility—Specialty vehicles

Lansing Correctional Facility—Metal detectors

Monday, December 3, 1990  
86114

Department of Education—Interactive two-way video system

Tuesday, December 4, 1990  
86116

Kansas State University—Tinus nursery containers

Thursday, December 6, 1990  
A-6312

Department of Transportation—Renovation of district warehouse, Salina

\*\*\*\*\*

Request for Proposals

Friday, November 30, 1990  
28290-A

Work comp medical care provider for the Division of Personnel Services, Lawrence

Nicholas B. Roach  
Director of Purchases

Doc. No. 009944

## State of Kansas

## Private Industry Council

## Request for Proposals

The Kansas Private Industry Council administering the Job Training Partnership Act in Service Delivery Area III seeks solicitations of comprehensive proposals to contract with any group, agency or institution—public or private—to provide the various services and training needed to serve eligible participants in Johnson, Wyandotte and Leavenworth counties for Kansas Competency System/CASAS. The PIC seeks to contract the program with providers who can provide training services to adults and/or youth.

All services and training for the program will be funded from February 1, 1991, through January 31, 1992.

Proposals will be received through 4 p.m. Friday, December 7, at the Private Industry Council office, 717 Gateway Centre II, 4th and State Ave., Kansas City, KS 66101.

Ann Conway  
Executive Director

Doc. No. 009943

## State of Kansas

## Private Industry Council

## Request for Proposals

The Kansas Private Industry Council administering the Job Training Partnership Act in Service Delivery Area III seeks solicitations of comprehensive proposals to contract with any group, agency or institution—public or private—to provide the various services and training needed to serve eligible youth in Johnson, Wyandotte and Leavenworth counties in the PIC Summer Youth Employment and Training Program.

The PIC SDA III's IIB Summer Youth Employment and Training Program shall provide eligible youth ages 14-21, inclusive, within the service delivery area with useful work experience and employment training opportunities. The PIC seeks to contract the program with providers who can handle intake, eligibility, DIS, case management, development of worksites, placement of youth at worksites and payroll for the program clients and/or remediation.

Proposals must be presented with 12 copies and will be received through 4 p.m. Friday, December 7, at the office of JTPA SDA III, 717 Gateway Centre II, 4th and State Ave., Kansas City, KS 66101.

Ann Conway  
Executive Director

Doc. No. 009942

## State of Kansas

## Board of Agriculture

## Division of Water Resources

## Notice of Hearing

A public hearing will be conducted at 9 a.m. Tuesday, December 4, at the Holiday Inn, 3017 W. 10th, Great Bend, at which time all interested parties will have an opportunity to be heard regarding the proposed designation of an intensive groundwater use control area in a 78-mile-long area involving approximately 595 square miles, which is primarily the alluvial valley of the Walnut Creek and its major tributaries extending from approximately 10 miles west of Ness City to the confluence of the Walnut Creek and the Arkansas River in Barton, Rush and Ness counties. A more precise description of the area may be obtained by contacting the office of the Chief Engineer, Division of Water Resources, Kansas State Board of Agriculture, 901 S. Kansas Ave., 2nd Floor, Topeka 66612.

The purpose of the hearing will be to determine if an intensive groundwater control area should be established, and if so, what the boundaries should be and what corrective control provisions, if any, should be implemented.

The hearing will be divided into a formal and an informal phase. The formal phase will begin at 9 a.m. December 4. Participation in the formal phase will be limited to the following organizations: the Big Bend Groundwater Management District No. 5; the Kansas Department of Wildlife and Parks; the Walnut Creeks Basin Association; the city of Great Bend; the Kansas Wildlife Federation; the Mid-Kansas Quality Water Association; the Kansas Natural Resource Council; the Kansas Audubon Council; the Central Kansas Utility Co., Inc.; the city of Hoisington; the Wet Walnut Creek Watershed Joint District No. 58; and the Kansas Farm Bureau. The informal phase of the hearing will begin at 7 p.m. December 5 and, if necessary, will be continued to after the conclusion of the formal phase of the hearing.

All interested persons may attend the hearing and will be given an opportunity during the informal phase of the hearing to express comments either orally or in writing, or both. Written comments may be submitted from persons unable to attend to the office of the Chief Engineer, Division of Water Resources, Kansas State Board of Agriculture, at the above stated address, on or before November 30. If you intend to present testimony in person at the informal phase of the hearing, prior notice to this office would be helpful in arranging the agenda.

Gary Hall  
Acting Secretary of Agriculture

Doc. No. 009935

## State of Kansas

## Legislature

## Interim Committee Schedule

The following committee meetings have been scheduled from November 19 through December 2:

Date	Room	Time	Committee	Agenda
November 19 November 20	514-S 514-S	10:00 a.m. 9:00 a.m.	Special Committee on Ways and Means/Appropriations	<u>19th</u> : Committee discussion and recommendations on Proposal No. 37—KSU-State Forestry Program; Proposal No. 38—KSU-Ag. Extension Funding; and Proposal No. 39—Regents System Issues. <u>20th</u> : Committee discussion and recommendations on Proposal No. 40—KPERs Retirement Issues; and Proposal No. 41—Hazardous Waste Disposal Fees.
November 19 November 20	531-N 531-N	10:00 a.m. 9:00 a.m.	Special Committee on Public Health and Welfare	Review of drafts and committee action.
November 26 November 27	519-S 519-S	10:00 a.m. 9:00 a.m.	Special Committee on Assessment and Taxation	Agenda to be decided at Nov. 13-14 meeting. Nov. 26—Cancellation probable. Nov. 27—Cancellation possible.
November 26	531-N	10:00 a.m.	Legislative Budget Committee	Proposal No. 17—staff reports. Lottery and Racing—staff reports. Secretary of Corrections—report on status of new correctional facilities. Committee review of final report.
November 26 November 27 November 28	514-S 514-S 519-S	10:00 a.m. 9:00 a.m. 9:00 a.m.	Special Committee on School Finance	<u>26th</u> : Staff presentations and committee discussion. <u>27th and 28th</u> : As needed, committee discussion and direction to staff.
November 27	531-N	9:00 a.m.	Joint Committee on Arts and Cultural Resources	Agenda not available.
November 28	514-S	10:00 a.m.	Special Committee on Ways and Means/Appropriations	Agenda not available.
November 29 November 30	527-S 527-S	10:00 a.m. 9:00 a.m.	Legislative Educational Planning Committee	Agenda not available.
November 29 November 30	519-S 519-S	10:00 a.m. 9:00 a.m.	Joint Committee on State Building Construction	Agenda not available.
November 30	514-S	10:00 a.m.	Special Committee on Insurance	Agenda not available.

Emil Lutz  
Director of Legislative  
Administrative Services

## 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.

The following appointments were filed November 5-9:

District Judge, 3rd Judicial District,  
Division 9

Charles Andrews, Jr., 5603 S.W. 34th, Topeka 66614. Term expires when a successor is elected and qualifies according to law. Succeeds Mary Showengerdt, deceased.

Advisory Council on Aging

Emily Taylor, Chairman, 533 Rockfence Plaza, Lawrence 66044. Term expires October 31, 1991. Reappointment.

Animal Health Board

Jerry Bohn, Route 2, Pratt 67124. Term expires October 31, 1993. Reappointment.

Mark McKee, P.O. Box 130, Edna 67342. Term expires October 31, 1993. Succeeds Roy Estes.

Kansas Council on Employment and Training

Lloyd Baumwart, 322 N. 8th, Neodesha 66757. Term expires October 31, 1992. Reappointment.

Ronald D. Cobb, 4810 Wood Ave., Kansas City 66102. Term expires October 31, 1992. Succeeds Emmett Tucker, resigned.

Bennie L. Davis, 2414 Virginia, Topeka 66605. Term expires October 31, 1992. Reappointment.

Mary Espinoza, 1531 N. Stony Point, Wichita 67212. Term expires October 31, 1991. Reappointment.

Gabriel R. Faimon, P.O. Box 218, Auburn 66420. Term expires October 31, 1992. Reappointment.

Ramon C. Gonzalez, Jr., 320 Elm, Perry 66073. Term expires October 31, 1992. Succeeds Don Boyd.

Vernis H. Good, Box 106, Wilsey 66873. Term expires October 31, 1992. Reappointment.

Dale E. Greenlee, Cessna Aircraft Co., P.O. Box 7704, Wichita 67277. Term expires October 31, 1991. Reappointment.

Ron Harding, 916 W. 10th, Goodland 67735. Term expires October 31, 1992. Reappointment.

Thomas J. Kennedy, 3317 Medford Court, Topeka 66611. Term expires October 31, 1991. Succeeds Wayne Icenogle, resigned.

Sylvia McHam, 16061 E. Kellogg, Wichita 67230. Term expires October 31, 1992. Reappointment.

Dennis L. Mesa, 1203 E. Chestnut, Garden City 67846. Term expires October 31, 1992. Succeeds Skeets Winkler, resigned.

Rochelle Carper Rogers, 806 Kansas Drive, Iola 66749. Term expires October 31, 1992. Succeeds Leon Mugler, resigned.

Roberta Thuston, 223 N. Washington, Chanute 66720. Term expires October 31, 1992. Succeeds Paula McElwee, resigned.

Al F. Wasinger, 304 W. 20th, Hutchinson 67502. Term expires October 31, 1992. Succeeds Richard Dame.

Wayne D. Zimmerman, 1015 Cedar Hills Drive, Olathe 66061. October 31, 1992. Term expires October 31, 1992. Reappointment.

Governor's Council on Fitness

Connie Argabright, Route 1, Box 22, Atwood 67730. Serves at the pleasure of the Governor. Succeeds Joyce Hansen, resigned.

Gregory A. Barnett, 104 E. Piankishaw, Paola 66071. Serves at the pleasure of the Governor.

Debra A. Kolste, 3 Austin Court, Colby 66701. Serves at the pleasure of the Governor.

State Highway Advisory Commission

Russell L. Reinert, 2503 Westminister, Hutchinson 67502. Term expires October 31, 1994. Succeeds John Trout, Jr.

Advisory Commission on Juvenile  
Offender Programs

Murl Thomas Bringle, 603 Union, Oswego 67356. Term expires June 30, 1991. Succeeds Owen Sully.

Claudia Fugate, 3332 Massachusetts, Topeka 66605. Term expires June 30, 1992. Reappointment.

Sue Lockett, 3751 Worwick Town Road, Topeka 66610. Term expires June 30, 1992. Reappointment.

Kansas/Colorado Arkansas River Compact  
Administration

Randy Hayzlett, Route 1, Lakin 67860. Term expires October 31, 1994. Succeeds Ronald Olomon.

State Board of Nursing

Joan Felts, 312 N. Rutan, Wichita 67208. Term expires June 30, 1994. Reappointment.

Petroleum Storage Tank Release  
Compensation Advisory Board

(Established pursuant to K.S.A. 1989 Supp. 65-34,116. Terms expire October 31, 1992.)

Bryan Beaver, 8524 Greenwood Lane, Lenexa 66215.

Jon Callen, 7700 E. 13th, #23, Wichita 67202.

Jim Ketcherside, 1212 Countryside Drive, McPherson 67460.

Gene L. Merry, 700 Neosho St., Burlingame 66839.

Bill Graves  
Secretary of State

State of Kansas  
State Corporation Commission  
Notice of Motor Carrier Hearings

Applications set for hearing are to be heard before the State Corporation Commission, 1500 S.W. Arrowhead Road, Topeka, at 9:30 a.m. on the date indicated 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, 1500 S.W. Arrowhead Road, Topeka 66604-4027, (913) 271-3196 or 271-3149.

Your attention is invited to Kansas Administrative Regulation 82-1-228, "Rules of Practice and Procedure Before the Commission."

Applications set for December 4, 1990

Application for Certificate of Convenience and Necessity:

Ronald Dean Bruton, dba ) Docket No. 173,610 M  
Bruton's Auto Salvage )  
1800 S. 4th )  
Arkansas City, KS 67005 ) MC ID No. 138998

Applicant's Attorney: None

*Wrecked, disabled, abandoned, repossessed and replacement vehicles,*

Between all points and places in Cowley, Sumner, Harper, Chautauqua, Montgomery, Labette, Cherokee, Kingman, Sedgwick, Butler, Elk, Wilson, Neosho, Crawford, Greenwood, Woodson, Allen, Bourbon, Reno, Harvey, McPherson, Chase, Morris, Lyon, Wabaunsee, Osage, Shawnee, Douglas, Johnson, Jefferson, Leavenworth, Wyandotte, Atchison and Riley counties, Kansas.

Also,

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

\*\*\*\*\*

Application for Certificate of Convenience and Necessity:

Collectia, Ltd. ) Docket No. 173,612 M  
Route 3, Box 777 )  
Ulysses, KS 67880 ) MC ID No. 138518

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

*Hazardous waste,*

Between all points and places in the state of Kansas.

\*\*\*\*\*

Application for Certificate of Convenience and Necessity:

Cryogenic Transportation, ) Docket No. 173,616 M  
Inc. )  
14503 Prairie Corners Road )  
Omaha, NE 68138 ) MC ID No. 138520

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

*Hydrogen chloride,*

Between all points and places in the state of Kansas.

\*\*\*\*\*

Application for Certificate of Convenience and Necessity:

Evans Ready-Mix Sand & Gravel, Inc. ) Docket No. 173,614 M  
East Highway 54 )  
Camdenton, MO 65020 ) MC ID No. 137639

Applicant's Attorney: John Jandera, 1610 S.W. Topeka Blvd., P.O. Box 237, Topeka, KS 66612-1840

*Bulk commodities (except hazardous materials and classes A and B explosives),*

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

And,

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

\*\*\*\*\*

Application for Certificate of Convenience and Necessity:

JNJ Transportation, Inc. ) Docket No. 173,615 M  
102 S. Adams )  
Hillsboro, KS 67063 ) MC ID No. 138519

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

*General commodities (except household goods, classes A and B explosives, commodities requiring temperature control and liquid commodities in bulk),*

Between points and places in Marion, McPherson, Sedgwick, Butler, Harvey, Reno, Saline and Wyandotte counties, on the one hand, and points and places in the state of Kansas, on the other hand.

\*\*\*\*\*

Application for Contract Carrier Permit:

Al Kolb, dba ) Docket No. 173,611 M  
Al Kolb Trucking )  
221 11th St. )  
Ipswich, SD 57451 ) MC ID No. 137799

Applicant's Attorney: Brenda Washburn, 617 S. Lewis Blvd., P.O. Box 2403, Sioux City, IA 51107-0403

*Motor oil in containers,*

Between all points and places in the state of Kansas. Under contract with Mobil Oil Corporation, Kansas City, Kansas.



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

James Lippert, dba ) Docket No. 59,700 M  
 Lippert Grain Co. )  
 Box 132 )  
 Green, KS 67447 ) MC ID No. 100605

Applicant's Attorney: None

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

Between all points and places in Republic, Washington, Marshall, Pottawatomie, Riley, Clay, Dickinson, Geary, Ottawa, Saline and Cloud counties, Kansas, on the one hand, and the state of Kansas, on the other hand.

\*\*\*\*\*

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

Sunflower Trucking, Inc., dba ) Docket No. 170,565 M  
 Sunflower Express )  
 601 S. Main )  
 Great Bend, KS 67530 ) MC ID No. 136360

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

*Livestock,*

Between all points and places in the state of Kansas.

\*\*\*\*\*

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

T & K Trucking, Inc. ) Docket No. 173,613 M  
 1119 Hubbard )  
 Great Bend, KS 67530 ) MC ID No. 122960

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

*Livestock,*

Between points and places in Cheyenne, Sherman, Wallace, Greeley, Hamilton, Stanton, Morton, Rawlins, Thomas, Logan, Wichita, Scott, Lane, Kearny, Finney, Grant, Haskell, Stevens, Seward, Decatur, Sheridan, Gove, Gray, 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 and Sumner 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.

\*\*\*\*\*

*Grain, hay, feed, feed ingredients, fertilizer (including liquid fertilizer solutions but excluding anhydrous ammonia), salt, seeds, building and construction materials, fencing materials and machinery, gasoline, diesel fuel and gasohol,*

Between points and places in the state of Kansas.

Restricted, however, to transport no hazardous commodities except gasoline, diesel fuel and gasohol.

\*\*\*\*\*

**Applications set for December 11, 1990**

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

Paul D. Hamilton, dba ) Docket No. 161,658 M  
 Midwest Movers )  
 Route 2, Box 186AA )  
 Pleasanton, KS 66075 ) MC ID No. 132072

Applicant's Attorney: None

\*\*\*\*\*

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

Polkinghorn Molasses, Inc. ) Docket No. 108,158 M  
 907 E. Wyatt Earp )  
 Dodge city, KS 67801 ) MC ID No. 101396

Applicant's Attorney: None

\*\*\*\*\*

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

Russell Kent Cornelius, dba ) Docket No. 159,448 M  
 Rusty's Body Shop )  
 4th and Topeka )  
 Coldwater, KS 67029 ) MC ID No. 130741

Applicant's Attorney: None

\*\*\*\*\*

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

Specialty Moving Systems, ) Docket No. 173,617 M  
 Inc. )  
 221 Joey Drive )  
 Elk Grove Village, IL 60007 ) MC ID No. 138521

Applicant's Attorney: W. Robert Alderson, 1610 S.W. Topeka Blvd., P.O. Box 237, Topeka, KS 66612-1840

*Household goods and general commodities (except classes A and B explosives and commodities in bulk),*

Between points and places in the state of Kansas.

\*\*\*\*\*

Alfonzo A. Maxwell  
 Administrator  
 Transportation Division

Doc. No. 009948

## State of Kansas

## Department of Transportation

## Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, until 10 a.m. C.S.T. November 15, 1990, and then publicly opened:

## District One—Northeast

**Douglas**—23 C-1802-01—County road, from the junction U.S. 40 at Big Springs north and east, 3.0 miles, grading. (Federal Funds)

**Pottawatomie**—75 C-2643-01—County road, 2.5 miles south and 4.5 miles west of Westmoreland, then east, 0.2 mile, grading and bridge (Federal Funds)

**Shawnee**—70-89 K-2446-03—I-70, 0.4 mile east of the west junction of U.S. 75 east to the Polk-Quincy viaduct, relocate 36-inch waterline at Gage Boulevard interchange. (Federal Funds)

**Wyandotte**—70-105 M-1618-01—I-70, westbound entrance ramp at 4th Street in Kansas City, slope repair. (State Funds)

## District Two—Northcentral

**McPherson**—56-59 K-4339-01—Intersection of U.S. 56 and Champlin in McPherson, traffic signal. (State Funds)

**Washington**—101 C-2519-01—County road, 1.5 miles south and 0.2 miles west of Palmer, then west, 0.1 mile, grading, surfacing and bridge. (Federal Funds)

## District Three—Northwest

**Decatur**—36-20 K-4327-01—U.S. 36, from the Decatur-Rawlins county line east to the junction of U.S. 83, 11.0 miles, recycling. (State Funds)

**Decatur**—83-20 K-4120-01—U.S. 83, 0.4 mile south of the junction of U.S. 36 north to the Kansas-Nebraska state line, 12.8 miles, recycling. (State Funds)

**Decatur**—36-20 M-1619-01—U.S. 36, stockpile bituminous mix at KDOT strip along U.S. 36, 1 mile west of Oberlin. (State Funds)

**Logan**—25-55 K-4114-01—K-25, from the Wichita-Logan county line north to the west junction of U.S. 40, 36.7 miles, seal. (State Funds)

**Logan/Thomas**—25-106 K-4396-01—K-25, from the east junction of U.S. 40 in Logan County north to 0.2 mile south of I-70 in Thomas County, 18.1 miles, recycling. (State Funds)

**Norton**—69 K-2833-01—Prairie Dog State Park, 3.9 miles, bituminous seal. (State Funds)

**Phillips**—74 C-2713-01—County road, 2.8 miles west and 0.3 mile south of Glade, then south, 0.2 mile, grading and bridge. (Federal Funds)

**Rawlins**—117-77 K-2211-01—K-117, from the junction of U.S. 36 and K-117 north to the Nebraska state line, 12.0 miles, seal. (State Funds)

**Rooks**—183-82 K-4126-01—U.S. 183, from the Ellis-Rooks county line north to south 5th Street in Plainville, 6.6 miles, seal. (State Funds)

**Sheridan/Decatur/Norton**—9-106 K-4394-01—K-9,

from the junction of K-123 in Sheridan County east through Decatur County to the west junction of U.S. 283 in Norton County, 29.8 miles, conventional seal. (State Funds)

**Sheridan/Graham**—106 K-4395-01—U.S. 24, from the junction of K-23 in Sheridan County east through Graham County to the Graham-Rooks county line; K-84, from the junction of U.S. 24 south to Penokee; K-85, from the junction of Jct. U.S. 24 south to Morland, 47.3 miles, conventional seal. (State Funds)

**Sheridan/Decatur/Thomas/Norton**—106 K-4398-01—K-383, from 0.2 mile northeast of the junction of U.S. 83 in Sheridan County east to the west city limits of Jennings in Decatur County; U.S. 83, from the Thomas-Sheridan county line northeast to 0.2 mile west of the junction of K-383; U.S. 36, from the west junction of K-323 east to 0.3 mile east of the west city limits of Norton, 32.3 miles, slurry seal. (State Funds)

**Thomas**—24-97 K-4113-01—U.S. 24, from the east city limits of Colby east to the junction of U.S. 83, 8.5 miles, recycling. (State Funds)

**Thomas**—70-97 K-4313-01—I-70, from east of the K-25 interchange east to the Gove-Trego county line, 59.2 miles, signing. (State Funds)

**Thomas**—24-97 M-1620-01—U.S. 24, stockpile bituminous mix of KDOT strip along U.S. 24, 1/2 mile west of Colby. (State Funds)

**Thomas**—25-97 K-4117-01—K-25, from the north city limits of Colby north to the Thomas-Rawlins county line, 11.5 miles, recycling. (State Funds)

## District Four—Southeast

**Cherokee**—11 C-2684-01—County road, 4.5 miles north and 1.8 miles west of Galena, then east, 0.2 mile, grading and bridge. (Federal Funds)

## District Five—Southcentral

**Barber**—4 K-4403-01—K-2, from the junction of U.S. 281 northeast to the Barber-Harper county line and K-8, from the Oklahoma-Kansas state line to the junction of K-2, 17.6 miles overlay. (State Funds)

**Barber/Kingman**—42-106 K-4406-01—K-42, from the junction of U.S. 281 east through Barber County to the Kingman county line, 13.9 miles, overlay. (State Funds)

**Butler**—177-8 K-4215-01—K-177, 8.8 miles north of the junction of U.S. 54 north to the Butler-Chase county line, 13.5 miles, overlay. (State Funds)

**Cowley**—15-18 K-4196-01—K-15, from the north city limits of Udall, northwest to the Cowley-Sumner county line, 3.1 miles, shoulders. (State Funds)

**Cowley/Sumner**—106 K-4405-01—K-15, from the north city limits of Udall in Cowley County northwest through Sumner County to the Sedgwick County line and K-53, from the junction of U.S. 81 east to the west city limits of Mulvane, 13.4 miles, overlay. (State Funds)

**Harper**—160-39 K-4211-01—U.S. 160, from the west city limits of Attica east to the south junction of K-14, 10.9 miles, seal. (State Funds)

**Pratt**—61-76 K-4210-01—K-61, from the junction of U.S. 54 north to 0.3 mile north of the four lane/two lane, 1.3 miles, overlay. (State Funds)

Sumner—15-96 K-4197-01—K-15, from the Cowley-Sumner county line northwest to the Sumner-Sedgwick county line, 5.6 miles, shoulders. (State Funds)

Sumner—53-96 K-4199-01—K-53, from the junction of U.S. 81 east to the west city limits of Mulvane, 4.7 miles, shoulders. (State Funds)

Sumner—160-96 K-4408-01—U.S. 160, from the Harper-Sumner county line east to the west city limits of Argonia; from the west junction of K-49 east 1.0 mile; from the KTA interchange east to the east city limits of Oxford, 13.2 miles, overlay. (State Funds)

#### District Six—Southwest

Hamilton—27-38 K-4093-01—K-27, from the west junction of U.S. 50 north to the Hamilton-Greeley county line, 19.4 miles, recycling. (State Funds)

Hamilton—27-38 M-1606-01—K-27, stockpile bituminous mix, 1.0 mile north of Syracuse. (State Funds)

Kearny—50-47 K-3206-01—U.S. 50, from the Hamilton-Kearny county line east to the east city limits of Lakin, 15.9 miles, recycling. (State Funds)

Lane—51 K-4410-01—K-23 from the Finney-Lane county line north to the south city limits of Dighton and K-96, from the east city limits of Dighton to the Lane-Ness county line, 26.3 miles, recycling. (State Funds)

Lane—96-51 M-1607-01—K-96, stockpile bituminous mix, 1.0 mile west of Dighton. (State Funds)

Scott—95-86 K-4098-01—K-95, from the south junction of U.S. 83 north and east to the north junction of U.S. 83, 6.6 miles, recycling. (State Funds)

Stanton—27-94 K-4095-01—K-27, from the Morton-Stanton county line north to the south junction of U.S. 160, 12.1 miles, overlay. (State Funds)

Stanton—160-94 M-1610-01—U.S. 160, stockpile bituminous mix, 0.3 mile west of the junction of K-27. (State Funds)

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

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

Plans and specifications for the projects may be ex-

amined at the office of the respective county clerk or at the K.D.O.T. district office responsible for the work.

Horace B. Edwards  
Secretary of Transportation

Doc. No. 009927

## State of Kansas

### Department of Transportation

#### Notice of Hearings

The Governor's Railroad Working Group will conduct a series of public hearings across the state to better inform the public about proposed abandonment of rail lines in Kansas. The hearings will provide the public with an opportunity to provide feedback to the Governor's Railroad Working Group on the impact and economic analysis from local businesses and individuals concerning the effect of rail line loss.

Twelve hearings will be held in communities with close proximity to the lines proposed for abandonment. All statements, written and oral, will be recorded at the hearings.

Representatives of the Governor's Railroad Working Group will be present at the hearing to discuss the proposal, answer questions and moderate the hearing. After the hearings, materials may be sent to John Scheirman, Kansas Department of Transportation, Bureau of Rail Affairs, Topeka 66603. The Governor's Railroad Working Group will use the public input as evidence of public need for rail service if and when abandonment applications are filed with the Interstate Commerce Commission.

The dates, times and locations of the hearings include:

- November 15 at 10 a.m. at City Hall, 417 Broadway, Larned.
- November 15 at 3 p.m. at City Hall, 217 E. Avenue South, Lyons.
- November 16 at 10 a.m. at the Community Center, 203 W. Main (basement of 1st State Bank), Osborne.
- November 27 at 10 a.m. at City Hall, 7th and Walnut, Coffeyville.
- November 27 at 3 p.m. at the Neosho County Community College, Stolz Hall, Lecture Room, Chanute.
- November 28 at 10 a.m. at City Hall, 4th and Walnut, Ottawa.
- November 28 at 2 p.m. at City Hall, 313 W. Main, Council Grove.
- November 29 at 1 p.m. at the American Legion, 705 Commercial, Atchison.

Horace B. Edwards  
Secretary of Transportation

Doc. No. 009934

## State of Kansas

Kansas Advocacy and Protective  
Services, Inc.

## Notice of Meeting

The Kansas Advocacy and Protective Services, Inc. will conduct its governing board meeting at 7 p.m. Monday, November 19, at the Topeka West Holidome, 605 Fairlawn Road, Topeka. For more information, call (913) 776-1541.

Joan Strickler  
Executive Director

Doc. No. 009937

## State of Kansas

Department of Administration  
Division of Architectural ServicesNotice of Commencement of Negotiations  
for Architectural and Engineering Services

Notice is hereby given of the commencement of negotiations for "on-call" architectural and engineering services for the Department of Social and Rehabilitation Services.

There will be three architectural and three engineering firms selected. Each firm will provide services for different SRS institutions as follows:

## Group I

Larned State Hospital  
Winfield State Hospital and Training Center  
Youth Center at Beloit

## Group II

Topeka State Hospital  
Kansas Neurological Institute  
Youth Center at Topeka  
Youth Center at Atchison

## Group III

Rainbow Mental Health Facility  
Osawatomie State Hospital  
Parsons State Hospital and Training Center

Interested firms should indicate which group of institutions they are interested in. A firm may indicate interest in any or all of the groups. Interested firms should be capable of assisting agency personnel on miscellaneous small architectural and engineering projects for up to three years.

Any questions or expressions of interest should be directed to Gerald R. Carter, AIA, Director of Planning and Design, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, on or before November 30.

Edward A. Martin, AIA  
Director, Division of  
Architectural Services

Doc. No. 009941

## 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 Kansas were forfeited October 15, 1990, for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

## Domestic Corporations

A.F.H., Inc., Oberlin, KS.  
A. J. Construction, Inc., Kansas City, KS.  
A-M Enterprises, Inc., Kansas City, KS.  
Academic Microsystems, Inc., Lawrence, KS.  
Advantage Associates, Inc., Pittsburg, KS.  
Aerodome Inc., Wichita, KS.  
AIC, Inc., Wichita, KS.  
All-American Indoor Sports, Inc., Lenexa, KS.  
All For Walls Inc., Lenexa, KS.  
American Reprographics, Inc., Mission, KS.  
Amerimed, Inc., Overland Park, KS.  
Apex Systems, Inc., Wichita, KS.  
Artistic Auto Body and Paint, Inc., Wichita, KS.  
Asbestos Abators and Associates, Inc., Wichita, KS.  
The Ashland Oil Company, Ashland, KS.  
Aspen Oil & Gas Company, Inc., Chanute, KS.  
Asphalt Pavers, Inc. of Kansas, Paola, KS.  
At Home Care, Inc., Derby, KS.  
Austin Sales, Inc., Kansas City, KS.  
B & E Investments Inc. (A Close Corporation),  
Wichita, KS.  
Bach Exploration, Operations and Refining, Inc.,  
Cherryvale, KS.  
Bader Construction, Inc., Wichita, KS.  
Baker's Carpet Cleaning, Inc., Leoti, KS.  
Baltimore Bakeries, Inc., Overland Park, KS.  
Bentz Associates, Inc., Leawood, KS.  
Bizness Basiques, Inc., Lawrence, KS.  
Black Diamond, Inc., Kansas City, KS.  
Buy Right Hogs, Limited Partnership, Centerville, KS.  
Candlelight Associates, Inc., Shawnee Mission, KS.  
The Care Coordinators, Inc., Merriam, KS.  
Centurion Group, Ltd., Inc., Manhattan, KS.  
C.F.M. #35-06, Inc., St. Joseph, MO.  
Chimera Production Group, Inc., Leawood, KS.  
Chisholm Creek Homeowners Association, Wichita, KS.  
Citation Pipeline Corporation, Reed City, MI.  
Clay Ford Homes, Inc., Wichita, KS.  
College Boulevard Touchless Car Wash, Inc.,  
Overland Park, KS.  
Commotion Center, Inc., Dodge City, KS.  
Computer Accounting, Inc., Chanute, KS.  
Consolidated Mortgage Company, Overland Park, KS.  
Continental Finance Corporation, Hutchinson, KS.  
Cook'in Cousins, Inc. (A Close Corporation),  
Larned, KS.  
Cross Eagle, Inc., Fort Scott, KS.  
CSTB, Inc., Tulsa, OK.  
D.S.M. Inc., Dearing, KS.  
Diplomat Limousine Service, Inc., Wichita, KS.

- Doctor Drain, Inc., Lenexa, KS.  
 The Don Davis Company, Oak Brook, IL.  
 Don's Foods, Inc., Kansas City, KS.  
 Dr. Threads, Inc., McPherson, KS.  
 Duff's, Inc., Kansas City, KS.  
 E J Corporation, Hillsboro, KS.  
 Econo Auto Painting of Kansas, Inc.,  
   South Haven, MS.  
 Electronic Marketing, Inc., Shawnee, KS.  
 Elite Limousine, Inc., Leawood, KS.  
 Emergency Medicine Associates, Chartered,  
   Topeka, KS.  
 Environmental Audit and Compliance Group, Inc.,  
   Lenexa, KS.  
 Eriksen's, Inc., Hutchinson, KS.  
 Famco Enterprises, Inc. (A Close Corporation),  
   Wichita, KS:  
 Fas-Stop, Inc., Wichita, KS.  
 First Junction City Bancshares, Inc., Junction City, KS.  
 First of Kansas Financial Corporation, Hays, KS.  
 Flatland Mineral Corporation, Garden City, KS.  
 Fox Hill Decor, Inc., Kansas City, MO.  
 The Genetics Institute—Midwest, Pasadena, CA.  
 Geo Production Company, Wichita, KS.  
 Gingrich Real Estate Development Group, Inc.,  
   Overland Park, KS.  
 Glidepath-U.S.A., Inc., Topeka, KS.  
 Golden Eagle Oil, Inc., Johnson, KS.  
 Goodland Lodge No. 2225, Loyal Order of Moose,  
   Inc., Goodland, KS.  
 Gross Enterprises, Inc., Olathe, KS.  
 Harris Market Research, Inc., Overland Park, KS.  
 Heartland Botanical Gardens, Inc., Lenexa, KS.  
 Heartland Products, Inc., Topeka, KS.  
 Hoffman Lewman—Architects, P.A., Topeka, KS.  
 Incon, Inc., Kansas City, KS.  
 Industrial Transmission, Inc., Wichita, KS.  
 J G Masonry, Inc., Kansas City, KS.  
 J. L. Wessling, Inc., Overland Park, KS.  
 Jack Green and Associates Enterprises, Inc.,  
   Wichita, KS.  
 Jackson Ranch, Inc., Jetmore, KS.  
 Jayhawk Trophy Company, Inc., Lawrence, KS.  
 J & M Enterprises, Inc., Shawnee, KS.  
 Johnson County Automotive Services, Inc.,  
   Shawnee, KS.  
 Johnson Electric Construction, Inc., Kansas City, KS.  
 Junction Bar and Grill, Inc., Shawnee, KS.  
 Kansas Business Supplies, Inc., Lenexa, KS.  
 Kansas Motorcycle Industry Council, Inc., Salina, KS.  
 Kenmark Scenic Studios, Inc., Kansas City, KS.  
 Kinsley Plumbing and Electric Inc., Offerle, KS.  
 L & W Enterprises, Inc., Goodland, KS.  
 L. C. Investment, Inc., Wichita, KS.  
 Larry's Marine Center, Inc., South Hutchinson, KS.  
 Laughlin-Simmons & Co. of Kansas, Inc.,  
   Oklahoma City, OK.  
 Linder's Welding, Inc., Stilwell, KS.  
 Lith-O-Crafters, Inc., Hutchinson, KS.  
 LMD Corporation, Tulsa, OK.  
 London Bus, Inc., Lenexa, KS.  
 Louisburg Developers, Inc., Louisburg, KS.  
 Lusher Enterprises, Inc., Roeland Park, KS.  
 M & G Corporation of Shawnee, Shawnee, KS.  
 M. Barden, Architect Chartered, Overland Park, KS.  
 Marti Corporation, of Kansas, (A Close Corporation),  
   Kansas City, KS.  
 Meade Feed Yard, Inc., Meade, KS.  
 Mickey's Sales Company, Kansas City, KS.  
 Mid-Am Sure-Step, Inc., Stark, KS.  
 Midland Corporation, Shawnee, KS.  
 Midland Mud, Inc., Hays, KS.  
 Mound City Truck Lines, Inc., Kansas City, MO.  
 MTZ, Inc., Shawnee, KS.  
 N & P Distributing, Inc., Wichita, KS.  
 Nachbar Construction, Inc., Shawnee, KS.  
 Neodesha I.G.A., Inc. (A Close Corporation),  
   Springfield, MO.  
 Norman Lee Publishing, Inc., Wichita, KS.  
 Northrup Enterprises, Inc., Overland Park, KS.  
 Oak Ridge Homes, Inc., Olathe, KS.  
 Ogden & Son, Inc., Attica, KS.  
 Oilfield Management Corporation, Yates Center, KS.  
 Olympian Skate Center, Inc., Wichita, KS.  
 Oxford Fertilizer, Inc., Tulsa, OK.  
 Paint Doctor, Inc. (A Close Corporation), Wichita, KS.  
 Par Enterprises, Inc., Wichita, KS.  
 Partners II, Inc., Kansas City, KS.  
 Patricia's Inc., Lawrence, KS.  
 The Personnel Office Inc., Wichita, KS.  
 Phillips \* Moon Companies, Inc. (A Close  
   Corporation), Shawnee, KS.  
 Pitzer, Incorporated, Pittsburg, KS.  
 Plains Well Services, Inc. (A Close Corporation),  
   Independence, KS.  
 Pre-Tech, Inc., Timken, KS.  
 Professional Advisory Associates, Inc.,  
   Osage Beach, MO.  
 Quality Construction of Kansas, Inc., Mission, KS.  
 R.W.J. Billiards, Inc., Wichita, KS.  
 Ramel Distributing, Inc., Kansas City, KS.  
 Ray L. Perkins, Inc., Wichita, KS.  
 R.D. Johnson Excavating Co., Lawrence, KS.  
 R.M. Clark Associates, Inc., Overland Park, KS.  
 Rolling Ridge Development Company, Inc., Paola, KS.  
 Ronald Russ Prater, Inc., Wichita, KS.  
 S & K Distribution, Inc., Kansas City, KS.  
 Sabetha Heating & Cooling, Inc., Seneca, KS.  
 Sam, Limited, Liberal, KS.  
 S.C.H.O.P., Inc., Overland Park, KS.  
 Sedan Bowling, Inc., Sedan, KS.  
 Semco Machine Shop, Inc., Great Bend, KS.  
 Shop in Scandinavia, Inc., Lenexa, KS.  
 Shortstop, Inc., Americas, KS.  
 Skelgas, Inc., Farmingdale, NY.  
 Snapp Enterprises, Inc., Greenleaf, KS.  
 Sovereign Realty Management, Inc., Lawrence, KS.  
 Stephen C. Ingersol, Inc., Gladstone, MO.  
 Sterling Petroleum Company, Santa Monica, CA.  
 Stine Construction, Inc., Kansas City, KS.  
 Suma Corporation, Overland Park, KS.  
 Sunhi Fashions, Inc., Leawood, KS.  
 Surgical Edge, Inc. (A Close Corporation),  
   Wichita, KS.  
 Terra Venture, Inc., Leawood, KS.

(continued)

The Southwest Flying Club, Inc., Satanta, KS.  
 Thoroughbred Computers, Inc., Emporia, KS.  
 Two Neat Guys Mowing, Inc., Wichita, KS.  
 Tri-State Tank East, Inc., Kansas City, KS.  
 Triple C of Wichita, Inc., Goddard, KS.  
 United Physicians, Inc., Wichita, KS.  
 United Water Well & Pump, Inc., Hesston, KS.  
 Van Lerberg's, Inc., Shawnee, KS.  
 Vehicle Delivery Service, Inc., Wichita, KS.  
 Vicro Inc., Rose Hill, KS.  
 The Voshell Corporation, Olathe, KS.  
 Waymire Price Chopper, Inc., Ottawa, KS.  
 Western Engineering Technology Laboratory, P.A.,  
 Hays, KS.  
 Wheatbolt Implement, Inc., Scott City, KS.  
 Wichita Carriage Company, Ltd., Wichita, KS.  
 Williams Equipment Co., Inc., Olathe, KS.  
 Wilson Exploration Drilling, Inc., Wilson, KS.  
 Winters Bldg. Co. Inc., Shawnee Mission, KS.  
 Wixson Enterprises, Inc., S. Hutchinson, KS.  
 Woodwork Manufacturing & Supply, Inc.,  
 Hutchinson, KS.  
 Words & Data, Inc., Lenexa, KS.  
 Y. B. Meats, Inc., Hutchinson, KS.

#### Foreign Corporations

Able Industries, Inc., St. Louis, MO.  
 Aeatra Refining & Marketing, Inc., Houston, TX.  
 AH 1980 Program, Inc., New York, NY.  
 Allied Pools & Spas, Inc., Grandview, MO.  
 American Concession Supply, Inc., Kansas City, KS.  
 Ameritech Information Systems, Inc., Chicago, IL.  
 Austin Stone Securities, Inc., Colorado Springs, CO.  
 Bekins Moving & Storage Co., Glendale, CA.  
 Berkshire Foods, Inc., Chicago, IL.  
 BFI Medical Waste Systems (South Central), Inc.,  
 Memphis, TN.  
 Brazos Petroleum Company, Midland, TX.  
 Bristye, Inc., Mexico, MO.  
 Broadview Lumber Company, Inc., Carthage, MO.  
 Butcher Corporation, Philadelphia, PA.  
 C. C. Distributing, Inc., Lincoln, NE.  
 Canamer International, Inc., Winona, MN.  
 Century Construction, Co., Independence, MO.  
 Chase Manhattan Leasing Corporation, New York, NY.  
 Code-A-Phone Corporation, Clacamas, OR.  
 Coffman Construction, Inc., San Diego, CA.  
 Colite Industries, Inc., West Columbia, SC.  
 Collins Electrical Construction Co., St. Paul, MN.  
 Combu, Inc., Wichita, KS.  
 Conservco, Inc., Tampa, FL.  
 Corbesco, Inc., Kenner, LA.  
 Crockett Oil Company, Joplin, MO.  
 Daniel L. Marsh, Inc., Wichita, KS.  
 Diversified Interiors of Amarillo, Inc., Amarillo, TX.  
 Durox Equipment Company, Strongsville, OH.  
 Edward Kraemer & Sons, Inc., Plain, WI.  
 Excel Energy Corporation, Denver, CO.  
 Fligg Holding Company, Des Moines, IA.  
 Grass Roots Turf Equipment Co., Des Moines, IA.  
 Halifax Engineering, Inc., Alexandria, VA.  
 Hammond Sheet Metal Company, St. Louis, MO.

Healthcor Oklahoma, Inc., Dallas, TX.  
 Hinkle Engineering, Inc., Oklahoma City, OK.  
 HSQ Technology, A Corporation, San Francisco, CA.  
 Hunter Environmental Services, Inc., Southport, CT.  
 Interleaf, Inc., Cambridge, MA.  
 Kelsey Broadcasting Corporation, Wichita, KS.  
 KFKF Broadcasting, Inc., Kansas City, MO.  
 K & T Industries, Inc., Blue Springs, MO.  
 K & MS Construction, Inc., Harrisonville, MO.  
 Lankenau-Damgaard and Associates, Inc.,  
 Plymouth, MI.  
 MacRentals-Midwest, Inc., North Kansas City, MO.  
 MacSource, Inc., North Kansas City, MO.  
 MacTemps-Midwest, Inc., North Kansas City, MO.  
 Metropolitan International, Inc., West Timonium, MD.  
 Mitchell-Ross Roofing Company, Grandview, MO.  
 Mobile Home Communities, Inc., Chicago, IL.  
 Monroe Systems for Business, Inc., Morris Plain, NJ.  
 Mothercare Stores, Inc., Secaucus, NJ.  
 N. C. II, Inc., El Dorado Springs, MO.  
 National Aluminum Corporation, Pittsburgh, PA.  
 National Securities Network, Inc., Englewood, CO.  
 North American Beauty Services, Inc.,  
 Glen Burnie, MD.  
 Onyx Oil of Okla. Inc., Red Rock, OK.  
 Optical Services, Co., Omaha, NE.  
 Oxford Equities Corporation, Bethesda, MD.  
 Oxford Securities Corporation, Bethesda, MD.  
 Plano Petroleum Corporation, Plano, TX.  
 Producers Post, Inc., Kansas City, MO.  
 R. E. Wolfe Enterprises of America, Inc.,  
 Oak Brook, IL.  
 Rinderknecht Associates, Inc., Cedar Rapids, IA.  
 Robert Chance Holding Company, Inc.,  
 Kansas City, MO.  
 S L C of North America, Inc., Prairie Village, KS.  
 States Construction Company, Des Moines, IA.  
 Sterling McLaren Construction Co. Inc.,  
 Shenandoah, IA.  
 Suite Life, Inc., Memphis, TN.  
 Tandem Computers Incorporated, Cupertino, CA.  
 Technical Metals, Inc., Tulsa, OK.  
 Teen Talk Drug Abuse Program Corp.,  
 Tallahassee, FL.  
 The Texas Company, Baltimore, MD.  
 Tom Brown, Inc., Midland, TX.  
 United Service Contract Specialists, Inc.,  
 South Hutchinson, KS.  
 Vail Energy Corp., Dallas, TX.  
 Wes Lochridge & Associates General Contractors, Inc.,  
 Dallas, TX.  
 West Point-Pepperell, Inc., West Point, GA.  
 White-Sage, Inc., Fayetteville, AR.  
 21st Century Technology Group Incorporated,  
 Chicago, IL.

Bill Graves  
 Secretary of State

Doc. No. 009936

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

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, tentative permits have been prepared for water pollution abatement facilities for the feedlots 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
Bierbaum Farms c/o Eugene Henderson Route 1, Box 115 Palmer, KS 66962	SE/4 Section 19 Township 5S, Range 3E, Washington County, Kansas	Lower Republican River Basin

Kansas Permit No. A-LRWS-S024

The proposed facility will have the capacity for approximately 2,300 swine.

**Wastewater Control Facilities:** Wastewater from the enclosed facilities will be impounded for subsequent disposal upon agricultural land. Storage capabilities will provide in excess of minimum requirements. Approximately 2 acres of sow lots flow through a solids settling area to an approximately 50 ft. x 800 ft. grassed filter and infiltration area. Runoff from storms in excess of 3 inches can be contained in the infiltration area. Uncontrolled runoff discharges to a tributary of Peets Creek.

**Compliance Schedule:** A livestock waste management plan is to be submitted to the Kansas Department of Health and Environment within 6 months following receipt, by the permittee, of detailed waste management plan requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Dennis Bradford DBA Longhorn & Livestock, Inc. Route 1, Box 31-A Jettmore, KS 67854	SW/4 Section 12 Township 23S, Range 23W, Hodgeman County, Kansas	Upper Arkansas River Basin

Kansas Permit No. A-UAHG-C006 Federal Permit No. KS-0115061

The feedlot has capacity for approximately 5,000 cattle and a contributing drainage area of approximately 66 acres. This is an existing facility.

**Runoff Control Facilities:** Feedlot runoff is impounded for subsequent disposal upon agricultural land. Storage capabilities are provided in excess of 24 acre-feet.

**Compliance Schedule:** A livestock waste management plan shall be developed and submitted to the Kansas Department of Health and Environment within 6 months following receipt, by the permittee, of detailed waste management plan requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Jonas Frantz Route 2, Box 21 Tampa, KS 67483	Section 34, Township 18S, Range 2E, Marion County, Kansas	Neosho River Basin

Kansas Permit No. A-NEMN-M017

The proposed facility will have capacity for approximately 60 head of dairy cattle.

**Wastewater Control Facilities:** Wastewater will be impounded for subsequent disposal upon agricultural land. Storage capabilities will provide in excess of minimum requirements.

**Compliance Schedule:** A livestock waste management plan shall be developed and submitted to the Kansas Department of Health and Environment within 6 months following receipt, by the permittee, of detailed waste management plan requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Larry D. King c/o Circle K Farms Route 1, Box 136 Baxter Springs, KS 66713	SE/4 Section 18, Township 34S, Range 24E, Cherokee County, Kansas	Neosho River Basin

Kansas Permit No. A-NECK-FA05 Federal Permit No. KS-0087335

The proposed facility will have capacity for approximately 33,000 turkeys.

**Wastewater Control Facilities:** This is a totally enclosed facility. Waste and litter will be temporarily stockpiled in a dry state until proper disposal on agricultural land.

**Compliance Schedule:** A livestock waste management plan for the facility shall be developed and submitted to Kansas Department of Health and Environment within 6 months following receipt, by the permittee, of detailed waste management plan requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Tom Marr Route 1, P.O. Box 28 Formosa, KS 66942	SW/4 Section 14, Township 2S, Range 6, Jewell County, Kansas	Republican River Basin

Kansas Permit No. A-LR JW-S017

The existing facility has the capacity for approximately 325 swine.

**Wastewater Control Facilities:** Wastewater will be impounded for subsequent disposal upon agricultural land. Storage capabilities will provide in excess of minimum requirements. Runoff from the 1.5 acres of open lots flows overland through a minimum 200 foot grassed filter area dedicated specifically for this purpose.

**Compliance Schedule:** A livestock waste management plan shall be developed and submitted to the Kansas Department of Health and Environment within 6 months following receipt, by the permittee, of detailed waste management plan requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Darren McGhee Route 1 Westphalia, KS 66093	NE/4 Section 7, Township 22S, Range 18E, Anderson County, Kansas	Marais de Cygnes River Basin

Kansas Permit No. A-MCAN-S028

The existing facility has the capacity for approximately 300 swine.

**Wastewater Control Facilities:** Wastewater will be impounded for subsequent disposal upon agricultural land. Storage capabilities will provide in excess of minimum requirements.

**Compliance Schedule:** A livestock waste management plan shall be developed and submitted to the Kansas Department of Health and Environment within 6 months following receipt, by the permittee, of detailed waste management plan requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Oakhurst Farms, Inc. c/o Roy Martin 1400 Oakhurst Place Independence, KS 67301	NW/4 Section 25, Township 32S, Range 15E, Montgomery County, Kansas	Verdigris River Basin

Kansas Permit No. A-VEMG-S028

The existing facility has the capacity for approximately 800 swine.

**Wastewater Control Facilities:** Wastewater will be impounded for subsequent disposal upon agricultural land. Storage capabilities are provided in excess of minimum requirements.

(continued)

Compliance Schedule: A livestock waste management plan shall be developed and submitted to the Kansas Department of Health and Environment within 6 months following receipt, by the permittee, of detailed waste management plan requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Porters Porkers Partnership Jim and John Porter Route 1, P.O. Box 55 Glen Elder, KS 67446	NE/4 Section 26, Township 6S, Range 9W, Mitchell County, Kansas	Solomon River Basin

Kansas Permit No. A-SOMC-S007

The existing facility has the capacity for approximately 2,000 swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent disposal upon agricultural land. Storage capabilities are provided in excess of minimum requirements.

Compliance Schedule:

- (1) Plans and specification for water pollution controls on all open lots shall be submitted to the Kansas Department of Health and Environment by March 1, 1991.
- (2) Any open lots, determined in the plans, to be unsuitable for adequate pollution control shall be abandoned by March 1, 1991.
- (3) All pollution controls for open lot runoff shall be installed within 8 months following plan approval by the KDHE.
- (4) All pollution controls shall be fully established and operational within 20 months of plan approval.
- (5) A livestock waste management plan shall be developed and submitted to KDHE within 6 months following receipt, by the permittee, of detailed waste management plan requirements.

Written comments on the proposed NPDES permits may be submitted to Angela Buie, Bureau of Environmental Quality, Kansas Department of Health and Environment, Forbes Field, Topeka 66620-0001. All comments received prior to December 15 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate application number (KS-AG-90-102/109) 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 G. Grant  
Secretary of Health  
and Environment

Doc. No. 009953

State of Kansas

Department of Health  
and Environment

Notice Concerning Kansas  
Water Pollution Control Permits

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, tentative permits have been prepared for discharges to the waters of the United States and the state of Kansas for the applicants 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
City of Basehor North Facility City Hall 2718 N. 155th Basehor, KS 66007 Leavenworth County, Kansas	Kansas River via Little Stranger and Hog Creek	Secondary wastewater treatment facility

Kansas Permit No. M-KS04-0001      Fed. Permit No. KS-0044946  
Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are water quality limited.

Name and Address of Applicant	Waterway	Type of Discharge
City of Basehor South Facility City Hall 2718 N. 155th St. Basehor, KS 66007 Leavenworth County, Kansas	Kansas River via Little Stranger and Hog Creek	Secondary wastewater treatment facility

Kansas Permit No. M-KS04-0002      Fed. Permit No. KS-0044938  
Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are water quality limited.

Name and Address of Applicant	Waterway	Type of Discharge
City of Delia c/o City Clerk City Hall Delia, KS 66418 Jackson County, Kansas	Kansas River via Salt Creek	Secondary wastewater treatment facility

Kansas Permit No. M-KS10-0001      Fed. Permit No. KS-0046443  
Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
City of Effingham c/o City Clerk City Hall Effingham, KS 66023 Atchison County, Kansas	Tributary to Stranger Creek	Secondary wastewater treatment facility

Kansas Permit No. M-KS15-0001      Fed. Permit No. KS-0047279  
Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent lim-



itations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

**Name and Address of Applicant**  
 City of Fredonia  
 c/o City Clerk  
 314 N. 7th  
 Fredonia, KS 66736  
 Wilson County, Kansas

**Waterway**  
 Fall River

**Type of Discharge**  
 Secondary wastewater treatment facility

Kansas Permit No. M-VE18-0001      Fed. Permit No. KS-0045985

Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

**Name and Address of Applicant**  
 Johnson County Unified  
 WW District Cedar Mill  
 SSD #1  
 10881 Lowell, Suite 100  
 Overland Park, KS 66210  
 Johnson County, Kansas

**Waterway**  
 Kansas River via railroad drainage ditch

**Type of Discharge**  
 Secondary wastewater treatment facility

Kansas Permit No. M-KS68-D001      Fed. Permit No. KS-0080284

Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

**Name and Address of Applicant**  
 Johnson County Unified  
 WW District Tooley  
 Creek MSD #1  
 10881 Lowell, Suite 100  
 Overland Park, KS 66210  
 Johnson County, Kansas

**Waterway**  
 Kansas River via Tooley Creek

**Type of Discharge**  
 Secondary wastewater treatment facility

Kansas Permit No. M-KS28-0001      Fed. Permit No. KS-0117013

Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

**Name and Address of Applicant**  
 City of Neodesha  
 P.O. Box 298  
 100 S. 4th  
 Neodesha, KS 66757  
 Wilson County, Kansas

**Waterway**  
 Verdigris River

**Type of Discharge**  
 Secondary wastewater treatment facility

Kansas Permit No. M-VE29-0001      Fed. Permit No. KS-0025658

Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

**Name and Address of Applicant**  
 Rocky Ford Trailer Court  
 Route 6  
 Manhattan, KS 66502  
 Pottawatomie County, Kansas

**Waterway**  
 Cedar Creek to Blue River

**Type of Discharge**  
 Secondary wastewater treatment facility

Kansas Permit No. C-KS38-0003      Fed. Permit No. KS-0079201

Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

**Name and Address of Applicant**  
 City of St. John  
 P.O. Box 115  
 115 E. 4th  
 St. John, KS 67576  
 Stafford County, Kansas

**Waterway**  
 Rattlesnake Creek

**Type of Discharge**  
 Secondary wastewater treatment facility

Kansas Permit No. M-AR77-0001      Fed. Permit No. KS-0027791

Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are water quality limited.

**Name and Address of Applicant**  
 U.S.D. 348—Vinland  
 Elementary School  
 P.O. Box 67  
 Baldwin City, KS 66006  
 Douglas County, Kansas

**Waterway**  
 Kansas River via Wakarusa River via Cole Creek

**Type of Discharge**  
 Secondary wastewater treatment facility

Kansas Permit No. M-MC04-0002      Fed. Permit No. KS-0080110

Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

**Name and Address of Applicant**  
 City of Wakefield  
 P.O. Box 326  
 Wakefield, KS 67487  
 Clay County, Kansas

**Waterway**  
 Milford Lake via unnamed tributary

**Type of Discharge**  
 Secondary wastewater treatment facility

Kansas Permit No. M-LR24-0001      Fed. Permit No. KS-0027545

Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

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 December 14 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate application number (KS-90-230/241) and the 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. Media coordination (newspapers, radio) for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

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

## State of Kansas

## Department of Education

Permanent Administrative  
Regulations

## Article 12.—SPECIAL EDUCATION

**91-12-48.** Procedural due process in state institutions. (a) The admission or refusal of admission to a state institution for treatment and rehabilitation in and of itself is not a special education action.

(b) If any child is admitted to a state youth center the child shall be placed in an age appropriate education program until a determination is made as to the need for a comprehensive evaluation. If any child is evaluated and determined to be in need of special education services, an individualized education program conference shall be held no more than 30 days from the date the comprehensive evaluation is completed.

(c) Parental consent for a preplacement evaluation shall be required for any child placed in a state youth center or in any other state institution. All other procedural safeguards of due process and confidentiality and evaluation procedures shall be extended to all school age exceptional children housed and maintained in state institutions. (Authorized by and implementing K.S.A. 72-963; effective May 1, 1983; amended, T-87-23, October 1, 1986; amended May 1, 1987; amended Dec. 31, 1990.)

**91-12-63.** School social work services. (a) The related service of school social work shall be provided as required to assist an exceptional child to benefit from special education. The services shall be provided by a school social worker certificated and endorsed by the state board of education or by a master social worker licensed by the Kansas behavioral sciences regulatory board.

(b) School social work paraprofessionals shall:

- (1) Hold a baccalaureate degree in social work;
- (2) perform tasks related to school social work for which they are trained;
- (3) not be involved in conducting intervention techniques, including psychotherapy;

(4) be under the direct supervision of a school social worker who provides monitoring and assistance at least two hours per week for each paraprofessional; and

(5) hold a paraprofessional permit. (Authorized by and implementing K.S.A. 72-963; effective May 1, 1983; amended July 1, 1990; amended Dec. 31, 1990.)

**91-12-70.** (Authorized by K.S.A. 72-963; implementing K.S.A. 1988 Supp. 72-962 and K.S.A. 72-977; effective May 1, 1985; amended July 1, 1990; revoked Dec. 31, 1990.)

Dr. Lee Droegemueller  
Commissioner of Education

Doc. No. 009938

## State of Kansas

## Employee Award Board

## Notice of Meeting

The Employee Award Board will meet at 1 p.m. Wednesday, November 21, in the Division of Personnel Services, Room 951-S, Landon State Office Building, 900 S.W. Jackson, Topeka.

Ben Barrett  
Chairperson

Doc. No. 009947

## State of Kansas

Department of Health  
and EnvironmentNotice of Hearing on Proposed  
Administrative Regulations

The Kansas Department of Health and Environment will conduct a public hearing at 10 a.m. Monday, December 17, in Room 108, Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of new permanent rules and regulations, K.A.R. 28-60-20 through K.A.R. 28-60-27, to administer the dietitian licensure requirements of K.S.A. 65-5901 *et seq.*

These proposed new regulations establish the application procedures for obtaining and renewing a license and a temporary license, standards for approval of course of study and continuous programs of dietetic experience, examination procedures, definitions of unprofessional conduct, and fees.

The economic impact of these regulations include the fees associated with a candidate for applying for and renewing a license or a temporary license, any cost associated with a candidate having foreign transcripts translated and equivalency verifications, and any cost associated with a candidate having a transcript sent directly from an educational institution.

A complete copy of the proposed regulations and a complete economic impact statement may be obtained by contacting Patricia Dismukes, Health Occupations Credentialing, Kansas Department of Health and Environment, Suite 901, Landon State Office Building, 900 S.W. Jackson, Topeka 66612-1290, (913) 296-1261.

The time period between the publication of this notice and the scheduled hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed regulations.

All interested parties may submit comments prior to the hearing to the address above. All interested parties also will be given a reasonable opportunity at the hearing to present their views orally or in writing concerning the adoption of the proposed regulations.

Following the hearing, all written and oral comments submitted will be considered by the Secretary of Health and Environment prior to adoption.

Stanley C. Grant  
Secretary of Health  
and Environment

Doc. No. 009952

## State of Kansas

## Secretary of State

Permanent Administrative  
Regulations

## Article 33.—INFORMATION FEES

**7-33-2.** Computer access fees. When providing information about filings made under K.S.A. 84-9-101 through 84-9-508 by direct computer access, each register of deeds shall charge eight dollars for each debtor name searched, four dollars of which shall be remitted to the county treasurer for deposit in the county general fund. (Authorized by and implementing K.S.A. 1989 Supp. 84-9-411; effective Dec. 31, 1990.)

Bill Graves  
Secretary of State

Doc. No. 009932

## State of Kansas

## The Kansas Lottery

Temporary Administrative  
Regulations

## Article 2.—LOTTERY RETAILERS

**111-2-2.** Qualifications of lottery retailers. (a) In addition to the qualifications and restrictions set forth in K.S.A. 1989 Supp. 74-8708 and amendments thereto, the Executive Director shall also consider the following factors in selecting lottery retailers:

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

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

(3) The types of products, services, or entertainment offered at the applicant's place of business and their effect upon the credibility, integrity and reputation of the Kansas Lottery.

(b) To sell instant or on-line lottery tickets, a retailer must have a current instant retailer certificate and must be actively engaged in the sale of at least one of the two most current instant games to the public.

(c) Retailers whose business is seasonal may request that lottery ticket sales be suspended and their accounts placed on hold during the time the business is closed subject to approval by the executive director. During the seasonal period those businesses placed on hold will not be required to sell lottery tickets pursuant to subsection (b) above.

(d) In addition to the qualifying standards to be selected as a lottery retailer provided by K.S.A. 1989 Supp. 74-8708, and amendments thereto, the same qualifying standards may be required for employees of the applicant for a retailer certificate as deemed necessary by the executive director. (Authorized by K.S.A. 1989 Supp. 74-8710, implementing K.S.A. 1989 Supp. 74-8708, 74-8710; effective, T-88-25, July 15, 1987; amended, T-111-10-31-90, Oct. 19, 1990.)

**111-2-2a.** (Authorized by K.S.A. 1988 Supp. 74-8710; implementing K.S.A. 1988 Supp. 74-8708(a), 74-8710(g); effective, T-111-12-28-89, Dec. 21, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

## Article 3.—INSTANT GAME RULES

**111-3-12.** Determination of Instant Prize Winners. The following subparagraphs specify how an instant prize winner is determined for instant games:

(a) The player must remove or "scratch off" the removable layer of material covering the play area to reveal the play symbols and captions. If the designated number of play symbols match, the player wins the prize designated by the rules of the game.

(b) In any event, only the highest instant prize shall be paid on a given ticket.

(c) Once a player has collected a prize from a retailer, the player shall not be entitled to any other prize even if the prize paid by the retailer was less than the prize actually entitled to.

(d) Only play symbols are used for determination of entitlement to instant prizes. Play symbol captions, validation numbers, agent validation codes, book-ticket numbers, any portion of the display printing and any extraneous materials are not play symbols and shall not be usable or playable to win instant prizes.

(e) In all events, the determination of instant prize winners shall be subject to the general ticket validation requirements set forth in K.A.R. 111-3-13 and the requirements set forth on the back of each instant game ticket.

(f) An instant ticket is a bearer instrument. The prize payable for an instant ticket shall be paid to the holder thereof. The holder of a winning ticket shall sign his or her name on the back of the ticket.

(g) No particular prize may be paid more than once.

(h) All instant prizes must be claimed within 180 days following the termination of the game announced by the executive director. Any instant prize not claimed by such date and in the manner specified on the back of each ticket shall be forfeited. If a claim is to be mailed to the lottery, the envelope containing the winning ticket and the claim form, must be postmarked within the 180-day limit noted above.

(i) The right of any person to a prize shall not be assignable, except that payment of any prize may be paid to the estate of a deceased prize winner or to a person designated pursuant to an appropriate judicial order. (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-89-4, Jan. 21, 1988; amended, T-111-4-13-89, April 13, 1989; amended, T-111-3-14-90, March 2, 1990; amended, T-111-10-31-90, Oct. 19, 1990.)

**111-3-14.** Payment of Prizes. The procedures for payment of instant monetary prizes to the winners of the instant games are as follows:

(a) The executive director or his designee shall award the designated prize to the appropriate person as soon as it is determined that all laws, regulations, and rules have been adhered to.

(continued)

(b) Low-tier instant game prizes of \$25.00 or less shall be paid as follows:

(1) Present the ticket to the same retailer from whom the ticket was purchased. Upon receipt and validation of the ticket, the retailer shall immediately make payment for the prize to the claimant. If the retailer cannot validate the claim, the claimant shall fill out a claim form provided by the retailer and personally present or mail the completed form together with the ticket to Kansas lottery headquarters. If the claim is received and validated, then payment shall be made to the claimant by mail.

(2) Bring the ticket to any Regional office of the Kansas lottery during the hours that such office is open to the public for business. Upon receipt and verification of the claim, payment for such claim shall be made to the winner in the following manner:

(A) The prize for a validated free ticket winner redeemed in this manner shall be \$1.00 to be paid by the Kansas lottery.

(B) The prize for other validated low-tier winners redeemed in this manner shall be paid out of the lottery prize payment fund. Upon receipt and verification of the claim, the payment for the prize shall be mailed to the claimant.

(3) Mail the ticket with a completed claim form in any envelope other than an official "Grand Prize Draw" envelope to any office of the Kansas lottery. Claim forms can be obtained from any lottery instant game retailer or any office of the Kansas lottery. Upon receipt and verification of the claim, the payment for such claim shall be made to the winner in the following manner:

(A) The prize for a validated free ticket winner redeemed in this manner shall be \$1.00 which shall be paid by the Kansas lottery. Upon receipt and verification of the claim, the payment for the prize shall be mailed to the claimant.

(B) The prizes for other validated low-tier winners redeemed in this manner shall be paid out of the lottery prize payment fund. Upon receipt and verification of the claim, the payment for the prize shall be mailed to the claimant.

(c) Mid-tier game prizes in excess of \$25.00 but not exceeding \$599.99 shall be paid by any one of the following methods:

(1) Present the ticket to any authorized Kansas lottery retailer. Upon receipt and validation of the ticket the retailer may immediately make payment of the prize to the claimant. If the retailer chooses not to make the payment, the claimant shall claim the prize in another manner prescribed in these rules. On all mid-tier prizes not paid by the retailer, the winning ticket holder may elect to mail the winning ticket and claim form to the lottery. Claimant may request any Kansas lottery retailer to validate the claim by having the retailer call the lottery and validate the ticket. Although the ticket is validated, no authorization numbers will be provided the retailer when retailer is not paying the claim. No Kansas lottery retailer is entitled to any compensation for selling lottery tickets or shares, or paying claims, except as authorized by contract and rules and regulations adopted by the lottery commission.

(2) Bring the ticket to any office of the Kansas lottery during the hours that such office is open to the public

for business. Upon receipt and verification of the claim, the payment for the prize shall be mailed to the claimant.

(3) Mail the ticket with a completed claim form in any envelope other than an official "Grand Prize Draw" envelope to the Kansas lottery headquarters. Claim forms can be obtained from any lottery instant game retailer or any office of the Kansas lottery. Upon receipt and verification of the claim, the payment for the prize shall be mailed to the claimant.

(d) High tier instant game prizes in excess of \$599.99 shall be paid by any one of the following methods:

(1) Bring the ticket to any office of the Kansas lottery during the hours that such office is open to the public for business. Upon receipt and verification of the claim, the payment shall be made to the claimant by the executive director by any means deemed appropriate. On all high-tier claims, should the winning ticket holder elect to mail the winning ticket and claim form to the lottery, claimant may insure validation by requesting any Kansas lottery retailer to verify the claim by having the retailer call the lottery and validate the ticket. Although the ticket is validated, no authorization numbers will be provided the retailer since retailer is not paying a high-tier claim.

(2) Mail the ticket with a completed claim form in any envelope other than a "Grand Prize Draw" envelope to any office of the Kansas lottery. Claim forms may be obtained from any lottery instant game retailer or any office of the Kansas lottery. Upon receipt and verification of the claim, the payment shall be made to the claimant by the executive director by any means deemed appropriate. (Authorized by K.S.A. 1989 Supp. 74-8710(c); implementing K.S.A. 1989 Supp. 74-8710(c), 74-8712(a) and 74-8720(c); effective, T-89-4, Jan. 21, 1988; amended, T-89-7, Feb. 26, 1988; amended, T-111-7-7-88; amended, T-111-4-13-89, April 7, 1989; amended, T-115-12-28-89, Dec. 21, 1989; amended, T-111-4-26-90, April 6, 1990; amended, T-111-10-31-90, Oct. 19, 1990.)

#### Article 4.—INDIVIDUAL GAME RULES

##### RULES FOR INSTANT GAME NO. 12 "LICENSE TO WIN"

**111-4-153.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-6-7-89, June 2, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-154.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-6-7-89, June 2, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-155.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-6-7-89, June 2, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-156.** (Authorized by K.S.A. 1988 Supp. 74-8710(b) & (c); implementing K.S.A. 1988 Supp. 74-8710(b) & (c) and 74-8720; effective, T-111-6-7-89, June 2, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-157.** (Authorized by K.S.A. 1988 Supp. 74-8710(b) (c) & (i); implementing K.S.A. 1988 Supp. 74-8710(b) (c) & (i) and 74-8720; effective, T-111-6-7-89, June 2, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-158.** (Authorized by K.S.A. 1988 Supp. 74-

8710(b), (c) & (f); implementing K.S.A. 1988 Supp. 74-8710(b), (c) & (f) and 74-8720; effective, T-111-6-7-89, June 2, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-159.** (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) & (f); implementing K.S.A. 1988 Supp. 74-8710(b), (c) & (f) and 74-8720; effective, T-111-6-7-89, June 2, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-160.** (Authorized by K.S.A. 1988 Supp. 74-8710(b) & (c); implementing K.S.A. 1988 Supp. 74-8710(b) & (c) and 74-8720; effective, T-111-8-24-89, Aug. 18, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**RULES FOR INSTANT GAME NO. 13  
"BLACK JACK"**

**111-4-177.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-6-28-89, June 28, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-178.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-6-28-89, June 28, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-179.** (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) & (i); implementing K.S.A. 1988 Supp. 74-8710(b), (c) & (i) and 74-8720(b) & (d); effective, T-111-6-28-89, June 28, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-180.** (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) & (f); implementing 74-8710(b), (c) & (f); and 74-8720; effective, T-111-6-28-89, June 28, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**RULES FOR INSTANT GAME NO. 14  
"THE MONEY GAME"**

**111-4-181.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-8-24-89, Aug. 18, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-182.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-8-24-89, Aug. 18, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-183.** (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) & (i); implementing K.S.A. 1988 Supp. 74-8710(b), (c) & (i) and 74-8720(b) & (d); effective, T-111-8-24-89, Aug. 18, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-184.** (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) & (f); implementing 74-8710(b), (c) & (f); and 74-8720; effective, T-111-8-24-89, Aug. 18, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**INSTANT GAME NO. 15  
"LUCKY NUMBERS"**

**111-4-185.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-10-9-89, Sept. 29, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-186.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-10-9-89, Sept. 29, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-187.** (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) & (i); implementing K.S.A. 1988 Supp. 74-8710(b), (c) & (i) and 74-8720(b) & (d); effective, T-111-

10-9-89, Sept. 29, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-188.** (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) & (f); implementing 74-8710(b), (c) & (f), and 74-8720; effective, T-111-10-9-89, Sept. 29, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**RULES FOR INSTANT GAME NO. 16  
"INSTANT CELEBRATION"**

**111-4-189.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-10-9-89, Sept. 29, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-190.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-10-9-89, Sept. 29, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-191.** (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) & (i); implementing K.S.A. 1988 Supp. 74-8710(b), (c) & (i) and 74-8720(b) & (d); effective, T-111-10-9-89, Sept. 29, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-192.** (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) & (f); implementing 74-8710(b), (c) & (f), and 74-8720; effective, T-111-10-9-89, Sept. 29, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**RULES FOR INSTANT GAME NO. 17  
"HOLIDAY CASH"**

**111-4-193.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-10-9-89, Sept. 29, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-194.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-10-9-89, Sept. 29, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-195.** (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) & (i); implementing K.S.A. 1988 Supp. 74-8710(b), (c) & (i) and 74-8720(b) & (d); effective, T-111-10-9-89, Sept. 29, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-196.** (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) & (f); implementing 74-8710(b), (c) & (f), and 74-8720; effective, T-111-10-9-89, Sept. 29, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**RULES FOR INSTANT GAME NO. 18  
"MONEY TREE"**

**111-4-197.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-12-15-89, Dec. 8, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-198.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-12-15-89, Dec. 8, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-199.** (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) & (i); implementing K.S.A. 1988 Supp. 74-8710(b), (c) & (i) and 74-8720(b) & (d); effective, T-111-12-15-89, Dec. 8, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-200.** (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) & (f); implementing 74-8710(b), (c) & (f), and

(continued)

74-8720; effective, T-111-12-15-89, Dec. 8, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**RULES FOR INSTANT GAME NO. 19  
"SUPER 7S"**

**111-4-201.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-12-15-89, Dec. 8, 1989; amended, T-111-1-29-90, Jan. 19, 1990; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-202.** (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-12-15-89, Dec. 8, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-203.** (Authorized by K.S.A. 1988 Supp. 74-8710(b) & (c); implementing K.S.A. 1988 Supp. 74-8710(b) & (c) and 74-8720; effective, T-111-12-15-89, Dec. 8, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-204.** (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) & (f); implementing 74-8710(b), (c) & (f); and 74-8720; effective, T-111-12-15-89, Dec. 8, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

**RULES FOR INSTANT GAME NO. 20  
"JOKER'S WILD II"**

**111-4-205.** (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-3-14-90, March 2, 1990; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-206.** (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-3-14-90, March 2, 1990; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-207.** (Authorized by K.S.A. 1989 Supp. 74-8710(b), (c) & (i); implementing K.S.A. 1988 Supp. 74-8710(b), (c) & (i) and 74-8720(b) & (d); effective, T-111-3-14-90, March 2, 1990; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-208.** (Authorized by K.S.A. 1989 Supp. 74-8710(b), (c) & (f); implementing 74-8710(b), (c) & (f); and 74-8720; effective, T-111-3-14-90, March 2, 1990; revoked, T-111-10-31-90, Oct. 19, 1990.)

**RULES FOR INSTANT GAME NO. 21  
"GRAND SLAM"**

**111-4-209.** (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-4-26-90, April 6, 1990; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-210.** (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-4-26-90, April 6, 1990; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-211.** (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-111-4-26-90, April 6, 1990; revoked, T-111-10-31-90, Oct. 19, 1990.)

**111-4-212.** (Authorized by K.S.A. 1989 Supp. 74-8710(b), (c) & (f); implementing 74-8710(b), (c) & (f); and 74-8720; effective, T-111-4-26-90, April 6, 1990; revoked, T-111-10-31-90, Oct. 19, 1990.)

**RULES FOR INSTANT GAME NO. 28  
"BINGO"**

**111-4-237.** Name of Game. The Kansas Lottery shall

conduct an instant winner lottery game entitled "Bingo" commencing on December 20, 1990. The specific rules for the "Bingo" are contained in K.A.R. 111-3-1 *et seq.* and 111-4-237 through 111-4-240. (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-10-31-90, Oct. 19, 1990.)

**111-4-238. Definitions.** The following definitions shall apply to the "Bingo" instant lottery game:

(a) "Game 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 game symbols are printed in black ink in 10 pt. Archer. A game symbol appears in each of 25 play spots within the play area.

(b) "Game symbol captions" are the words or portions of words printed beneath each game symbol in the play area and are used to repeat or explain the game symbol. Game symbol and game symbol captions appear as follows:

**1. Play area**

1	9	16	24	31	39	46	54	61	69	
BB	BB	II	II	NN	NN	GG	GG	OO	OO	
2	10	17	25	32	40	47	55	62	70	FREE
BB	BB	II	II	NN	NN	GG	GG	OO	OO	TICKET
3	11	18	26	33	41	48	56	63	71	\$2.00
BB	BB	II	II	NN	NN	GG	GG	OO	OO	TWOS
4	12	19	27	34	42	49	57	64	72	5.00
BB	BB	II	II	NN	NN	GG	GG	OO	OO	FIVE
5	13	20	28	35	43	50	58	65	73	10.00
BB	BB	II	II	NN	NN	GG	GG	OO	OO	TEN
6	14	21	29	36	44	51	59	66	74	\$20
BB	BB	II	II	NN	NN	GG	GG	OO	OO	TWENTY
7	15	22	30	37	45	52	60	67	75	\$100
BB	BB	II	II	NN	NN	GG	GG	OO	OO	ONE-HUN
8		23		38		53		68		\$500
BB		II		NN		GG		OO		FIV-HUN

**FREE**

**2. Low tier prize levels.**

FREE	\$2.00	\$5.00	10.00	\$20
TICKET	TWOS	FIVE	TEN	TWENTY

**3. Mid tier prize levels.**

\$100	\$500
ONE-HUN	FIV-HUN

(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 than 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 five varying locations among the game symbols. The codes and their meanings are as follows: AA = FREE TICKET; DD = \$2.00; KK = \$5.00; BB = \$10.00; NN = \$20.00. (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-10-31-90, Oct. 19, 1990.)

1. Play area

1	9	16	24	31	39	46	54	61	69	
BB	BB	II	II	NN	NN	GG	GG	OO	OO	FREE
2	10	17	25	32	40	47	55	62	70	TICKET
BB	BB	II	II	NN	NN	GG	GG	OO	OO	\$2.00
3	11	18	26	33	41	48	56	63	71	TWO\$
BB	BB	II	II	NN	NN	GG	GG	OO	OO	\$5.00
4	12	19	27	34	42	49	57	64	72	FIVE
BB	BB	II	II	NN	NN	GG	GG	OO	OO	10.00
5	13	20	28	35	43	50	58	65	73	TEN
BB	BB	II	II	NN	NN	GG	GG	OO	OO	\$20\$
6	14	21	29	36	44	51	59	66	74	TWENTY
BB	BB	II	II	NN	NN	GG	GG	OO	OO	\$100\$
7	15	22	30	37	45	52	60	67	75	ONE-HUN
BB	BB	II	II	NN	NN	GG	GG	OO	OO	\$500\$
8	23		38		53		68			FIV-HUN
BB	II		NN		GG		OO			

FREE



2. Low tier prize levels.

FREE	\$2.00	\$5.00	10.00	\$20\$
TICKET	TWOS	FIVE	TEN	TWENTY

3. Mid tier prize levels.

\$100\$	\$500\$
ONE-HUN	FIV-HUN

(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 five varying locations among the game symbols. The codes and their meanings are as follows: AA = FREE TICKET; DD = \$2.00; KK = \$5.00; BB = \$10.00; NN = \$20.00. (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-10-31-90, Oct. 19, 1990.)

**111-4-239. 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 25 game symbols and captions. This game is fashioned after a typical bingo game. Each ticket play area will be divided into a 25-square grid. Each ticket will contain 18 different numbers between 1-75 in accordance with normal bingo numbers, B-1 through 15, I - 16 through 30, N - 31 through 45, G - 46 through 60, O - 61 through 75. The center box will always be "FREE." On each ticket, 6 of the 25 numbers will contain the letter K surrounded by a circle (logo) each representing a "chip" on the "called" numbers. If a player gets five (5) logos or four (4) logos and a "FREE" space in any row, column or diagonal, or four (4) logos in four corners, the player wins the prize in the "PRIZE BOX." No more than one (1) winning combination will appear on a winning ticket. (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-111-10-31-90, Oct. 19, 1990.)

**111-4-240. 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:

Prize Prize Symbol	Expected Number of Prizes in Game	Expected Value in Game
FREE TICKET	240,000	0
\$2.00 TWO\$	204,000	408,000
\$5.00 FIVE	120,000	600,000
\$10.00 TEN	24,000	240,000
\$20\$ TWENTY	12,000	240,000
\$100\$ ONE-HUN	360	36,000
\$500\$ FIV-HUN	72	36,000
	<u>600,432</u>	<u>\$1,560,000</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 74-8710(b), (c) & (f); and 74-8720; effective, T-111-10-31-90, Oct. 19, 1990.)

(continued)

Article 5.—KANSAS LOTTO AMERICA GAME RULES

111-5-18. Ticket Responsibility. (a) A ticket shall be owned by the holder of the ticket.

(b) If the signature of more than one person appears on the back of the ticket in the designated place, the lottery shall make payment to the person identified on the winner claim form. If all persons whose signatures appear in the appropriate space cannot identify one person to whom payment should be made, the lottery shall keep the prize until a determination of entitlement is made by the parties. In no event shall more than one person be entitled to a particular prize.

(c) The MUSL and Kansas lottery shall not be responsible for lost or stolen tickets. (Authorized by K.S.A. 1989 Supp. 74-8710; implementing K.S.A. 1988 Supp. 74-8710 and 74-8720; effective, T-89-4, Jan 21, 1988; amended T-111-10-31-90, Oct. 19, 1990.)

Article 9.—INDIVIDUAL PULL-TAB GAME RULES

RULES FOR PULL-TAB GAMES NO. 1 & 99 "OLD NO. NINE"

111-9-1. (Authorized by and implementing K.S.A. 1987 Supp. 74-8710 as amended by L. 1988, Ch. 366, §23; effective, T-111-9-30-88, Sept. 30, 1988; revoked, T-111-10-31-90, Oct. 19, 1990.)

111-9-2. (Authorized by and implementing K.S.A. 1987 Supp. 74-8710 as amended by L. 1988, Ch. 366, §23; effective, T-111-9-30-88, Sept. 30, 1988; revoked, T-111-10-31-90, Oct. 19, 1990.)

111-9-3. (Authorized by and implementing K.S.A. 1987 Supp. 74-8710(b), (c) & (i) as amended by L. 1988, Ch. 366, §23; implementing K.S.A. 1987 Supp. 74-8710(b), (c) and (i) as amended by L. 1988, Ch. 366, §23, and K.S.A. 1987 Supp. 74-8720(b) and (d) as amended by L. 1988, Ch. 314, §7; effective, T-111-9-30-88, Sept. 30, 1988; revoked, T-111-10-31-90, Oct. 19, 1990.)

111-9-4. (Authorized by K.S.A. 1987 Supp. 74-8710(b), (c) & (f) as amended by L. 1988, Ch. 366, §23; implementing K.S.A. 1987 Supp. 74-8710(b), (c) and (f) as amended by L. 1988, Ch. 366, §23, and K.S.A. 1987 Supp. 74-8720(b) and (d) as amended by L. 1988, Ch. 314, §7; effective, T-111-9-30-88, Sept. 30, 1988; revoked, T-111-10-31-90, Oct. 19, 1990.)

111-9-5. (Authorized by and implementing K.S.A. 1987 Supp. 74-8710 as amended by L. 1988, Ch. 366, §23; effective, T-111-9-30-88, Sept. 30, 1988; revoked, T-111-10-31-90, Oct. 19, 1990.)

111-9-6. (Authorized by and implementing K.S.A. 1987 Supp. 74-8710 as amended by L. 1988, Ch. 366, §23; effective, T-111-9-30-88, Sept. 30, 1988; revoked, T-111-10-31-90, Oct. 19, 1990.)

RULES FOR PULL-TAB GAMES NO. 3 "DUBLIN IRISH ROSE"

111-9-13. (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-2-10-89, Feb. 10, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

111-9-14. (Authorized by and implementing K.S.A.

1988 Supp. 74-8710; effective, T-111-2-10-89, Feb. 10, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

111-9-15. (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) and (i); implementing K.S.A. 1988 Supp. 74-8710(b), (c), (d) and (i); effective, T-111-2-10-89, Feb. 10, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

111-9-16. (Authorized by K.S.A. 1988 Supp. 74-8710(b), (c) and (f); implementing K.S.A. 1988 Supp. 74-8710(b), (c), and (f) and K.S.A. 1988 Supp. 74-8720; effective, T-111-2-10-89, Feb. 10, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

111-9-17. (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-2-10-89, Feb. 10, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

111-9-18. (Authorized by and implementing K.S.A. 1988 Supp. 74-8710; effective, T-111-2-10-89, Feb. 10, 1989; revoked, T-111-10-31-90, Oct. 19, 1990.)

Gerald F. Simpson  
Executive Director

Doc. No. 009914

(Published in the Kansas Register, November 15, 1990.)

Notice of Bond Sale  
\$3,655,000  
Public Building and Improvement Bonds  
Series 1991A  
of the  
City of Shawnee, Kansas  
(general obligations payable from  
unlimited ad valorem taxes)

Sealed Bids

Sealed bids will be received by the undersigned city clerk of the city of Shawnee, Kansas, on behalf of the governing body at the City Hall, 11110 Johnson Drive, Shawnee, KS 66203, until 6 p.m. C.S.T. Monday, November 26, 1990, for the purchase of \$3,655,000 principal amount of Public Building and Improvement Bonds, Series 1991A, of the city as hereinafter described. All bids will be publicly opened and read at said time and place and will be acted upon by the governing body at 7:30 p.m. C.S.T. on the same day. No oral or auction bids will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, dated January 1, 1991, and will become due serially on December 1 in the years as follows:

Year	Principal Amount
1991	\$75,000
1992	85,000
1993	100,000
1994	195,000
1995	205,000
1996	235,000
1997	250,000
1998	270,000
1999	290,000



2000	275,000
2001	290,000
2002	310,000
2003	330,000
2004	360,000
2005	385,000

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.

#### Redemption of Bonds Prior to Maturity

The city may elect on December 1, 1999, and on any interest payment date thereafter, to prepay bonds due on or after December 1, 2000. Redemption may be in whole or in part and if in part, at the option of the city and in such order as the city shall determine and within a maturity by lot as selected by the bond registrar. All prepayments will be at a price of par and accrued interest.

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

In the event of any such redemption, the city will give notice of its intention to redeem and pay said bonds on a specified date, the same being described by number, CUSIP identification number and maturity, said notice to be by United States registered or certified mail, postage prepaid, addressed to the registered owners of said bonds each of said notice to be mailed not less than 30 days prior to the date fixed for redemption. If any bond be called for redemption and payment as aforesaid, all interest on such bond will cease from and after the date for which such call is made, provided funds are available for its payment at the price hereinbefore specified.

#### Place of Payment and Bond Registration

The principal of and interest on the bonds will be payable in lawful money of the United States of America by check or draft of the Kansas State Treasurer (the paying agent and bond registrar). The principal of the bonds will be payable at maturity or upon earlier redemption to the registered owners upon presentation and surrender of the bonds at the office of the paying agent. Interest on the bonds will be paid by check or draft mailed by the paying agent to the registered owners thereof whose names are on the registration books of the bond registrar as of the 15th day of the month preceding each interest payment date. The bonds will be registered pursuant to a plan of registration approved by the city and the Kansas Attorney General. The bonds will be registered as fully registered certificated bonds.

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

The number and denominations of the bonds and the names, addresses and Social Security or taxpayer iden-

tification numbers of the registered owners shall be submitted in writing by the successful bidder to the city and bond registrar no later than 15 days after the sale date. In the absence of such information, the city will deliver one bond per maturity registered in the name of the successful bidder. The initial reoffering price to the public by the original purchaser shall be furnished to the city at least one week prior to the closing date. A certificate setting forth such initial reoffering price to the public shall be furnished to the city by the successful bidder at closing.

#### Conditions of Bids

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: The same rate shall apply to all bonds of the same maturity. Each interest rate specified shall be a multiple of  $\frac{1}{8}$  or  $\frac{1}{20}$  of 1 percent. No interest rate shall exceed the index of treasury bonds published by the *Credit Markets* (formerly *The Weekly Bond Buyer*) in New York, New York, on the Monday next preceding the day on which the bonds are sold, plus 2 percent. No rate specified shall be more than 1 percent lower than any rate specified for an earlier maturity of the bonds. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered, and no supplemental interest payment will be authorized.

#### Basis of Award

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

#### Authority, Purpose and Security

The purpose and authority for issuance of the bonds is:

1. To pay the cost of acquiring a site for, constructing, furnishing and equipping a building for a community center pursuant to K.S.A. 12-1737, which is designated as Project No. 3155, Shawnee Civic Center.
2. To pay the cost of the addition to, remodeling, furnishing and equipping of the Shawnee City Hall pursuant to K.S.A. 12-1736 and 12-1737, which is designated as Project No. 3152, City Hall Addition and Remodeling.
3. To pay the cost of the improvement of 75th Street from Pflumm Road to approximately 1,320 feet west of the center line of Pflumm Road and of 71st Street from 266 feet west of the center line of Pflumm Road to approximately 1,125 feet west of the center line of Pflumm Road pursuant to K.S.A. 12-6a01 *et seq.* and particularly K.S.A. 12-6a14, the general improvement and assessment law, which is design-

(continued)

nated as Project No. 3150-3151, 75th Street and 71st Street Improvement.

The bonds and the interest thereon will constitute general obligations of the city, payable from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the city.

**Qualified Tax-Exempt Obligations**

The city has designated the bonds as "qualified tax-exempt obligations" pursuant to Section 265 of the Tax Reform Act of 1986, which will permit financial institutions to deduct interest expenses allocable to the bonds to the extent permitted under prior law.

**Legal Opinion and Tax Exemption**

The bonds will be sold subject to the legal opinion of Burke, Williams, Sorensen & Garr, 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. Said opinion will also state that in the opinion of bond counsel, under existing law, assuming continued compliance by the city with the terms of the bond ordinance and with certain exceptions as set forth under the Tax Reform Act of 1986 and described in the official statement, the interest on the bonds is excludable from gross income for federal income tax purposes and is excludable from computation of Kansas adjusted gross income whether or not included in federal adjusted gross income.

**Delivery and Payment**

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder within 45 days after the date of sale at any mutually agreeable location in the continental United States. The successful bidder will also be furnished with a certified transcript of the proceedings evidencing the authorization and issuance of the bonds and the usual closing proofs, which will include a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity. Payment for the bonds shall be made in Federal Reserve funds received by the city not later than 1 p.m. C.S.T. on the day of settlement.

**Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America equal to \$40,000 payable to the order of the city. If a bid is accepted, said check will be deposited by the city, the amount of which will be deducted at settlement. If a bid is accepted but the city shall fail to deliver the bonds to the bidder in accordance with terms and conditions of this notice, the proceeds of said check will be returned to the bidder. If a bid is accepted but the bidder defaults in the performance of any of the terms and conditions of this notice of bond sale, the proceeds of such check will be retained by the city as and for liquidated damages. No interest will be paid upon the successful bidder's good faith check.

**CUSIP Numbers**

It is anticipated that CUSIP identification numbers will be printed on certificated bonds or assigned to uncerti-

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

**Bid Forms**

All bids must be made on forms that may be procured from the city clerk or the city's financial advisor. The city reserves the right to waive irregularities and to reject any and all bids.

**Submission of Bids**

Bids must be submitted in sealed envelopes addressed to the undersigned city clerk and marked "Bond Bid." Bids may be submitted by mail or delivered in person to the undersigned at city hall and must be received by the undersigned prior to 6 p.m. C.S.T. Monday, November 26, 1990.

**Assessed Valuation and Indebtedness**

The total assessed valuation of the taxable tangible property within the city for the year 1989 is as follows:

Equalized assessed valuation of taxable tangible property .....	\$173,127,361
Tangible valuation of motor vehicles ...	38,240,059
Equalized assessed tangible valuation for computation of bonded debt limitations .....	\$211,367,420

The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$29,330,000. Temporary notes in the principal amount of \$250,000 will be retired out of proceeds of the bonds.

**Rating**

An application for a rating of the bonds will be made to Moody's Investors Service, Inc., 99 Church St., New York, New York. If a rating is assigned, it will reflect only the opinion of Moody's. Any explanation of the significance of the rating may be obtained only from Moody's.

There is no assurance that a rating, if assigned, will continue for any given period of time, or that such rating will not be revised or withdrawn if, in the judgment of Moody's, circumstances so warrant. A revision or withdrawal of the rating may have an adverse effect on the market price of the bonds.

**Bond Insurance at Purchaser's Option**

If the bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of the bidder, the purchase of any such insurance policy or the issuance of any such commitment shall be at the sole option and expense of the purchaser of the bonds. Any increased costs of issuance of the bonds resulting from such purchase of insurance shall be paid by the purchaser, except that, if the city has requested and received a rating on the bonds from a rating agency, the city will pay that rating fee. Any other rating agency fees shall be the responsibility of the purchaser.

Failure of the municipal bond insurer to issue the policy after bonds have been awarded to the purchaser shall not

(Published in the Kansas Register, November 15, 1990.)

constitute cause for failure or refusal by the purchaser to accept delivery on the bonds.

**Official Statement**

The city has authorized the preparation of an official statement containing pertinent information relative to the bonds, and said official statement will serve as a nearly-final official statement within the meaning of Rule 15c2-12 of the Securities and Exchange Commission. For copies of the official statement and the official bid form or for any additional information prior to sale, any prospective purchaser is referred to the financial advisor of the city, Springsted, Incorporated, 85 E. 7th Place, Suite 100, Saint Paul, MN 55101-2143, (612) 223-3000.

The official statement, when further supplemented by an addendum or addenda specifying the maturity dates, principal amounts and interest rates of the bonds, together with any other information required by law, shall constitute a "Final Official Statement" of the city with respect to the bonds, as that term is defined in Rule 15c2-12. By awarding the bonds to any underwriter or underwriting syndicate submitting an official bid form therefor, the city agrees that, no more than seven business days after the date of such award, it shall provide without cost to the senior managing underwriter of the syndicate to which the bonds are awarded 25 copies of the official statement and the addendum or addenda described above. The city designates the senior managing underwriter of the syndicate to which the bonds are awarded as its agent for purposes of distributing copies of the final official statement to each participating underwriter. Any underwriter executing and delivering an official bid form with respect to the bonds agrees thereby that if its bid is accepted by the city: (i) it shall accept such designation, and (ii) it shall enter into a contractual relationship with all participating underwriters of the bonds for purposes of assuring the receipt by each such participating underwriter of the final official statement.

**Additional Information**

Additional information regarding the bonds may be obtained from the city clerk or from Springsted, Incorporated, financial advisor to the city, 85 E. 7th Place, Suite 100, Saint Paul, MN 55101-2143, (612) 223-3000.

Dated November 12, 1990.

City of Shawnee, Kansas  
 Nancy Hodges  
 City Clerk  
 Shawnee City Hall  
 11110 Johnson Drive  
 Shawnee, KS 66203  
 (913) 631-2500

Doc. No. 009956

**Notice of Bond Sale**  
**\$170,000**  
**City of Wellsville, Kansas**  
**General Obligation Bonds**  
**Series A, 1990**

**(Sewage Treatment Plant Project)**

**Sealed Bids**

Sealed bids for the purchase of \$170,000 principal amount of General Obligation Bonds, Series A, 1990 (Sewage Treatment Plant Project), of the city hereinafter described will be received by the undersigned, city clerk of the city of Wellsville, Kansas, on behalf of the governing body of the city at City Hall, 411 Main, Wellsville, until 7 p.m. C.S.T. Thursday, November 29, 1990.

All bids will be publicly opened and read at said time and place and will be acted upon by the city immediately thereafter. No oral or auction bids will be considered.

**Bond Details**

The bonds will consist of fully registered bonds without coupons in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated December 1, 1990, and will become due serially on December 1 in the years as follows:

Year	Principal Amount
1992	\$ 5,000
1993	10,000
1994	10,000
1995	10,000
1996	10,000
1997	10,000
1998	10,000
1999	10,000
2000	15,000
2001	15,000
2002	15,000
2003	15,000
2004	15,000
2005	20,000

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

**Place of Payment and Bond Registration**

The principal of and interest on the bonds will be payable in lawful money of the United States of America by check or draft of the Kansas State Treasurer, Topeka, Kansas (the paying agent and bond registrar). The principal of the bonds will be payable at maturity or upon earlier redemption to the registered owners upon presentation and surrender of the bonds at the office of the paying agent. Interest on the bonds will be paid by check or draft mailed by the paying agent to the persons in whose names the bonds are registered on the registration books maintained by the bond registrar at the close of business on the record date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date.

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

#### Redemption of Bonds Prior to Maturity

At the option of the city, bonds maturing on December 1, 2001, and thereafter will be subject to redemption and payment prior to maturity on December 1, 2000, and thereafter in whole or in part on any interest payment date (bonds of less than a single maturity to be selected by lot in multiples of \$5,000 principal amount by the paying agent and bond registrar in such equitable manner as it shall designate), at the principal amount thereof, plus accrued interest to the redemption date, without premium.

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

If the city shall elect to call any bond for redemption and payment prior to the maturity thereof, the city shall give written notice of its intention to redeem and pay said bonds on a specified date, the same being described by number and maturity, said notice to be mailed by United States registered or certified mail to the paying agent and bond registrar, and to the manager or managers of the underwriting account making the successful bid, each of said notices to be mailed at least 30 days prior to the redemption date. Thereafter, the paying agent and bond registrar will notify the owners of the bonds of the city's redemption call by United States mail, postage prepaid. If any bond be called for redemption and payment as aforesaid, all interest on such bond shall cease from and after the date for which call is made, provided funds are available for its payment at the price hereinbefore specified.

#### Conditions of Bids

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: The same rate shall apply to all bonds of the same maturity. Each interest rate specified will be a multiple of  $\frac{1}{8}$  or  $\frac{1}{20}$  of 1 percent. No interest rate shall exceed the index of treasury bonds published by the weekly *Muniweek*, f/k/a *Credit Markets*, in New York, New York, on the Monday next preceding the day on which the bonds are sold, plus 2 percent. No supplemental interest payments will be authorized. No bid of less than the principal amount of the bonds and accrued interest will be considered. Each bid shall specify the total interest cost to the city during the life of the bond issue on the basis of such bid, the premium, if any, offered by the bidder, and the net interest cost to the city on the basis of such bid. Each bid shall also specify the average annual net interest rate to the city on the basis of such bid. Bidders shall specify in the bid form the prices (exclusive of accrued interest), expressed as a dollar price, at which the bidder intends that each ma-

turity amount of the bonds shall be initially offered to the public (the initial reoffering prices).

#### Basis of Award

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

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

The bonds are being authorized and issued to permanently finance sewage treatment plant improvements to the city. The bonds will be general obligations of the city payable as to both principal and interest from ad valorem taxes, which may be levied without limitation upon all the taxable tangible property, real and personal, within the territorial limits of the city.

#### Internal Revenue Code of 1986

The Internal Revenue Code of 1986 imposes requirements on the city that must be met subsequent to the issuance of the bonds by the city and, as a result, the city will and does hereby covenant that it will diligently undertake those steps necessary to maintain the tax-exempt status of the bonds. The city's failure to comply with such requirements could adversely affect the tax-exempt status of the bonds. Purchasers of the bonds should be aware that should the bonds lose their status as tax-exempt obligations as a result of the city's failure to comply with such requirements, the bonds are neither callable nor will the rate of interest on the bonds be adjusted to reflect such circumstances.

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

The code also requires property and casualty insurance companies, for taxable years beginning on or after January

1, 1987, to reduce the amount of their deductible underwriting losses by a percentage of the amount of tax-exempt interest received or accrued on obligations acquired after August 7, 1986.

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

#### Legal Opinion

The bonds will be sold subject to the legal opinion of Nichols and Wolfe Chartered, Topeka, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city, printed on the bonds and delivered to the successful bidder when the bonds are delivered. Said opinion will also state that in the opinion of bond counsel, assuming continued compliance by the city with the provisions of the ordinance authorizing the issuance of the bonds and the code, under existing law, the interest on the bonds is exempt from federal income taxation. Interest on the bonds will also be excluded from the computation of Kansas adjusted gross income for taxable years commencing after December 31, 1987.

#### Delivery and Payment

The city will pay for printing the bonds and will deliver the bonds, without cost to the successful bidder, properly prepared, executed and registered, on or about December 20, 1990, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder. Said bidder will also be furnished with a certified transcript of the proceedings evidencing the authorization and issuance of the bonds and the usual closing documents, including a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity and a certificate regarding the completeness and accuracy of the official statement. Payment for the bonds shall be made in Federal Reserve funds immediately subject to use by the city. The denominations of the bonds and the names, addresses and Social Security or taxpayer identification numbers of the registered owners shall be submitted in writing by the successful bidder to the city and bond registrar not later than 5 p.m. C.S.T. on December 12, 1990. In the absence of such information, the city will deliver bonds in the denomination of each maturity registered in the name of the successful bidder.

The successful bidder shall furnish the city by 5 p.m. C.S.T. December 12, 1990, a certificate acceptable to the city's bond counsel to the effect that: (i) the successful bidder has made a bona fide public offering of the bonds at the initial reoffering prices, and (ii) a substantial amount of the bonds was sold to the public (excluding brokers and other intermediaries) at such initial reoffering prices. Such certificate shall state that: (1) it is made on the best knowledge, information and belief of the successful bidder, and (2) 10 percent or more in par amount of the bonds of each maturity was sold to the public at or below

the initial reoffering prices (such amount being sufficient to establish the sale of a "substantial amount" of the bonds).

#### Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$3,400 payable to the order of the city to secure the city from any loss resulting from the failure of the bidder to comply with the terms of the bid. No interest will be paid upon the deposit made by the successful bidder. Said check shall be returned to the bidder if the bid is not accepted. If a bid is accepted, said check shall be held by the city until the bidder shall have complied with all of the terms and conditions of this notice, at which time said check shall be returned to the successful bidder or deducted from the purchase price at the option of the city. If a bid is accepted but the city shall fail to deliver the bonds to the bidder in accordance with the terms and conditions of this notice, said check shall be returned to the bidder. If a bid is accepted but the bidder shall default in the performance of any of the terms and conditions of this notice, the proceeds of such check shall be forfeited to the city. The city reserves the right to pursue any consequential damages as a result of such default.

#### CUSIP Numbers

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

#### Bid Forms

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

#### Submission of Bids

Bids must be submitted in sealed envelopes addressed to the undersigned city clerk and marked "Proposal for the Purchase of General Obligation Bonds." Bids may be submitted by mail or delivered in person to the undersigned at city hall and must be received by the undersigned prior to 7 p.m. C.S.T. Thursday, November 29, 1990.

#### Date and Delivery of Preliminary and Final Official Statement

The city has authorized the preparation and disbursement of a preliminary official statement containing information relating to the bonds. The preliminary official statement comprises the final official statement required by Rule 15c2-12 of the Securities and Exchange Commission.

The preliminary official statement, when amended to include the interest rates specified by the underwriter and the price or yield at which the underwriter will reoffer the bonds to the public, together with any other

(continued)

(Published in the Kansas Register, November 15, 1990.)

**Notice of Bond Sale**  
**\$2,000,000**  
**Public Building Bonds, Series 1990A**  
**of the**  
**City of Shawnee, Kansas**  
**(general obligations payable from**  
**unlimited ad valorem taxes)**

information required by law, will constitute a "final official statement" with respect to the bonds as that term is defined in Rule 15c2-12. No more than seven business days after the date of the sale, the city will provide without cost to the purchaser such reasonable number of printed copies of the final official statement as such underwriter may request. Up to 25 copies of the official statement will be furnished without cost to the underwriter and further copies, if desired, will be made available at the underwriter's expense. If the sale of the bonds are awarded to syndicates, the city will designate the senior managing underwriter of the syndicates as its agent for purposes of distributing copies of the final official statement to each participating underwriter. Any underwriter executing and delivering a bid form with respect to the bonds agrees thereby that if its bid is accepted it shall accept such designation and shall enter into a contractual relationship with all participating underwriters for the purpose of assuring the receipt and distribution by each such participating underwriter of the final official statement.

The city will deliver to the underwriters on the date of delivery of the bonds a certificate executed by the mayor and the city clerk to the effect that the final official statement, as of the date of delivery of the bonds, does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements made, in the light of the circumstances in which they are made, not misleading.

Copies of the city's preliminary official statement relating to the bonds may be obtained from the city clerk or the city's financial advisor, J.O. Davidson & Associates, Inc., Attention: Jerry Rayl, 420 E. English, Suite B, P.O. Box 205, Wichita, KS 67201, (316) 265-9411.

**Assessed Valuation and Indebtedness**

The total assessed valuation of the taxable tangible property within the city for the year 1990 is \$4,210,585. The total general obligation bonded indebtedness of the city as of the date of the bonds, including the bonds, is \$851,185. In accordance with the financial advisor's agreement with the city, the financial advisor will be submitting a bid or participating in a group submitting a bid for the purchase of the bonds.

Dated November 14, 1990.

City of Wellsville, Kansas  
 Donna Reed  
 City Clerk  
 City Hall  
 Box 455  
 Wellsville, KS 66092  
 (913) 883-2296

Doc. No. 009955

**Sealed Bids**

Sealed bids will be received by the undersigned city clerk of the city of Shawnee, Kansas, on behalf of the governing body at the City Hall, 11110 Johnson Drive, Shawnee, KS 66203, until 6 p.m. C.S.T. Monday, November 26, 1990, for the purchase of \$2,000,000 principal amount of Public Building Bonds, Series 1990A, of the city as hereinafter described. All bids will be publicly opened and read at said time and place and will be acted upon by the governing body at 7:30 p.m. C.S.T. on the same day. No oral or auction bids will be considered.

**Bond Details**

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

Year	Principal Amount
1991	\$25,000
1992	50,000
1993	50,000
1994	75,000
1995	100,000
1996	120,000
1997	130,000
1998	140,000
1999	150,000
2000	160,000
2001	175,000
2002	185,000
2003	200,000
2004	210,000
2005	230,000

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.

**Redemption of Bonds Prior to Maturity**

The city may elect on December 1, 1999, and on any interest payment date thereafter, to prepay bonds due on or after December 1, 2000. Redemption may be in whole or in part, and if in part, at the option of the city and in such order as the city shall determine and within a maturity by lot as selected by the bond registrar. All prepayments will be at a price of par and accrued interest.

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

In the event of any such redemption, the city will give notice of its intention to redeem and pay said bonds on a specified date, the same being described by number, CUSIP identification number and maturity, said notice to be by United States registered or certified mail, postage prepaid, addressed to the registered owners of said bonds each of said notice to be mailed not less than 30 days prior to the date fixed for redemption. If any bond be called for redemption and payment as aforesaid, all interest on such bond will cease from and after the date for which such call is made, provided funds are available for its payment at the price hereinbefore specified.

#### Place of Payment and Bond Registration

The principal of and interest on the bonds will be payable in lawful money of the United States of America by check or draft of the Kansas State Treasurer (the paying agent and bond registrar). The principal of the bonds will be payable at maturity or upon earlier redemption to the registered owners upon presentation and surrender of the bonds at the office of the paying agent. Interest on the bonds will be paid by check or draft mailed by the paying agent to the registered owners thereof whose names are on the registration books of the bond registrar as of the 15th day of the month preceding each interest payment date. The bonds will be registered pursuant to a plan of registration approved by the city and the Kansas Attorney General. The bonds will be registered as fully registered certificated bonds.

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

The number and denominations of the bonds and the names, addresses and Social Security or taxpayer identification numbers of the registered owners shall be submitted in writing by the successful bidder to the city and bond registrar no later than 15 days after the sale date. In the absence of such information, the city will deliver one bond per maturity registered in the name of the successful bidder. The initial reoffering price to the public by the original purchaser shall be furnished to the city at least one week prior to the closing date. A certificate setting forth such initial reoffering price to the public shall be furnished to the city by the successful bidder at closing.

#### Conditions of Bids

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: The same rate shall apply to all bonds of the same maturity. Each interest rate specified shall be a multiple of  $\frac{1}{8}$  or  $\frac{1}{20}$  of 1 percent. No interest rate shall exceed the index of treasury bonds published by the *Credit Markets* (formerly *The Weekly Bond Buyer*) in New York, New York, on the Monday next preceding the day on which the bonds are sold, plus 2 percent. No rate specified shall be more than 1 percent lower than any rate specified for an earlier maturity of the bonds. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of

delivery will be considered, and no supplemental interest payment will be authorized.

#### Basis of Award

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

#### Authority, Purpose and Security

The purpose and authority for issuance of the bonds is to pay the cost of the addition to, remodeling, furnishing and equipping of the Shawnee City Hall pursuant to K.S.A. 12-1736 and 12-1737, which is designated as Project No. 3152, City Hall Addition and Remodeling.

The bonds and the interest thereon will constitute general obligations of the city, payable from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the city.

#### Qualified Tax-Exempt Obligations

The city has designated the bonds as "qualified tax-exempt obligations" pursuant to Section 265 of the Tax Reform Act of 1986, which will permit financial institutions to deduct interest expenses allocable to the bonds to the extent permitted under prior law.

#### Legal Opinion and Tax Exemption

The bonds will be sold subject to the legal opinion of Burke, Williams, Sorensen & Garr, 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. Said opinion will also state that in the opinion of bond counsel, under existing law, assuming continued compliance by the city with the terms of the bond ordinance and with certain exceptions as set forth under the Tax Reform Act of 1986 and described in the official statement, the interest on the bonds is excludable from gross income for federal income tax purposes and is excludable from computation of Kansas adjusted gross income whether or not included in federal adjusted gross income.

#### Delivery and Payment

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder within 45 days after the date of sale at any mutually agreeable location in the continental United States. The successful bidder will also be furnished with a certified transcript of the proceedings evidencing the authorization and issuance of the bonds and the usual closing proofs, which will include a certificate that there is no litigation pending or threatened at

(continued)

the time of delivery of the bonds affecting their validity. Payment for the bonds shall be made in Federal Reserve funds received by the city not later than 1 p.m. C.S.T. on the day of settlement.

**Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America equal to \$40,000 payable to the order of the city. If a bid is accepted, said check will be deposited by the city, the amount of which will be deducted at settlement. If a bid is accepted but the city shall fail to deliver the bonds to the bidder in accordance with terms and conditions of this notice, the proceeds of said check will be returned to the bidder. If a bid is accepted but the bidder defaults in the performance of any of the terms and conditions of this notice of bond sale, the proceeds of such check will be retained by the city as and for liquidated damages. No interest will be paid upon the successful bidder's good faith check.

**CUSIP Numbers**

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

**Bid Forms**

All bids must be made on forms that may be procured from the city clerk or the city's financial advisor. The city reserves the right to waive irregularities and to reject any and all bids.

**Submission of Bids**

Bids must be submitted in sealed envelopes addressed to the undersigned city clerk and marked "Bond Bid." Bids may be submitted by mail or delivered in person to the undersigned at city hall and must be received by the undersigned prior to 6 p.m. C.S.T. Monday, November 26, 1990.

**Assessed Valuation and Indebtedness**

The total assessed valuation of the taxable tangible property within the city for the year 1989 is as follows:

Equalized assessed valuation of taxable tangible property .....	\$173,127,361
Tangible valuation of motor vehicles ...	<u>38,240,059</u>
Equalized assessed tangible valuation for computation of bonded debt limitations .....	\$211,367,420

The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$25,675,000.

**Rating**

An application for a rating of the bonds will be made to Moody's Investors Service, Inc., 99 Church St., New York, New York. If a rating is assigned, it will reflect only the opinion of Moody's. Any explanation of the sig-

nificance of the rating may be obtained only from Moody's.

There is no assurance that a rating, if assigned, will continue for any given period of time, or that such rating will not be revised or withdrawn if, in the judgment of Moody's, circumstances so warrant. A revision or withdrawal of the rating may have an adverse effect on the market price of the bonds.

**Bond Insurance at Purchaser's Option**

If the bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of the bidder, the purchase of any such insurance policy or the issuance of any such commitment shall be at the sole option and expense of the purchaser of the bonds.

Any increased costs of issuance of the bonds resulting from such purchase of insurance shall be paid by the purchaser, except that, if the city has requested and received a rating on the bonds from a rating agency, the city will pay that rating fee. Any other rating agency fees shall be the responsibility of the purchaser.

Failure of the municipal bond insurer to issue the policy after bonds have been awarded to the purchaser shall not constitute cause for failure or refusal by the purchaser to accept delivery on the bonds.

**Official Statement**

The city has authorized the preparation of an official statement containing pertinent information relative to the bonds, and said official statement will serve as a nearly-final official statement within the meaning of Rule 15c2-12 of the Securities and Exchange Commission. For copies of the official statement and the official bid form or for any additional information prior to sale, any prospective purchaser is referred to the financial advisor of the city, Springsted, Incorporated, 85 E. 7th Place, Suite 100, Saint Paul, MN 55101-2143, (612) 223-3000.

The official statement, when further supplemented by an addendum or addenda specifying the maturity dates, principal amounts and interest rates of the bonds, together with any other information required by law, shall constitute a "Final Official Statement" of the city with respect to the bonds, as that term is defined in Rule 15c2-12. By awarding the bonds to any underwriter or underwriting syndicate submitting an official bid form therefor, the city agrees that, no more than seven business days after the date of such award, it shall provide without cost to the senior managing underwriter of the syndicate to which the bonds are awarded 25 copies of the official statement and the addendum or addenda described above. The city designates the senior managing underwriter of the syndicate to which the bonds are awarded as its agent for purposes of distributing copies of the final official statement to each participating underwriter. Any underwriter executing and delivering an official bid form with respect to the bonds agrees thereby that if its bid is accepted by the city: (i) it shall accept such designation, and (ii) it shall enter into a contractual relationship with all participating underwriters of the bonds for purposes of assuring the receipt by each such participating underwriter of the final official statement.

**Additional Information**

Additional information regarding the bonds may be ob-



tained from the city clerk or from Springsted, Incorporated, financial advisor to the city, 85 E. 7th Place, Suite 100, Saint Paul, MN 55101-2143, (612) 223-3000.

Dated November 12, 1990.

City of Shawnee, Kansas  
 Nancy Hodges  
 City Clerk  
 Shawnee City Hall  
 11110 Johnson Drive  
 Shawnee, KS 66203  
 (913) 631-2500

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 will conduct its annual meeting from 11 a.m. to 3 p.m. Friday, November 16, at the Colonial House, 140 N. Main, Hesston.

For additional information, contact Richard Hahn at (913) 532-7033.

Richard R. Hahn  
 Director

Doc. No. 009957

Doc. No. 009959

**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 1990 Index Supplement to the *Kansas Administrative Regulations*.

**AGENCY 1: DEPARTMENT OF  
 ADMINISTRATION**

Reg. No.	Action	Register
1-5-30	New	V. 9, p. 1387
1-9-5	Amended	V. 9, p. 837
1-16-8	Amended	V. 9, p. 379
1-16-18	Amended	V. 9, p. 1281
1-16-18	Amended	V. 9, p. 1347
1-16-18a	Amended	V. 9, p. 838
1-18-1a	Amended	V. 9, p. 329
1-18-1a	Amended	V. 9, p. 380

**AGENCY 4: BOARD OF AGRICULTURE**

Reg. No.	Action	Register
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. 199
4-7-800	Revoked	V. 9, p. 1359
4-7-801	Revoked	V. 9, p. 1359
4-7-802	Amended	V. 9, p. 1076
4-7-802	Amended	V. 9, p. 1359
4-7-803	Revoked	V. 9, p. 1359
4-7-903	Amended	V. 9, p. 1359
4-8-34	Amended	V. 9, p. 1359
4-8-40	Amended	V. 9, p. 1359
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

**AGENCY 5: BOARD OF AGRICULTURE—  
 DIVISION OF WATER RESOURCES**

Reg. No.	Action	Register
5-1-1	Amended	V. 9, p. 1539
5-5-7	New	V. 9, p. 1541
5-9-3	Amended	V. 9, p. 1541
5-22-1	Amended	V. 9, p. 1302
5-22-2	Amended	V. 9, p. 1302
5-22-4	Amended	V. 9, p. 1302
5-22-5	Amended	V. 9, p. 1303
5-22-7	Amended	V. 9, p. 1303
5-22-8	New	V. 9, p. 1303
5-22-9	New	V. 9, p. 1303
5-23-3	Amended	V. 9, p. 183

**AGENCY 7: SECRETARY OF STATE**

Reg. No.	Action	Register
7-23-4	Amended	V. 9, p. 1194
7-29-1	Amended	V. 9, p. 989
7-29-1	Amended	V. 9, p. 1074

**AGENCY 9: ANIMAL HEALTH  
 DEPARTMENT**

Reg. No.	Action	Register
9-2-1	Amended	V. 9, p. 328
9-13-4	New	V. 9, p. 624

**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
14-5-4	Amended	V. 9, p. 989
14-6-1	Amended	V. 9, p. 989
14-6-4	Amended	V. 9, p. 990
14-7-4	Amended	V. 9, p. 990
14-10-5	Amended	V. 9, p. 990
14-13-1	Amended	V. 9, p. 991
14-13-2	Amended	V. 9, p. 992
14-13-4	Amended	V. 9, p. 992
14-13-9	Amended	V. 9, p. 993
14-13-11	Amended	V. 9, p. 994
14-14-7	Amended	V. 9, p. 994
14-14-14	New	V. 9, p. 995
14-17-6	New	V. 8, p. 750
14-19-14	Amended	V. 9, p. 995
14-19-17	Amended	V. 9, p. 996
14-20-14	Amended	V. 9, p. 996
14-20-17	Amended	V. 9, p. 997
14-20-17	Amended	V. 9, p. 997
14-21-1	Amended	V. 9, p. 997
14-21-4	Amended	V. 9, p. 998
14-21-6	Amended	V. 9, p. 998
14-22-1	Amended	V. 9, p. 999
14-22-4	Amended	V. 9, p. 1000
14-22-12	Amended	V. 9, p. 1000
14-23-14	Revoked	V. 9, p. 1000

**AGENCY 22: STATE FIRE MARSHAL**

Reg. No.	Action	Register
22-1-1	Amended	V. 9, p. 1167
22-3-2	Amended	V. 9, p. 1168
22-4-1	Amended	V. 9, p. 1168
22-4-4	New	V. 9, p. 1168
22-7-1	Amended	V. 9, p. 1168
22-7-2	Amended	V. 9, p. 1168
22-7-3	Amended	V. 9, p. 1168
22-8-1	Amended	V. 9, p. 1168
22-10-3	Amended	V. 9, p. 1168
22-10-11	Amended	V. 9, p. 1358
22-10-13	Amended	V. 9, p. 1358
22-10-17	Amended	V. 9, p. 1170
22-11-6	Amended	V. 9, p. 1170
22-11-8	Amended	V. 9, p. 1170
22-15-7	Amended	V. 9, p. 1171
22-18-3	New	V. 9, p. 1172
22-20-1	Amended	V. 9, p. 1172

**AGENCY 23: DEPARTMENT OF  
 WILDLIFE AND PARKS**

Reg. No.	Action	Register
23-1-8	Revoked	V. 9, p. 704
23-1-12	Revoked	V. 9, p. 386
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
23-2-17	Revoked	V. 9, p. 1133
23-2-18	Revoked	V. 9, p. 704
23-2-19	Revoked	V. 9, p. 704
23-3-9	Revoked	V. 9, p. 1133
23-3-13	Revoked	V. 9, p. 1134
23-3-17	Revoked	V. 9, p. 1563
23-3-18	Revoked	V. 9, p. 1563

23-5-1 through 23-5-8	Revoked	V. 9, p. 386
23-6-1	Revoked	V. 9, p. 1134
23-6-6	Revoked	V. 9, p. 167
23-6-7	Revoked	V. 9, p. 1134
23-7-5	Revoked	V. 9, p. 167
23-7-7	Revoked	V. 9, p. 167
23-8-11	Revoked	V. 9, p. 1134
23-11-3	Revoked	V. 9, p. 1344
23-11-4	Revoked	V. 9, p. 1344
23-11-6	Revoked	V. 9, p. 1344
23-11-7	Revoked	V. 9, p. 1344
23-11-8	Revoked	V. 9, p. 1344
23-11-9	Revoked	V. 9, p. 1344
23-11-12	Revoked	V. 9, p. 1344
23-11-13	Revoked	V. 9, p. 1344
23-11-16	Revoked	V. 9, p. 1344
23-11-17	Revoked	V. 9, p. 1344
23-15-1	Revoked	V. 9, p. 1134
23-18-2	Revoked	V. 9, p. 1563
23-20-1	Revoked	V. 9, p. 1563

(continued)

AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT

Table with 3 columns: Reg. No., Action, Register. Rows include 25-4-1 Amended V. 9, p. 1342 and 25-4-4 Amended V. 9, p. 1343.

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Table with 3 columns: Reg. No., Action, Register. Rows include 28-1-2 Amended V. 9, p. 1644 and 28-51-108 Amended V. 9, p. 123.

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Table with 3 columns: Reg. No., Action, Register. Rows include 30-2-16 Amended V. 9, p. 1250 and 30-5-100 Amended V. 9, p. 941.

Table with 3 columns: Reg. No., Action, Register. Rows include 30-5-101 Amended V. 9, p. 119 and 30-22-33 New V. 9, p. 1619-1624.

Table with 3 columns: Reg. No., Action, Register. Rows include 30-51-1 through 30-51-5 Revoked V. 9, p. 198.

AGENCY 33: DEPARTMENT OF WILDLIFE AND PARKS

Table with 3 columns: Reg. No., Action, Register. Rows include 33-1-21 Revoked V. 9, p. 167 and 33-3-4 Revoked V. 9, p. 386.

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Table with 3 columns: Reg. No., Action, Register. Rows include 36-15-23 Amended V. 9, p. 1023 and 36-26-1 Amended V. 9, p. 1023.

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Table with 3 columns: Reg. No., Action, Register. Rows include 40-3-35 Amended V. 9, p. 1304 and 40-14-4 Amended V. 9, p. 304.

AGENCY 44: DEPARTMENT OF CORRECTIONS

Table with 3 columns: Reg. No., Action, Register. Rows include 44-6-101 Amended V. 9, p. 1424 and 44-11-135 New V. 9, p. 81, 82.

AGENCY 49: DEPARTMENT OF HUMAN RESOURCES

Table with 3 columns: Reg. No., Action, Register. Row includes 49-49-1 Amended V. 9, p. 706.

AGENCY 50: DEPARTMENT OF HUMAN RESOURCES— DIVISION OF EMPLOYMENT

Table with 3 columns: Reg. No., Action, Register. Row includes 50-2-21 Amended V. 9, p. 704.

AGENCY 60: BOARD OF NURSING

Table with 3 columns: Reg. No., Action, Register. Rows include 60-11-104a Amended V. 9, p. 406 and 60-11-108 Amended V. 9, p. 988.

**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

**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  
 68-2-12a Amended V. 9, p. 383  
 68-9-1 Amended V. 9, p. 384  
 68-20-20 Amended V. 9, p. 384

**AGENCY 74: BOARD OF ACCOUNTANCY**  
 Reg. No. Action Register  
 74-5-406 Amended V. 9, p. 1282  
 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  
 75-6-11 Amended V. 9, p. 988  
 75-6-24 Amended V. 9, p. 893  
 75-6-26 Amended V. 9, p. 625

**AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER**  
 Reg. No. Action Register  
 81-3-2 Amended V. 9, p. 83  
 81-5-6 Amended V. 9, p. 83

**AGENCY 82: STATE CORPORATION COMMISSION**  
 Reg. No. Action Register  
 82-1-201 Amended V. 9, p. 894  
 82-1-202 Amended V. 9, p. 895  
 82-1-204 Amended V. 9, p. 895  
 82-1-205 Amended V. 9, p. 896  
 82-1-206 Amended V. 9, p. 896  
 82-1-207 Amended V. 9, p. 896  
 82-9-1 Amended V. 9, p. 1359  
 82-9-3 Amended V. 9, p. 1360  
 82-9-5 Amended V. 9, p. 1360  
 82-9-6 Amended V. 9, p. 1360  
 82-9-8 Amended V. 9, p. 1361  
 82-9-14 Amended V. 9, p. 1361  
 82-9-16 Amended V. 9, p. 1361  
 82-9-24 Amended V. 9, p. 1362  
 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 84: PUBLIC EMPLOYEES RELATIONS BOARD**  
 Reg. No. Action Register  
 84-1-1 Amended V. 9, p. 943  
 84-1-2 Amended V. 9, p. 943  
 84-1-3 New V. 9, p. 943  
 84-1-4 New V. 9, p. 943  
 84-2-1 through Amended V. 9, p. 943-945  
 84-2-7 Amended V. 9, p. 945  
 84-2-9 Amended V. 9, p. 945  
 84-2-11 through Amended V. 9, p. 945-947  
 84-2-15 Amended V. 9, p. 945-947  
 84-3-1 through Amended V. 9, p. 948  
 84-3-6 Amended V. 9, p. 948  
 84-4-1 through Amended V. 9, p. 948, 949  
 84-4-5 Amended V. 9, p. 949  
 84-5-1 Amended V. 9, p. 950

**AGENCY 86: REAL ESTATE COMMISSION**  
 Reg. No. Action Register  
 86-1-10 Amended V. 9, p. 835

**AGENCY 88: BOARD OF REGENTS**  
 Reg. No. Action Register  
 88-20-1 through 88-20-11 New V. 9, p. 165-167

**AGENCY 91: DEPARTMENT OF EDUCATION**  
 Reg. No. Action Register  
 91-1-27b Amended V. 9, p. 1099  
 91-1-27c New V. 9, p. 1099  
 91-1-58 Amended V. 9, p. 1099  
 91-1-80 Amended V. 9, p. 1100  
 91-1-82 Amended V. 9, p. 1100  
 91-1-101 Revoked V. 9, p. 1101  
 91-1-106a through 91-1-106m New V. 9, p. 1101-1103  
 91-1-110 Revoked V. 9, p. 1103  
 91-1-123a New V. 9, p. 1103  
 91-1-132a Amended V. 9, p. 1103

**AGENCY 92: DEPARTMENT OF REVENUE**  
 Reg. No. Action Register  
 92-23-40 Amended V. 9, p. 1076  
 92-55-2a New V. 9, p. 1513

**AGENCY 100: BOARD OF HEALING ARTS**  
 Reg. No. Action Register  
 100-49-4 Amended V. 9, p. 108  
 100-49-4 Amended V. 9, p. 257

**AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD**  
 Reg. No. Action Register  
 102-1-13 Amended V. 9, p. 624  
 102-4-10 New V. 9, p. 1024

**AGENCY 109: EMERGENCY MEDICAL SERVICES BOARD**  
 Reg. No. Action Register  
 109-2-5 Amended V. 9, p. 1076  
 109-2-7 Amended V. 9, p. 1077  
 109-8-1 Amended V. 9, p. 1077  
 109-9-1 Amended V. 9, p. 1077  
 109-10-1 Amended V. 9, p. 1078  
 109-12-1 Amended V. 9, p. 1078

**AGENCY 110: DEPARTMENT OF COMMERCE**  
 Reg. No. Action Register  
 110-4-1 through 110-4-8 New V. 9, p. 1282-1284

**AGENCY 111: THE KANSAS LOTTERY**  
 Reg. No. Action Register  
 111-1-2 Amended V. 7, p. 1190  
 111-1-5 Amended V. 8, p. 586  
 111-2-2a New V. 9, p. 199  
 111-2-1 Amended V. 7, p. 1995  
 111-2-6 New V. 8, p. 134  
 111-2-7 Amended V. 8, p. 586  
 111-2-13 New V. 8, p. 1666  
 111-2-14 New V. 9, p. 30  
 111-3-1 Amended V. 9, p. 1566  
 111-3-9 Amended V. 8, p. 1085  
 111-3-10 through 111-3-31 New V. 7, p. 201-206  
 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  
 111-3-16 Amended V. 9, p. 1566  
 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  
 111-3-25 New V. 7, p. 1310  
 111-3-27 New 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  
 111-4-66 through 111-4-77 New V. 7, p. 207-209  
 111-4-96 through 111-4-114 New V. 7, p. 1606-1610  
 111-4-100 Amended V. 9, p. 1364  
 111-4-101 Amended V. 9, p. 1364  
 111-4-102 Amended V. 9, p. 1364  
 111-4-104 Amended V. 9, p. 1364  
 111-4-105 Amended V. 9, p. 1365  
 111-4-106 Amended V. 9, p. 1365  
 111-4-106a New V. 9, p. 1365  
 111-4-107 Amended V. 9, p. 1366  
 111-4-108 Amended V. 9, p. 1366  
 111-4-111 Amended V. 9, p. 1366  
 111-4-113 Amended V. 9, p. 1366  
 111-4-114 Amended V. 9, p. 1366  
 111-4-153 through 111-4-160 New V. 8, p. 970, 971  
 111-4-160 Amended V. 8, p. 1329  
 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  
 111-4-213 through 111-4-220 New V. 9, p. 728, 729  
 111-4-217 Amended V. 9, p. 986  
 111-4-221 through 111-4-224 New V. 9, p. 1197  
 111-4-225 through 111-4-228 New V. 9, p. 1366, 1367  
 111-4-229 through 111-4-236 New V. 9, p. 1566-1568  
 111-5-1 through 111-5-23 New V. 7, p. 209-213  
 111-5-9 through 111-5-15 Amended V. 8, p. 210, 211  
 111-5-11 Amended V. 9, p. 505  
 111-5-17 Amended V. 8, p. 211  
 111-5-19 Amended V. 8, p. 212  
 111-6-1 through 111-6-15 New V. 7, p. 213-217  
 111-6-1 Amended V. 9, p. 1568  
 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  
 111-6-17 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. 986

(continued)

111-7-4	Amended	V. 9, p. 1367
111-7-5	Amended	V. 9, p. 986
111-7-6	Amended	V. 9, p. 987
111-7-9	Amended	V. 9, p. 1569
111-7-11	Amended	V. 9, p. 987
111-7-12		
through		
111-7-32	New	V. 7, p. 1194-1196
111-7-33		
through		
111-7-43	New	V. 7, p. 1197, 1198
111-7-33a	New	V. 8, p. 300
111-7-44		
through		
111-7-54	New	V. 9, p. 1367-1370
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
112-5-1	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

112-6-6	Amended	V. 9, p. 155
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
112-10-4	Amended	V. 9, p. 160
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
112-12-2	Amended	V. 9, p. 164
112-12-4	Amended	V. 9, p. 164
112-15-1		
through		
112-15-7	New	V. 9, p. 1074, 1075
112-15-1		
through		
112-15-7	New	V. 9, p. 1346, 1347

**AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS**

Reg. No.	Action	Register
115-2-1	Amended	V. 9, p. 1564
115-2-4	New	V. 9, p. 951
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
115-4-9	New	V. 9, p. 1135
115-4-10	Amended	V. 9, p. 1135
115-4-11	New	V. 9, p. 1135
115-5-1	New	V. 9, p. 167
115-5-2	New	V. 9, p. 168

115-6-1	New	V. 9, p. 168
115-7-3	New	V. 9, p. 1135
115-7-5	Amended	V. 9, p. 951
115-7-6	New	V. 9, p. 1135
115-8-2	New	V. 9, p. 391
115-8-9	New	V. 9, p. 169
115-8-21	New	V. 9, p. 169
115-10-1		
through		
115-10-8	New	V. 9, p. 391, 392
115-16-1		
through		
115-16-4	New	V. 9, p. 1135-1137
115-17-1		
through		
115-17-5	New	V. 9, p. 1137-1139
115-17-6		
through		
115-17-9	New	V. 9, p. 1564, 1565
115-20-1	New	V. 9, p. 951
115-20-2	New	V. 9, p. 1139
115-20-3	New	V. 9, p. 1140
115-30-2		
through		
115-30-8	New	V. 9, p. 1344, 1345

**AGENCY 116: STATE FAIR BOARD**

Reg. No.	Action	Register
116-2-1	Amended	V. 9, p. 1022

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Pages 906-1012	
<b>IN THIS ISSUE</b>	
Legislative Interim Committee Schedule	Page 906
Private Industry Council	
Notice of Meeting	907
Secretary of State	
Usury Rate for June	907
Department of Human Resources—Division of Workers' Compensation	
Notice of Hearing on Proposed Administrative Regulations	907
Rehabilitation Services Advisory Committee	
Notice of Meeting	907
State Emergency Response Commission	
Notice of Meeting	908
Department of Administration	
Notice of Commencement of Negotiations for Architectural and Engineering Services	908
Notice to Bidders for State Purchases	908
Attorney General	909
Opinions No. 87-80 through 87-84	1000

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