



Kansas Register

Bill Graves, Secretary of State

Vol. 10, No. 35 August 29, 1991 Pages 1259-1304

In this issue . . .	Page
Executive appointments.....	1260
Social and Rehabilitation Services	
Notice of hearing on proposed administrative regulations.....	1261
University of Kansas	
Notice to bidders.....	1261
Office of the Securities Commissioner	
Correction notice concerning permanent regulation.....	1261
State Conservation Commission	
Notice of meeting.....	1262
Notice to bidders for state purchases.....	1262
Wichita State University	
Notice to bidders.....	1263
Department of Transportation	
Notice to contractors.....	1263
Notice of public auction.....	1264
State Banking Board	
Notice of meeting.....	1264
State Fair Board	
Notice of meeting.....	1264
Department of Health and Environment	
Notices concerning Kansas water pollution control permits.....	1264, 1266
Kansas State University	
Notice to bidders.....	1266
Supreme Court docket.....	1268
Legislative interim committee schedule.....	1271
Notice of Bond Sale	
City of Lawrence.....	1272
Sedgwick County.....	1272
City of Shawnee.....	1274
City of Wichita.....	1277
City of Garden City.....	1278
Notice of Bond Redemption	
City of Topeka.....	1279
City of Wakefield.....	1280
Finney County.....	1280
City of Norwich.....	1281
Geary County.....	1282
Shawnee County.....	1282, 1283
Riley County.....	1283
Sedgwick County.....	1284
Temporary Administrative Regulations	
Department on Aging.....	1285
Social and Rehabilitation Services.....	1288
Index to administrative regulations.....	1302

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 officers are listed in the Directory of County Officers. Both directories are published by the Secretary of State's office.

The following appointments were filed August 19-23:

Clay County Attorney

Ronald L. Hodgson, 3015 Meadowlark Lane, Great Bend 67530. Term expires when a successor is elected and qualifies according to law. Succeeds John F. Bosch.

Advisory Council on Aging

Ruben C. Garibay, Route 1, Penalosa 67121. Term expires June 30, 1992. Succeeds Dr. Herbert Doubek, resigned.

Commission on Autism

Robert Carrick, 2310 N. Charlotte, Wichita 67220. Serves at the pleasure of the Governor. Succeeds Al Nemeč, resigned.

Capitol Area Plaza Authority

Marc Lahr, Topeka/Shawnee County Metropolitan Planning Commission, 820 Quincy, Suite 512, Topeka 66612. Term expires July 1, 1995. Reappointment.

Kansas Commission on the Deaf and Hearing Impaired

Deborah J. Walker, Public Member, 3008 W. 28th, Lawrence 66047. Effective November 1, 1991. Term expires October 31, 1994. Succeeds Janet Wright.

Kansas Film Services Commission

Dr. Barbara Ballard, Acting Dean of Student Life, Emily Taylor Women's Resource Center, 115 Strong Hall, University of Kansas, Lawrence 66045. Appointed by the Senate Minority Leader.

Information Network of Kansas, Inc.

Leroy Gattin, Public Libraries Representative, 2519 E. 45th, Hutchinson 67502. Term expires September 30, 1994. Reappointment.

South Central Kansas Library System

Mildred Barr, Harper County Appointee, Route 3, Box 106, Harper 67058. Term expires June 30, 1993. Succeeds Helen Olivier.

Sharon Olmstead, Cowley County Appointee, Route 3, Box 129A, Winfield 67156. Term expires June 30, 1993. Succeeds Janet Wittington, resigned.

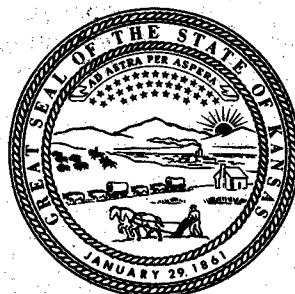
Bill Graves
Secretary of State

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

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

© Kansas Secretary of State 1991. Reproduction of this publication in its entirety or for commercial purposes is prohibited without prior permission. Official enactments of the Kansas Legislature and proposed and adopted administrative regulations of state agencies may be reproduced in any form without permission.

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



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

State of Kansas

Social and Rehabilitation Services

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 9 a.m. Tuesday, October 1, in the SRS Staff Development conference room, 300 S.W. Oakley, Topeka, to consider the adoption of proposed changes in existing rules and regulations on a temporary basis. This 30-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to the Secretary of Social and Rehabilitation Services, Room 603-N, Docking State Office Building, 915 Harrison, Topeka 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

These regulations are proposed for adoption and are scheduled to become effective upon approval by the State Rules and Regulations Board. A summary of proposed regulations and their economic impact follows.

Article 5.—PROVIDER PARTICIPATION, SCOPE OF SERVICES, AND REIMBURSEMENTS FOR THE MEDICAID (MEDICAL ASSISTANCE) PROGRAM

30-5-116. Scope of rehabilitation services. This regulation is being amended to add coverage of long-term head injury rehabilitation rendered by a head injury rehabilitation facility.

Economic Impact: Estimated increased expenditure of \$422,600 (\$174,280 state general funds).

30-5-116a. Reimbursement for rehabilitation services. This regulation is being amended to add long-term head injury rehabilitation to the services paid pursuant to a negotiated contract.

Economic Impact: See the economic impact statement for K.A.R. 30-5-116.

Copies of the regulations and their economic impact statements may be obtained from the Office of the Secretary, Room 603-N, Docking State Office Building, Topeka 66612, (913) 296-3969.

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

Donna Whiteman
Secretary of Social and
Rehabilitation Services

Doc. No. 011003

State of Kansas

University of Kansas

Notice to Bidders

Sealed bids for items listed below will be received by the University of Kansas Purchasing Office, Lawrence, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (913) 864-3416 or FAX (913) 864-3454 for additional information.

Monday, September 9, 1991

RFQ #92 0218

Portable automated water samplers,
with software and suppliesGene Puckett, L.C.P.M.
Director of Purchasing

Doc. No. 011017

State of Kansas

Office of the Securities Commissioner

Correction Notice Concerning Permanent
Administrative Regulation

The following regulation, K.A.R. 81-5-8, which was published in the August 22 Kansas Register, contained a typographical error in which section (d) was listed as section (e). The regulation is being reprinted in its entirety.

81-5-8. Exemption filing fees. The following fees shall be remitted with filings requesting exemptions from securities registration or interpretive opinions:

(a) A fee of \$100 with each filing required for compliance with the uniform limited offering exemption as specified in K.A.R. 81-5-6;

(b) a fee of \$100 with each filing required by K.S.A. 17-1261(m)(3), except that no fee shall be required for secondary trading of securities registered in Kansas if the final sales report required by K.S.A. 17-1259(a) has been filed in compliance with K.A.R. 81-9-1;

(c) a fee of \$100 with each notice filed in connection with offers to existing security holders as may be required by K.S.A. 17-1262(i);

(d) a fee of \$100 with each notice filed in connection with merger or reorganization transactions as required by K.S.A. 17-1262(1); and

(e) a fee of \$100 with each request for a no-action letter or interpretive opinion letter from the commissioner or staff. (Authorized by K.S.A. 17-1270(f); implementing K.S.A. 17-1259; effective, T-88-29, Aug. 19, 1987; amended May 1, 1988; amended Oct. 7, 1991.)

James Parrish
Securities Commissioner

State of Kansas

State Conservation Commission

Notice of Meeting

The State Conservation Commission will meet at 9:30 a.m. Monday, September 9, at the State Conservation Commission office, Room 500, 109 W. 9th, Topeka. A copy of the agenda may be obtained by contacting Donna Meader, (913) 296-3600.

Kenneth F. Kern
Executive Director

Doc. No. 011004

State of Kansas

Department of Administration
Division of Purchases

Notice to Bidders

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

Monday, September 9, 1991

28571

Statewide—Multiplexers

89591

Kansas Correctional Industries—Aluminum chromate treated sheets

89592

Kansas Bureau of Investigation—Ammo

89593

Kansas State University—486/33MHZ microcomputers

89645

University of Kansas—Paper, printing and binding

Tuesday, September 10, 1991

27557

Kansas State University—October (1991) meat products

89599

Kansas State University—Soybean meal

89602

Division of Printing—Three-knife trimmer

89657

Adjutant General's Department—Replace heating and air conditioning, Nickell Barracks, Salina

Wednesday, September 11, 1991

27348

Statewide—Office supplies

28572

University of Kansas Medical Center—UPS maintenance

89606

Adjutant General's Department—Furnish all labor and materials for rehabilitation of indoor range

89607

Adjutant General's Department—Furnish and install concrete wash platform, Salina

89608

Adjutant General's Department—Furnish and install overhead door operator, Fort Riley

89618

Kansas State University, Salina College of Technology—486/25MHZ microcomputers

Thursday, September 12, 1991

A-6653

Kansas State School for the Visually Handicapped—Remove underground petroleum storage tanks

A-6747

Wichita State University—Campus sidewalk repair

28562

Various state agencies—Cigarette tobacco

89629

Fort Hays State University—Voice recognition system

89630

Kansas State University—Ethernet equipment

89635

Winfield State Hospital and Training Center—Dryer

Friday, September 13, 1991

89646

Kansas State University—Microcomputers, printer and accessories

89648

Department of Wildlife and Parks—Carpet, Pratt

Monday, September 16, 1991

27005

Department of Revenue—Reflective sheeting

89603

Adjutant General's Department—Asphalt paving

Tuesday, September 17, 1991

A-6711

University of Kansas Medical Center—Biochemistry HVAC modifications—fourth floor, Wahl Hall West

Thursday, September 26, 1991

A-6619

Lansing Correctional Facility—"C" cellhouse piping improvements

Request for Proposals

Monday, September 16, 1991

28578

Sex offender aftercare and counseling for parolees for the Department of Corrections at Topeka

Tuesday, September 17, 1991

28580

Alcohol and drug abuse treatment for the Department of Corrections at El Dorado

Leo E. Vogel
Acting Director of Purchases

Doc. No. 011013

State of Kansas

Wichita State University

Notice to Bidders

The Wichita State University is accepting bids on the following item:

Power Node Monitors

Quotation #920093-1

Closing September 9, 1991.

Bids must be submitted to The Wichita State University, Office of Purchasing, Morrison Hall, Room 021, 1845 N. Fairmount, Wichita 67208, by 2 p.m. C.D.T. on the above specified closing date. Please refer to the above quotation number on all correspondence. For additional information contact the Office of Purchasing, (316) 689-3080.

Gary D. Link
Director of Purchasing

Doc. No. 011010

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, KDOT, Topeka, until 10 a.m. C.D.T. September 19, 1991, and then publicly opened:

District One—Northeast

Atchison—3 C-2740-01—County road, 5.7 miles south and 4.0 miles east of Atchison, then east, 0.1 mile, grading and bridge. (Federal Funds)

Brown—7 C-2768-01—County road, 1.0 mile south of Robinson, then north 0.1 mile, grading, surfacing and bridge. (Federal Funds)

Shawnee—89 C-2758-01—Intersection of U.S. 75 and Heartland Parkway 0.4 mile, grading and surfacing. (Federal Funds)

District Three—Northwest

Norton—283-69 K-4028-01—U.S. 283, North Fork Solomon River bridge 15, 3.6 miles north of the Graham/Norton county line, bridge replacement. (Federal Funds)

Trego—70-98 K-4722-01—I-70, from the junction of I-70 and U.S. 283, east to the Trego/Ellis County line, 16.6 miles, crack repair. (State Funds)

District Four—Southeast

Labette—50 C-2681-01—County road, 2.0 miles south and 2.0 miles east of Altamont, then east, 0.2 mile, grading and bridge. (Federal Funds)

District Five—Southcentral

Barber—2-4 K-4482-01—K-2, Medicine River bridge 31, 2.1 miles northeast of K-8, bridge painting. (State Funds)

Cowley—15-18 K-4485-01—K-15, Stewart Creek bridge 61, 4.0 miles west of the north junction of U.S. 77, bridge overlay. (State Funds)

Cowley—166-18 K-4518-01—U.S. 166, Arkansas River bridge 37, Walnut River bridge 39 in Arkansas City, bridge painting. (State Funds)

Ness—68 C-2705-01—County road, 3.0 miles north and 3.8 miles west of Ness City, then west, 0.2 mile, grading and bridge. (Federal Funds)

Pratt—76 C-2803-01—County road, 4.0 miles east and 0.2 mile north of Pratt, then east, 0.3 mile, grading and bridge. (Federal Funds)

Reno—96-78 K-4512-01—K-96, bridges 59, 60 and 61, south of 5th Avenue in Hutchinson, bridge repair. (State Funds)

Rush—83 C-1861-01—County road, 1.5 miles south of Bison, then east, 0.1 mile, bridge replacement. (Federal Funds)

Rush—83 C-2778-01—County road, 0.5 mile west of U.S. 183 and 1.0 mile south of Liebenthal, then east, 0.2 mile, grading surfacing and bridge. (Federal Funds)

Reno/Sedgwick—106 K-4654-01—K-61 in Reno County, bridge 49 and I-235 in Sedgwick County, bridge 65 and 66, bridge painting. (State Funds)

Sumner—55-96 K-4500-01—K-55, Arkansas River bridge 116, 7.6 miles east of U.S. 81, bridge painting. (State Funds)

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

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

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

Michael L. Johnston
Secretary of Transportation

Doc. No. 011000

State of Kansas

Department of Transportation

Notice of Public Auction

The Kansas Secretary of Transportation will offer for sale at public auction at site the following improvements:

Tract 5—Shawnee County (3939 N.W. 66th, Topeka), Project 75-89 K 2866-01/F 063-3(56), described as follows: 1,352 sq. ft. A-frame house with 3 bdrm. and 2 baths, 1,438 sq. ft. metal building and a 250 sq. ft. outbuilding.

Tract 1—Jackson County (approximately 1/4 mile north of 94th Street on U.S. 75), Project 75-43 K 2446-01, Pt. 1, described as follows: 1,392 sq. ft. 1 1/2 story frame house with 3 bdrm. and 1 bath, plus a 450 sq. ft. detached 2-car garage.

Tract 5 will be auctioned at 10 a.m. October 3 and Tract 1 will be auctioned at 1 p.m. October 3. Prior inspection of both tracts will be at 10 a.m. September 24.

The successful bidders will be required to remove the structures from the right of way on or before November 4. A performance bond of \$2,500 must be posted on the day of the sale for Tract 5 and a performance bond of \$1,500 must be posted for Tract 1 as a guarantee of removal of the structures. Any item not removed from the right of way on or before the specified date shall revert to and become the property of the Kansas Department of Transportation. The purchasers shall have no right, title, interest or claim to or lien upon said remaining items or part thereof, nor any claim against the Department of Transportation for the sale price paid after said date. The purchasers shall not permit use or occupancy of said structures pending removal from highway right of way.

The Kansas Department of Transportation ensures the acceptance of any bid pursuant to this notice will be without discrimination on the grounds of sex, race, color, religion, physical handicap or national origin.

Terms of the sale are money order or certified or cashier's check for full price. Make check payable to "Secretary of Transportation." The purchasers will receive a bill of sale.

The seller reserves the right to reject any and all bids and is not responsible for accidents. For additional information, contact Beverly Lee or Pamela Wolf, Bureau of Right of Way, Kansas Department of Transportation, (913) 296-3501.

Michael L. Johnston
Secretary of Transportation

Doc. No. 011005

State of Kansas

State Banking Board

Notice of Meeting

The State Banking Board will meet at 9:30 a.m. Monday, September 16, 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.*

Frank D. Dunnick
State Bank Commissioner

Doc. No. 011012

State of Kansas

State Fair Board

Notice of Meeting

The State Fair Board will meet during the Kansas State Fair, September 6-15, in Hutchinson. The opening meeting will begin at 1 p.m. Friday, September 6, in the administration office on the fairgrounds. For additional information, contact Deana Novak at (316) 662-6611.

Deana K. Novak
Administrative Officer

Doc. No. 011007

State of Kansas

Department of Health
and EnvironmentNotice 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 the 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 Kansas water pollution control facility and/or a national pollutant discharge elimination system permit.

Name and Address of Applicant	Legal Description	Receiving Water
Belden Farms Gary Belden Route 4 Beloit, KS 67420	NW/4 Section 11, Township 8S, Range 7W, Mitchell County, Kansas	Solomon River Basin

Kansas Permit No. A-SOMC-S020

The proposed facility will have capacity for approximately 350 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: Lagoon dewatering equipment shall be obtained through purchase or a written rental agreement if the wastewater reaches within 3.2 feet of the top-of-berm (elevation 90.8 feet on the approved plans). The equipment shall be capable of handling 18,000 gallons per day.

Name and Address of Applicant	Legal Description	Receiving Water
K.R.B. Pork Inc. Keith Winter P.O. Box 6, 100 Penn. Ave. Palmer, KS 66962	SW/4 Section 11, Township 5S, Range 2E, Washington County, Kansas	Lower Republican River Basin

Kansas Permit No. A-LRWS-S025

The proposed facility will have capacity for approximately 2,000 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 for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas of application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Name and Address of Applicant	Legal Description	Receiving Water
Solomon Valley Swine Steven L. Cox Route 2, Box 10 Long Island, KS 67647	SW/4 Section 10, Township 7S, Range 13W, Osborne County, Kansas	Solomon River Basin

Kansas Permit No. A-SOQB-H001 Federal Permit No. KS-0088315
The proposed expanded facility will have capacity for approximately 3,700 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 for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas of application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Name and Address of Applicant	Legal Description	Receiving Water
Upland Pork Steven L. Cox Route 2, P.O. Box 10 Long Island, KS 67467	NW/4 Section 1 Township 1S, Range 21W, Norton County Kansas	Upper Republican River Basin

Kansas Permit No. A-URNT-H001 Federal Permit No. KS-0088323
The proposed facility will have capacity for approximately 14,000 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: None, proposed controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Bruce and Norman Wenderlin	NE/4 Section 12, Township 2S,	Upper Republican River Basin

Route 1, Box 17
Herndon, KS 67739

Range 31W,
Rawlins County,
Kansas

Kansas Permit No. A-URRA-S008

The existing facility will have capacity for approximately 400 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:

- (1) A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas of application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.
- (2) Should wastewater level in the second cell lagoon exceed two and one-half feet depth, dewatering equipment shall be acquired through purchase or written rental agreement.

Name and Address of Applicant	Legal Description	Receiving Water
Debbie Woellhof Route 2 Clay Center, KS 67432	SE/4 Section 29, Township 8S, Range 3E, Clay County, Kansas	Lower Republican River Basin

Kansas Permit No. A-LRCY-S032

The proposed facility will have 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 copy of written agreement for services to haul and/or pump excess wastewater from the waste retention structure must be submitted to this department before the wastewater level in the structure exceeds the 3.0 feet deep (4.0 feet from top of berm) and prior to December 1, 1991.

Written comments on the proposed permits may be submitted to Angela Buie, Bureau of Water, Industrial Programs Section, Kansas Department of Health and Environment, Forbes Field, Topeka 66620-0001. All comments received prior to September 28 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate application number (KS-AG-91-83/78) 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.

Azzie Young
Secretary of Health
and Environment

Doc. No. 011025

State of Kansas

Kansas State University

Notice to Bidders

Sealed bids for the item 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 or FAX (913) 532-5632 for additional information.

Wednesday, September 11, 1991

#20021
Spiral plater

William H. Sesler
Director of Purchasing

Doc. No. 011022

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 Ashland P.O. Box 547 Ashland, KS 67831	Cimarron River via Bear Creek	Secondary wastewater treatment facility
Clark County, Kansas Kansas Permit No. M-CI01-0001 Fed. Permit No. KS-0030571 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.		
Coastal Derby Refining Company P.O. Box 751 El Dorado, KS 67042	Walnut River	Process and stormwater
Butler County, Kansas Kansas Permit No. I-WA09-P001 Fed. Permit No. KS-0000205 Description of Facility: This is a petroleum refinery producing fuels, asphalt, and lubricating oils. This is an existing permit and the previous limitations have been modified. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).		

Name and Address of Applicant	Waterway	Type of Discharge
City of Derby City Clerk City Hall Derby, KS 67037	Arkansas River	Secondary wastewater treatment facility
Sedgwick County, Kansas Kansas Permit No. M-AR29-0002 Fed. Permit No. KS-0050377 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.		
Empire District Electric Company P.O. Box 300 Riverton, KS 66770	Neosho River via the Spring River	Cooling and process wastewaters
Cherokee County, Kansas Kansas Permit No. I-NE73-B001 Fed. Permit No. KS-0079812 Description of Facility: This is an investor-owned electric utility engaged in the production of electricity. This is an existing permit and the previous limitations have been modified. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).		
Enron Corporation—Bushton C-Line Hydrostatic Test 11121 O St. P.O. Box 3330 Omaha, NE 68137	Dry drainage in the drainage of the Lower Arkansas River Basin	Existing natural gas pipeline hydrostatic test water
Stafford County, Kansas Kansas Permit No. I-AR15-P002 Fed. Permit No. KS-0088293 Description of Facility: Water is discharged to unnamed dry drainage after it is used to hydrostatically test an existing natural gas pipeline. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).		
Farmland Industries, Inc. P.O. Box 308 Lawrence, KS 66044	Kansas River via ditch	Process and stormwater
Douglas County, Kansas Kansas Permit No. I-KS31-P004 Fed. Permit No. KS-0001601 Description of Facility: This is a fertilizer manufacturer. The permit is existing and the previous limitations have been modified. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).		
Flexel, Inc. 6000 S.E. 2nd Tecumseh, KS 66542	Kansas River	Process wastewater
Shawnee County, Kansas Kansas Permit No. I-KS72-P009 Fed. Permit No. KS-0003204 Description of Facility: This is a cellophane manufacturer. The permit is existing and the previous limitations have been modified. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).		
K.P. & L.—Hutchinson Energy Center P.O. Box 889 Topeka, KS 66601	Little Arkansas River via unnamed tributary	Boiler and cooling tower blowdown

Reno County, Kansas

Kansas Permit No. I-LA22-P001 Fed. Permit No. KS-0079723
 Description of Facility: Steam electric power plant. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant	Waterway	Type of Discharge
Martin Marietta Aggregates Nichols Quarry—Tecumseh P.O. Box 5904 Topeka, KS 66605	Kansas River via Wakarusa River via Clinton Lake via Deer Creek via unnamed tributary, Kansas River Basin	Quarry pit dewatering and uncontaminated stormwater runoff

Douglas County, Kansas

Kansas Permit No. I-KS90-P001 Fed. Permit No. KS-0087742
 Description of Facility: This operation involves the quarrying, crushing and washing of limestone rock using portable equipment. All wastewater from the washing operation is recycled via a settling pond. This is a new facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant	Waterway	Type of Discharge
Martin Marietta Aggregates Smith Quarry—Topeka P.O. Box 5904 Topeka, KS 66605	Kansas River via Wakarusa River, Kansas River Basin	Quarry pit dewatering and uncontaminated stormwater runoff

Shawnee County, Kansas

Kansas Permit No. I-KS72-P003 Fed. Permit No. KS-0020648
 Description of Facility: This is a limestone quarrying and crushing operation with no washing. This is an existing facility and the previous limitations are continued. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant	Waterway	Type of Discharge
Midwest Grain Products, Inc. 1300 Main Atchison, KS 66002	Missouri River via White Clay Creek	Process and cooling water

Atchison County, Kansas

Kansas Permit No. I-M001-P001 Fed. Permit No. KS-0001635
 Description of Facility: This facility produces wheat starch, gluten, alcohol, and carbon dioxide. This is an existing permit and the limitations have been modified. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant	Waterway	Type of Discharge
N.R. Hamm Quarry, Inc. 80 Wakefield P.O. Box 17 Perry, KS 66073	Republican River via Cane Creek, Lower Republican River Basin	Quarry pit dewatering and uncontaminated stormwater runoff

Clay County, Kansas

Kansas Permit No. I-LR24-P001 Fed. Permit No. KS-0117340
 Description of Facility: This is a limestone quarrying, crushing and washing operation. The wash water settling pond does not discharge. This is an existing facility and the previous limitations are continued. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant	Waterway	Type of Discharge
City of McPherson P.O. Box 1008 McPherson, KS 67460	Little Arkansas River via Dry Turkey Creek	Secondary wastewater treatment facility

McPherson County, Kansas

Kansas Permit No. M-LA11-0001 Fed. Permit No. KS-0036196
 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 Moundridge 216 S. Christian Moundridge, KS 67107	Little Arkansas River via Black Kettle Creek	Secondary wastewater treatment facility

McPherson County, Kansas

Kansas Permit No. M-LA12-0001 Fed. Permit No. KS-0021008
 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 Sabetha c/o City Clerk City Hall Sabetha, KS 66534	Delaware River via Cedar Creek via Grasshopper Creek	Secondary wastewater treatment facility

Nemaha County, Kansas

Kansas Permit No. M-KS65-I001 Fed. Permit No. KS-0024724
 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.

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 September 27 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate application number (KS-91-146/160) 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.

Azzie Young
 Secretary of Health
 and Environment

Doc. No. 011024

State of Kansas

Office of Judicial Administration
Supreme Court Docket

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

Monday, September 9, 1991

9:30 a.m.

Case No.	Case Name	Attorneys	County
65,442	State of Kansas, Appellee,	Robert T. Stephan, Attorney General Debra Byrd Wagner, Assistant District Attorney	Sedgwick
	v. Cletis R. O'Quinn, Appellant.	Geary N. Gorup	
65,463	State of Kansas, Appellee,	Robert T. Stephan, Attorney General Debra Byrd Wagner, Assistant District Attorney	Sedgwick
	v. Clayton P. Peltier, Appellant.	Jessica R. Kunen, Chief Appellate Defender	
64,965	State of Kansas, Appellee,	Robert T. Stephan, Attorney General Debra Byrd Wagner, Assistant District Attorney	Sedgwick
	v. Gary McDaniel, Appellant.	Jessica R. Kunen, Chief Appellate Defender	
66,102	Shawn A. Leiker, A Disabled Person by and Through James S. Leiker, Her Husband and Next Friend, <i>et al.</i> , Appellees,	Thomas V. Murray Randall H. Elam Bradley Post	Sedgwick
	v. Wendell P. Gafford, <i>et al.</i> , Appellants.	Ronald D. Heck Larry Shoaf Charles D. Green	
		1:30 p.m.	
65,657	Daniel H. Glynos, <i>et al.</i> , Appellees,	Mark A. Buchanan	Johnson
	v. Steven D. Jagoda, Appellants.	Paul Hasty, Jr.	
65,952	State of Kansas, Appellee,	Robert T. Stephan, Attorney General Paul J. Morrison, District Attorney	Johnson
	v. David M. Heide, Appellant.	Benjamin C. Wood	
(65,818) (65,819)	State of Kansas, Appellant,	Robert T. Stephan, Attorney General Paul J. Morrison, District Attorney	Johnson
	v. John Risjord and Sally Risjord, Appellees.	Randy W. James	

Tuesday, September 10, 1991

9:30 a.m.

Case No.	Case Name	Attorneys	County
65,322	James William Vanhorn, Jr., and Rosalie Mae Vanhorn, Appellees,	L. D. McDonald, Jr.	Wyandotte
	v. The City of Kansas City, Kansas, a Municipal Corporation, Appellant.	Timothy P. Orrick	

63,999	Harold L. McGranahan, Appellee, v. Donald W. McGouch, <i>et al.</i> , Appellants.	Kevin Diehl Ronald J. Laskowski	Shawnee
65,864	State of Kansas, Appellee, v. Vernell Rooks, Appellant.	Robert T. Stephan, Attorney General Nick A. Tomasic, District Attorney Jessica R. Kunen, Chief Appellate Defender	Wyandotte
66,050	State of Kansas, Appellant, v. Fred D. Teeter, Appellee.	Robert T. Stephan, Attorney General Phillip A. Burdick, County Attorney Jessica R. Kunen, Chief Appellate Defender	Brown
1:30 p.m.			
65,576	State of Kansas, Appellee, v. Tyrone L. Baker, Sr., Appellant.	Robert T. Stephan, Attorney General Gene M. Olander, District Attorney Jessica R. Kunen, Chief Appellate Defender	Shawnee
66,020	State of Kansas, Appellant, v. William Fancher, Appellee.	Robert T. Stephan, Attorney General Chris E. Biggs, County Attorney Jessica R. Kunen, Chief Appellate Defender	Geary
65,392	State of Kansas, Appellee, v. Wiley Harris, Appellant.	Robert T. Stephan, Attorney General Chris E. Biggs, County Attorney Jessica R. Kunen, Chief Appellate Defender	Geary

Wednesday, September 11, 1991

9:30 a.m.

Case No.	Case Name	Attorneys	County
64,751	Jack R. Ellis, Appellee, v. State Farm Mutual Automobile Insurance Company, Appellant.	Darrell L. Warta Gerald W. Scott	Thomas On Petition for Review
64,947	State of Kansas, <i>ex rel.</i> , Secretary of Social and Rehabilitation Services, Appellant, v. Carrie Conner Jackson, Appellee.	Robert R. Hiller, Jr. Mark D. Calcara	Barton On Petition for Review
65,136	In the Matter of the Estate of Chester D. Cranshaw, Deceased. (Salvation Army, Wichita, Kansas, Appellant.)	Daniel K. Diederich Paul S. Gregory Richard D. Ewy William W. Jeter	Osborne On Petition for Review
66,165	State of Kansas, Appellant, v. Robbie Fitch, Appellee.	Robert T. Stephan, Attorney General H. Gene Barrett, County Attorney Alois R. Bieber	Cherokee
1:30 p.m.			
65,897	State of Kansas, Appellant, v. Trenton Leigh McKeown, Appellee.	Robert T. Stephan, Attorney General Timothy J. Chambers, County Attorney Jessica R. Kunen, Chief Appellate Defender	Reno (continued)

65,944	State of Kansas, Appellant, v. Terry L. Starks and Ricky L. Casey, Appellees.	Robert T. Stephan, Attorney General Timothy J. Chambers, County Attorney Richard J. Rome Kerry Granger	Reno
--------	--	---	------

Thursday, September 12, 1991

9:30 a.m.

Case No.	Case Name	Attorneys	County
65,605	Gary Anderson, <i>et al.</i> , Appellees, v. Heartland Oil & Gas, Inc., <i>et al.</i> , Appellants.	Patrik W. Neustrom Dale M. Sprague	Saline
65,304	State of Kansas, Appellant, v. Mark Alan McCabe, Appellee.	Robert T. Stephan, Attorney General Julie A. McKenna, County Attorney James L. Sweet	Saline
66,038	In the Interest of D.D.P., Jr., T.P., B.P., Children Under the Age of 18 Years.	Mark Works Gene M. Olander Kenneth M. Carpenter Joseph Huerter Rene Netherton	Shawnee
65,612	In the Matter of the Application of Ignatius J. Strecker as Archbishop of the Roman Catholic Archdiocese of Kansas City in Kansas, <i>et al.</i>	Donald D. Jarrett John J. Jurcyk, Jr. Robert Van Cleave	Shawnee

1:30 p.m.

66,452	Homestead Land Title, Plaintiff, v. United States of America and Director of Taxation, Kansas Department of Revenue, Defendants.	John Michael Hale James L. Grimes, Jr. Gary R. Allen Connie R. DeArmond James J. Long	Certified Question
--------	--	---	-----------------------

Friday, September 13, 1991

9:30 a.m.

Case No.	Case Name	Attorneys	County
66,097	In the Matter of the Appeal of Federal Deposit Insurance Corporation from an Order of the Director of Taxation on Assessment of Privilege Tax for Farmers and Merchants State Bank of Rush County, Kansas.	Ben W. Hobert David Prager III	Original
66,026	In the Matter of J. William Stapleton, Respondent.	Bruce E. Miller, Disciplinary Administrator J. William Stapleton, <i>pro se</i> J. Chris Morse	Original
66,497	In the Matter of Robert Ryan Cain, Respondent.	Bruce E. Miller, Disciplinary Administrator Robert Ryan Cain, <i>pro se</i>	Original

66,861 In the Matter of Kym E. Myers,
Respondent.

Bruce E. Miller,
Disciplinary Administrator

Order to
Show Cause

Kym E. Myers, *pro se*
Steven L. Davis

Lewis C. Carter
Clerk of the Appellate Courts

Doc. No. 011002

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled September 1 through September 15:

Date	Room	Time	Committee	Agenda
September 4	527-S	10:00 a.m.	Legislative Budget Committee	4th: Proposal No. 17—staff reports and hearings.
September 5	527-S	9:00 a.m.		5th: Conference with Secretary of Administration on budgeting for sick and annual leave; report from SRS on disproportionate share; Proposal No. 16—staff reports; staff report on interest on funds of the Dept. of Wildlife and Parks; and committee discussion of the state budget process.
September 5	514-S	10:00 a.m.	SRS Task Force	Meeting cancelled.
September 5	526-S	10:00 a.m.	Special Committee on	Agenda not available.
September 6	526-S	9:00 a.m.	Governmental Organization	
September 6	123-S	10:00 a.m.	Legislative Coordinating Council	Agenda not available.
September 6			SRS Task Force Subcommittee on Mental Health & Retardation Services	Will meet during the Conference on Mental Retardation.
September 7	To be announced			
September 9	519-S	9:00 a.m.	Special Committee on	Hearings on Proposal No. 8—
September 10	519-S	9:00 a.m.	Education	Education Reform.
September 11	313-S	10:00 a.m.	Special Committee on	Review of inventory of
September 12	313-S	9:00 a.m.	Children's Initiatives	children's programs. Identification and discussion of gaps in services and proposed strategies.
September 11	522-S	9:00 a.m.	Waste Reduction, Recycling, and Market Development Commission	Agenda not available.
September 12	514-S	10:00 a.m.	Special Committee on Ways	Agenda not available.
September 13	514-S	9:00 a.m.	and Means/Appropriations	

Emil Lutz
Director of Legislative
Administrative Services

Doc. No. 011019

(Published in the Kansas Register, August 29, 1991.)

**Summary Notice of Bond Sale
City of Lawrence, Kansas
\$735,000**

**General Obligation Bonds
Series M 1991**

**(general obligation bonds payable from
unlimited ad valorem taxes)**

Sealed Bids

Subject to the official notice of bond sale and preliminary official statement, sealed bids will be received by the city clerk of the city of Lawrence, Kansas, on behalf of the governing body at the City Hall, 6 E. 6th, Lawrence, until 11 a.m. C.D.T. September 17, 1991, for the purchase of \$735,000 principal amount of General Obligation Bonds, Series M 1991. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

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

Year	Principal Amount
1992	\$70,000
1993	70,000
1994	70,000
1995	75,000
1996	75,000
1997	75,000
1998	75,000
1999	75,000
2000	75,000
2001	75,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1992.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$14,700 (2 percent of the principal amount of the bonds).

Delivery

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before October 8, 1991, at such bank or trust company in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1990

is \$291,969,584. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$23,162,000.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the city clerk, 6 E. 6th, Lawrence, KS 66044, (913) 832-3201; or from Gilmore & Bell, Bond Counsel, 6800 College Blvd., Financial Plaza II, Suite 150, Overland Park, KS 66211-1533, (913) 661-0001.

Dated August 20, 1991

City of Lawrence, Kansas
By Ramond J. Hummert, City Clerk

Doc. No. 011023

(Published in the Kansas Register, August 29, 1991.)

**Summary Notice of Bond Sale
\$133,636.36**

**Oaklawn Improvement District
Sedgwick County, Kansas
General Obligation Sewer Improvement Bonds
(general obligation bonds payable from
unlimited ad valorem taxes)**

Details of the Sale

Subject to the terms and conditions of the complete official notice of bond sale dated as of August 21, 1991, prepared by Oaklawn Improvement District, Sedgwick County, Kansas, in connection with the bonds hereinafter described, sealed, written bids shall be received at the district's offices at 4426 Hemlock Court, Wichita, until 6 p.m. C.D.T. Wednesday, September 4, 1991, for the purchase of the General Obligation Sewer Improvement Bonds, Series A, 1991, of the district, which are hereinafter described. All bids shall be publicly opened, read aloud and considered on said date and at said time and shall be immediately thereafter acted upon by the board of directors of the district.

The bonds to be sold are in the aggregate principal amount of \$133,636.36. No oral or auction bids for the bonds shall be considered, and no bids for less than the entire amount of the bonds shall be considered.

Bids shall be accepted only on the official bid form that has been prepared for these bonds, which may be obtained from the secretary of the district or from the district's financial advisor. Bids may be submitted by mail or may be delivered in person, and must be received at the place and no later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the district, and shall be in an amount equal to 2 percent of the principal amount of the bonds.

Details of the Bonds

The bonds shall be issued as fully registered bonds

in denominations of \$1,000 or any integral multiple thereof not exceeding the principal amount of bonds maturing in any year, except that one bond maturing in the initial year shall be in the denomination of \$1,636.36. The bonds shall bear a dated date of September 1, 1991. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. The bonds are not subject to redemption prior to their stated maturities.

Interest on the bonds shall be payable semiannually on March 1 and September 1 of each year, commencing March 1, 1992; and the bonds shall mature serially on September 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date
\$ 2,636.36	1992
3,000.00	1993
3,000.00	1994
4,000.00	1995
4,000.00	1996
4,000.00	1997
5,000.00	1998
5,000.00	1999
6,000.00	2000
6,000.00	2001
6,000.00	2002
7,000.00	2003
7,000.00	2004
8,000.00	2005
8,000.00	2006
9,000.00	2007
10,000.00	2008
11,000.00	2009
12,000.00	2010
13,000.00	2011

Payment of Principal and Interest

The Kansas State Treasurer shall serve as the bond registrar and paying agent for the bonds, and the principal of the bonds shall be payable upon the surrender thereof at the paying agent's principal offices in the city of Topeka, Kansas. Interest shall be payable by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

Security for the Bonds

The bonds and the interest thereon constitute general obligations of the district, and the full faith, credit and resources of the district will be pledged to the payment thereof. The district will be obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the district for the purpose of paying the bonds and the interest thereon.

Delivery of the Bonds

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the district to the successful bidder, or at its direction, on or about Thursday, September 26, 1991, at such bank or trust company or other qualified depository in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

Legal Opinion

The bonds will be sold subject to the legal opinion of Hinkle, Eberhart & Elkouri, Wichita, Kansas, bond counsel, whose fees will be paid by the district. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and will be delivered to the successful bidder upon delivery of the bonds. (Reference is made to the official notice of bond sale for a discussion of tax exemption and other legal matters.)

Financial Matters

The district's 1990 assessed valuation is as follows:

Assessed valuation of taxable tangible property	\$14,905,754
Taxable value of motor vehicles	1,293,951
Equalized assessed tangible valuation for computation of bonded debt limitations	\$16,199,705

Exclusive of the bonds described herein and of outstanding temporary notes to be retired from the proceeds thereof, the district's outstanding general obligation bond and temporary note indebtedness on September 1, 1991, will be in the principal amount of \$2,260,000. The district will pay and redeem \$140,000 principal amount of outstanding temporary notes from the proceeds of the bonds described herein and other moneys available for such purpose.

Official Statement

The district has prepared a preliminary official statement, dated as of August 21, 1991, relating to the bonds, copies of which may be obtained from the district or the district's financial advisor. The preliminary official statement is in a form "deemed final" by the district for the purpose of the Securities Exchange Commission's Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Upon the sale of the bonds, the district shall furnish the successful bidder with a reasonable number of copies of the final official statement, without additional cost, upon request. Copies of the final official statement in excess of a reasonable number may be ordered at the successful bidder's expense.

Additional Information

For additional information regarding the district, the bonds and the sale, interested parties are invited to request copies of the complete official notice of bond sale and the district's preliminary official statement and official bid form for the bonds, all of which may be obtained from the undersigned or from the district's financial advisor, Brian E. Corrigan, The Columbian Securities Corporation, 550 N. 159th St. East, Wichita, KS 67230, (316) 733-0014.

Dwight Ritter, Secretary
Oaklawn Improvement District
4426 Hemlock Court
Wichita, Kansas

Doc. No. 011029

(Published in the Kansas Register, August 29, 1991.)

Notice of Bond Sale
\$5,430,000
Improvement Bonds, Series 1991B
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.D.T. Monday, September 9, 1991, for the purchase of \$5,430,000 principal amount of Improvement Bonds, Series 1991B, 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. 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 as of October 1, 1991, and becoming due serially on December 1 in the years as follows:

1992	\$ 90,000
1993	\$155,000
1994	\$265,000
1995	\$285,000
1996	\$305,000
1997	\$325,000
1998	\$345,000
1999	\$365,000
2000	\$390,000
2001	\$415,000
2002	\$440,000
2003	\$465,000
2004	\$495,000
2005	\$530,000
2006	\$560,000

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, 1992.

Redemption of Bonds Prior to Maturity

The city may elect on December 1, 2000, and on any interest payment date thereafter, to prepay bonds due on or after December 1, 2001. 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 attorney general of the state of Kansas. The bonds will be registered as fully registered certificated bonds.

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 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 *MuniWeek* (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 bonds will be awarded to the bidder offering the lowest interest rate to be determined on a true interest cost (TIC) basis. The city's computation, in accordance with customary practice, of the TIC of each bid will be controlling.

The city will reserve the right to: (i) waive non-substantive informalities of any bid or of matters relating to the receipt of bids and award of the bonds, (ii) reject all bids without cause, and (iii) reject any bid which the city determines to have failed to comply with the terms herein.

Authority, Purpose and Security

The purpose and authority for issuance of the bonds is to pay the costs of the following improvements:

1. **Project No. 3133.** The improvement of Pflumm Road from Shawnee Mission Parkway north to Johnson Drive. A main trafficway improvement to be paid for by the issuance of general obligation bonds pursuant to K.S.A. 12-689.
2. **Project No. 3148.** The improvement of Johnson Drive from K-7 Highway to Barker Road, a street improvement pursuant to K.S.A. 12-6a01 *et seq.*, the general improvement and assessment law, to be paid for by the issuance of general obligation bonds pursuant to K.S.A. 12-6a14.
3. **Project No. 3149.** The improvement of Martindale Road from 67th Street, also known as Main Street, to 71st Street, a street improvement pursuant to K.S.A. 12-6a01 *et seq.*, the general improvement and assessment law, to be paid for by the issuance of general obligation bonds pursuant to K.S.A. 12-6a14.

The bonds and the interest thereon will constitute general obligations of the city, payable in part from special assessments levied on the property benefited and, if not so paid, from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the city, and payable in part 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(b)(3) of the Internal Revenue Code of 1986, as amended, 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 & Gaar, 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 code 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 the expenses of all legal services rendered to the city in connection with the issuance of 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. local time in the city 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 \$108,600, 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 the 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 shall default 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 bond nor any error with respect thereto shall constitute cause for failure or refusal by the purchaser thereof to accept delivery of and pay for the bonds in accordance with the terms of the purchase contract. All expenses in relation to the assignment and printing of CUSIP numbers on the bonds will be paid by the city.

(continued)

Bid Forms

All bids must be made on forms which 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 the city hall and must be received by the undersigned prior to 6 p.m. C.D.T. Monday, September 9, 1991.

Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property within the city for the year 1990 is as follows:

Equalized assessed valuation of taxable tangible property.....	\$179,439,210
Tangible valuation of motor vehicles.....	<u>41,623,296</u>
Equalized assessed tangible valuation for computation of bonded debt limitations	<u>\$221,062,506</u>

The total general obligation bonded indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$31,155,000. Temporary notes in the principal amount of \$3,150,000 will be retired out of the 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 affect 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, 6800 College Blvd., Suite 600, Overland Park, KS 66211, (913) 345-8062.

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 225 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 the 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, 6800 College Blvd., Suite 600, Overland Park, KS 66211, (913) 345-8062.

Dated August 15, 1991.

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

Doc. No. 011021

(Published in the Kansas Register, August 29, 1991.)

Summary Notice of Bond Sale

\$11,676,000

Aggregate Principal Amount

General Obligation Bonds

Series 726 and 727

of the

City of Wichita, Kansas

(general obligation bonds payable from unlimited ad valorem taxes)

Subject to the terms and conditions of the complete official notice of bond sale dated as of August 27, 1991, prepared by the city of Wichita, Kansas, in connection with the bonds hereinafter described, sealed, written bids shall be received at the office of the mayor, first floor, City Hall, 455 N. Main, Wichita, until 10:30 a.m. C.D.T. Tuesday, September 10, 1991, for the purchase of each of the series of bonds of the city, which are hereinafter described. All bids shall be publicly opened and read aloud on said date and at said time and place. The bids will be considered and the bonds will be awarded by the city council at a meeting in the city council chambers, city hall, at 11 a.m. September 10, 1991.

Each series of bonds shall be sold separately. Bidders may bid on either or both series of bonds, but must bid on the entire amount of a series. No oral or auction bid for the bonds shall be considered, and no bid for less than the entire principal amount of a series shall be considered. Bids will be accepted only on the official bid form that has been prepared for each series of bonds, which may be obtained from the city's department of finance. Bids may be submitted by mail or delivered in person and must be received at the place and no later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the city, and shall be in an amount equal to 2 percent of the principal amount of the series of bonds for which the bid is made.

Description of the Bonds

The bonds shall be issued as fully registered bonds in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount maturing in each year. The bonds shall bear a dated date of October 1, 1991. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds.

General Obligation Bonds, Series 726

The series 726 bonds to be sold are in the aggregate principal amount of \$5,675,000; the interest thereon shall be payable semiannually on March 1 and September 1 of each year, commencing March 1, 1992; and the Series 726 bonds shall mature serially on September 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date	Principal Amount	Maturity Date
\$235,000	1992	\$390,000	2000
255,000	1993	410,000	2001
275,000	1994	440,000	2002
280,000	1995	470,000	2003
300,000	1996	500,000	2004
320,000	1997	530,000	2005
340,000	1998	570,000	2006
360,000	1999		

General Obligation Bonds, Series 727

The Series 727 bonds to be sold are in the aggregate principal amount of \$6,000,000; the interest thereon shall be payable semiannually on June 1 and December 1 of each year, commencing June 1, 1992; and the Series 727 bonds shall mature serially on December 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date	Principal Amount	Maturity Date
\$600,000	1992	\$600,000	1997
600,000	1993	600,000	1998
600,000	1994	600,000	1999
600,000	1995	600,000	2000
600,000	1996	600,000	2001

The successful bidder shall have the option of specifying whether the bonds shall be issued as certificated bonds or whether they shall be issued by means of a book entry system.

Paying Agent and Bond Registrar; Payment of Principal and Interest

The Chase Manhattan Bank, N.A., New York, New York, shall serve as bond registrar and paying agent for the bonds if they are issued as certificated bonds. If the bonds are issued by means of a book entry system, the transfer of principal and interest payments to the participants of DTC will be the responsibility of DTC, and the transfer of principal and interest payments to beneficial owners by participants of DTC will be the responsibility of such participants and other nominees of beneficial owners.

Redemption

Certain of the bonds are subject to redemption as set forth in the official notice of bond sale.

Delivery

On or about October 17, 1991, at any bank or trust company in the state of Kansas or any of the following Federal Reserve cities: Boston, New York City, Cleveland, Richmond, Atlanta, Chicago, St. Louis, Minneapolis, Kansas City, Dallas or San Francisco. Delivery elsewhere shall be made at the expense of the successful bidder. If the bonds are issued by means of a book entry system, as a condition to delivery the successful bidder shall be required to deposit the bonds with DTC.

Legal Opinion

Hinkle, Eberhart & Elkouri, Wichita, Kansas. (Ref-

(continued)

erence is made to the official notice of bond sale and the city's preliminary official statement for the bonds.)

Security

The bonds and the interest thereon constitute general obligations of the city, and the full faith, credit and resources of the city will be pledged to the payment thereof. The city will be obligated to levy special assessment taxes in certain authorized amounts upon certain benefitted properties and ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the city for the purpose of paying the bonds and the interest thereon.

Ratings

The city's outstanding general obligation bonds issued since 1975 have been rated "Aa" by Moody's Investors Service, Inc. and "AA" by Standard & Poor's Corporation. The city has applied to both of said rating services for ratings on the bonds described herein.

Financial Matters

The city's assessed valuation for the year 1990 is as follows:

Assessed valuation of taxable tangible property	\$1,452,865,067
Taxable value of motor vehicles	<u>255,775,767</u>
Equalized assessed tangible valuation for computation of bonded debt limitations	<u>\$1,708,640,834</u>

The total outstanding general obligation bonded indebtedness of the city on October 1, 1991, will be \$259,185,000. This amount does not include the within described series of bonds nor the pending issue of the city's temporary notes hereinafter mentioned.

The city expects to sell on or about the same date as the two series of bonds described herein \$9,600,000 principal amount of its temporary notes for the purpose of temporarily financing new internal improvements and for renewing and refunding temporary indebtedness previously issued.

Additional Information

Copies of the complete official notice of bond sale and the city's preliminary official statement, dated August 27, 1991, and official bid forms may be obtained from the Department of Finance, City Hall, 13th Floor, 455 N. Main, Wichita, KS 67202-1679, (316) 267-4434.

Official Statement

The preliminary official statement is in a form "deemed final" by the city for the purpose of the Securities Exchange Commission's Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Upon the sale of the bonds, the city shall furnish the successful bidder of each series of bonds with a reasonable number of copies of the final official statement, without additional cost, upon request. Copies of the final official statement in excess of a reasonable number may be ordered at the successful bidder's expense.

Patricia L. Burnett
Deputy City Clerk

(Published in the Kansas Register, August 29, 1991.)

Summary Notice of Bond Sale
\$410,000

City of Garden City, Kansas
General Obligation Internal Improvement Bonds
(general obligation bonds payable from unlimited ad valorem taxes)

Details of the Sale

Subject to the terms and conditions of the complete official notice of bond sale dated August 13, 1991, of the city of Garden City, Kansas, sealed, written bids for the purchase of the city's \$410,000 total principal amount of General Obligation Internal Improvement Bonds, Series 1991, shall be received at the office of the city clerk, City Hall, 301 N. 8th, Garden City, until 11 a.m. C.D.T. Tuesday, September 10, 1991. All bids shall be publicly opened, read aloud and tabulated by the city staff on said date and at said time and place. All bids and city staff's tabulations will thereafter be presented to the governing body of the city for consideration and the awarding of the bonds to the best bidder at the governing body's regularly scheduled meeting, which will be held in the city commission meeting room at city hall at 1 p.m. September 10. Bids received after 11 a.m. September 10 will be returned unopened. No oral or auction bids for the bonds shall be considered, and no bids for less than the entire amount of the bonds shall be considered.

Bids shall be accepted only on the official bid form that has been prepared for the public bidding on these bonds, copies of which may be obtained from the city clerk or from the city's financial advisor. Bids may be submitted by mail or may be delivered in person, but must be received at the place and no later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the city, and shall be in an amount equal to 2 percent of the principal amount of the bonds.

Details of the Bonds

The bonds shall be issued as fully registered bonds in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount of bonds maturing in any year. The bonds shall bear a dated date of October 1, 1991. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. The bonds are not subject to redemption prior to maturity.

Interest on the bonds shall be payable semiannually on May 1 and November 1 of each year, commencing May 1, 1992, and the bonds shall mature on November 1 in the years and in the principal amounts as follows:

Principal Amount	Maturity Year	Principal Amount	Maturity Year
\$40,000	1992	\$40,000	1997
40,000	1993	40,000	1998
40,000	1994	40,000	1999
40,000	1995	45,000	2000
40,000	1996	45,000	2001

Payment of Principal and Interest

The Kansas State Treasurer shall serve as the bond registrar and paying agent for the bonds, and the principal of the bonds shall be payable upon presentation and surrender at the paying agent's principal offices in the city of Topeka, Kansas. Interest shall be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

Security for the Bonds

The bonds and the interest thereon shall constitute general obligations of the city, and the full faith, credit and resources of the city shall be pledged to the payment thereof. The city shall be obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the city for the purpose of paying the bonds and the interest thereon.

Delivery of the Bonds

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the city to the successful bidder, or at its direction, on or before Thursday, October 17, 1991, at such bank or trust company or other qualified depository in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

Legal Opinion

The bonds will be sold subject to the legal opinion of Hinkle, Eberhart & Elkouri, Wichita, Kansas, bond counsel, whose fees will be paid by the city. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and will be delivered to the successful bidder upon delivery of the bonds. (Reference is made to the official notice of bond sale for a discussion of tax exemption and other legal matters.)

Financial Matters

The city's 1990 assessed valuation is as follows:

Assessed valuation of taxable tangible property	\$70,417,688
Taxable value of motor vehicles	<u>18,040,233</u>
Equalized assessed tangible valuation for computation of bonded debt limitations	<u>\$88,457,921</u>

Exclusive of the bonds described herein and of outstanding temporary notes to be retired from the proceeds thereof, the city's outstanding general obligation bond and temporary note indebtedness on October 1, 1991, will be in the principal amount of \$4,993,000. The city will pay and redeem \$90,030 principal amount of outstanding temporary notes from the proceeds of the bonds described herein and other moneys available for such purpose.

Official Statement

The city has prepared a preliminary official statement relating to the bonds, copies of which may be obtained from the city or the city's financial advisor. The preliminary official statement is in a form "deemed final"

by the city for the purpose of the Securities and Exchange Commission's Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Upon the sale of the bonds, the city shall furnish the successful bidder with a reasonable number of copies of the final official statement, without additional cost, upon request. Copies of the final official statement in excess of a reasonable number may be ordered at the successful bidder's expense.

Additional Information

For additional information regarding the city, the bonds and the public sale, interested parties are invited to request copies of the complete official notice of bond sale and official bid form and the city's preliminary official statement for the bonds, all of which may be obtained from the undersigned or from the city's financial advisor, George K. Baum & Company, 100 N. Main, Suite 810, Wichita, KS 67202, Attn: Charles M. Bouilly, (316) 264-9351.

Michael A. Warren
City Clerk
City Hall, 301 N. 8th
P.O. Box 499
Garden City, KS 67846
(316) 276-1234

Doc. No. 011018

(Published in the Kansas Register, August 29, 1991.)

**Notice of Redemption
City of Topeka, Kansas
Multi Family Housing Revenue Bonds
Drury Place Project Series A 1984**

Notice is hereby given that the remaining \$1,760,000 principal amount of bonds are called for redemption on October 1, 1991, at the price of 101.5 percent of the principal amount being redeemed plus accrued interest thereon to the redemption date. This is a full call.

Cusip #	Amount	Maturity Date
890610AK4	\$ 20,000	11-1-91
890610AL2	\$ 20,000	11-1-92
890610AM0	\$ 25,000	11-1-93
890610AN8	\$ 25,000	11-1-94
890610AP3	\$ 30,000	11-1-95
890610AQ1	\$ 30,000	11-1-96
890610AR9	\$1,610,000	11-1-97

On October 1, 1991, all bonds outstanding are designated for redemption and will become due and payable upon presentation thereof at the address given below. On and after October 1, 1991, interest on the principal amount called for redemption shall cease to accrue. The bonds, along with IRS Form W-9 (verification of taxpayer identification number) may be presented for payment in person or by mail at the following address: Merchants National Bank of Topeka, Attn: Corporate Trust, 800 S.W. Jackson, Topeka, KS 66612.

City of Topeka, Kansas

Doc. No. 011028

(Published in the Kansas Register, August 29, 1991.)

**Notice of Redemption
City of Wakefield, Kansas
Industrial Revenue Bonds
Series A 1973**

Notice is hereby given pursuant to the provisions of Ordinance No. 1038 of the city of Wakefield, Kansas, that the following numbered bonds of the issue of city of Wakefield, Kansas, Industrial Revenue Bonds, Series A 1973, dated April 1, 1973, have been called for redemption on October 1, 1991, with a premium of 2.5 percent.

Bonds of the denomination of \$5,000 bearing the following numbers and maturity dates:

- 116 thru 122 due 4-1-92
- 123 thru 135 due 4-1-93

Bonds of the denomination of \$1,000 bearing the following numbers and maturity dates:

- 136 thru 140 due 4-1-93

Said bonds will be due and payable in lawful money of the United States at the principal office of BANK IV Topeka, N.A., Topeka, Kansas, at the principal amount thereof, plus premium on October 1, 1991. From and after October 1, 1991, interest on said bonds will cease.

To avoid a 20 percent backup withholding required by the Interest and Dividend Tax Act of 1983, bondholders should submit a completed W-9 form with their bonds.

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

Doc. No. 011006

(Published in the Kansas Register, August 29, 1991.)

**Notice of Redemption
to the holders of
Finney County, Kansas
Single Family Mortgage Revenue Bonds
1980 Series A**

Notice is hereby given that pursuant to Section 3.01 of the trust indenture dated as of January 1, 1980, \$710,000 principal amount of bonds has been drawn pro rata between maturities and by lot within each maturity for redemption at par on October 1, 1991.

Coupon bonds of \$5,000 denomination, called in full, bearing CUSIP No. 318037 and suffix:

AL2	1067	1665	2439
546	1076	1667	2443
569	1078	1677	2447
572	1095	AV0	2574
AM0	AS7	1707	2689
638	1119	1711	2823
643	1197	1720	2829
662	1202	1731	2832
663	1215	1736	2889
AN8	AT5	1737	2898
700	1251	1743	2939
709	1282	1789	2951
745	1373	1847	2989
AP3	1374	1849	2994
799	1380	1856	3000

834	1381	1858	3107
850	AU2	1876	3111
874	1387	1877	3122
AQ1	1500	1961	3123
890	1508	2013	3231
949	1514	2019	3236
953	1516	2042	3367
961	1558	2057	3376
977	1581	2092	3407
AR9	1589	2098	3422
1003	1609	2136	
1034	1658	2156	

The serial numbers of the registered bonds to be redeemed bearing CUSIP No. 318037, in whole or in part, and the principal amount to be redeemed are as follows:

Bond Number	Par Amount	Amount Called	Suffix
R280	\$ 15,000	\$ 5,000	AN8
R264	15,000	5,000	AS7
R353	45,000	5,000	AS7
R350	5,000	5,000	AT5
R356	345,000	10,000	AU2
R90	15,000	5,000	AV0
R285	200,000	195,000	AV0

Coupon bonds with the October 1, 1991, and all subsequent coupons attached, and registered bonds called in full or in part, should be presented to:

By Mail:
Continental Bank, National Association
Attn: Corporate Trust Operations
231 S. LaSalle, 19th Floor
Chicago, IL 60697

By Hand:
Continental Bank, National Association
Attn: Corporate Trust Operations
230 S. Clark, 19th Floor
Chicago, IL 60697

To assure prompt payment of the redemption price, bond certificates should be sent, unendorsed, approximately two weeks before October 1, 1991, to the above address. Sending certificates by registered mail is suggested.

Where a fully registered bond is redeemed in part, a new fully registered bond for the unredeemed portion will be issued and returned without charge. Interest on the bonds or portion of bonds called for redemption will cease to accrue on October 1, 1991.

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

Dated August 27, 1991.

Finney County, Kansas
By: Continental Bank,
National Association, as Trustee

Doc. No. 011011

(Published in the Kansas Register, August 29, 1991.)

(Published in the Kansas Register, August 29, 1991.)

**Notice of Redemption
Industrial Revenue Bonds
(Farrar Corporation)
Series A, 1980, Dated September 1, 1980
of the
City of Norwich, Kansas**

**Notice of Redemption
Industrial Revenue Bonds
(Farrar Corporation)
Series A, 1974, Dated October 1, 1974
of the
City of Norwich, Kansas**

Notice is hereby given that pursuant to Section 4 of Ordinance No. 274 of the city of Norwich, Kansas, all of the outstanding Industrial Revenue Bonds, Series A, 1980 (Farrar Corporation), of the city of Norwich, Kansas, maturing on and after October 1, 1991, will be redeemed and prepaid on October 1, 1991 (the redemption date), prior to their respective maturities subject to the provisions and limitations set forth herein. The bonds to be redeemed are described as follows:

Notice is hereby given that pursuant to Section 3 of Ordinance No. 224 of the city of Norwich, Kansas, all of the outstanding Industrial Revenue Bonds, Series A, 1974 (Farrar Corporation), of the city of Norwich, Kansas, maturing on and after October 1, 1991, will be redeemed and prepaid on October 1, 1991 (the redemption date), prior to their respective maturities subject to the provisions and limitations set forth herein. The bonds to be redeemed are described as follows:

Bond Numbers	Maturity Date	Interest Rate
63- 71, incl.	10/01/92	9.75%
72- 80, inc.	10/01/93	9.75%
81- 90, incl.	10/01/94	10.00%
91-105, incl.	10/01/95	10.00%
106-120, incl.	10/01/96	10.25%
121-136, incl.	10/01/97	10.25%
137-153, incl.	10/01/98	10.50%
154-171, incl.	10/01/99	10.50%
172-190, incl.	10/01/00	10.50%

Bond Numbers	Maturity Date	Interest Rate
112-123, incl.	10/01/92	8 1/4%
124-188, incl.	10/01/93	8 1/4%
189-202, incl.	10/01/94	8 1/4%

The principal amount of the above-described 1980 bonds shall become due and payable on October 1, 1991, at a redemption price equal to the principal amount thereof, plus accrued interest thereon to said redemption date, together with a premium of 4 percent of the principal amount of the bonds so called for redemption and payment.

The principal amount of the above-described 1974 bonds shall become due and payable on October 1, 1991, at a redemption price equal to the principal amount thereof, plus accrued interest thereon to said redemption date, together with a premium of 3 percent of the principal amount of the bonds so called for redemption and payment.

On October 1, 1991, all 1980 bonds will be due and payable at the principal office of The Southwest National Bank of Wichita, P.O. Box 1401, Wichita, KS 67201, and from and after October 1, 1991, interest on the 1980 bonds will cease to accrue. Please surrender your bonds to the paying agent two weeks prior to the redemption date in order to allow adequate time for processing payments.

On October 1, 1991, all 1974 bonds will be due and payable at the principal office of The Southwest National Bank of Wichita, P.O. Box 1401, Wichita, KS 67201, and from and after October 1, 1991, interest on the 1974 bonds will cease to accrue. Please surrender your bonds to the paying agent two weeks prior to the redemption date in order to allow adequate time for processing payments.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, paying agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 20 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the 1980 bonds who wish to avoid the imposition of this tax should submit certified taxpayer identification numbers when presenting their bonds for payment.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, paying agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 20 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the 1974 bonds who wish to avoid the imposition of this tax should submit certified taxpayer identification numbers when presenting their bonds for payment.

Dated August 28, 1991.

Dated August 28, 1991.

The Southwest National Bank of Wichita
400 E. Douglas
P.O. Box 1401
Wichita, KS 67201
As Trustee

The Southwest National Bank of Wichita
400 E. Douglas
P.O. Box 1401
Wichita, KS 67201
As Trustee

Doc. No. 011008

Doc. No. 011009

(Published in the Kansas Register, August 29, 1991.)

**Notice of Redemption
Shawnee County, Kansas
Single Family Mortgage Revenue Bonds
1980 Series A**

Notice is hereby given that \$1,200,000 principal amount of bonds, as listed below, are called for redemption on October 1, 1991, at the price of 100 percent of the principal amount being redeemed plus accrued interest thereon to the redemption date. The outstanding amount for this issue remaining after call is \$7,070,000.

Serial Bonds

- (CUSIP 820624 AL8)
April 1, 1992: 969, 982, 1042, 1043, 1062
(CUSIP 820624 AM6)
April 1, 1993: 1102, 1132, 1140, 1176, 1219
(CUSIP 820624 AN4)
April 1, 1994: 1294, 1334, 1339, 1347, 1388, 1403, 1408, 1412
(CUSIP 820624 AP9)
April 1, 1995: 1438, 1448, 1462, 1528, 1604, 1605

Term Bonds

- (CUSIP 820624 AR5)
April 1, 2011: 2510, 2555, 2592, 2690, 3078, 3231, 3257, 3282, 3301, 3316, 3354, 3364, 3756, 3783, 3838, 3969, 4047, 4077, 4093, 4215, 4216, 4257, 4715, 4842, 4958, 4984, 5021, 5049, 5190, 5676, 5737, 5741, 5745, 5980, 6003, 6055, 6498, 6551, 6772, 6837, 7032, 7086, 7488, 7515, 7881, 7908, 7953, 7968, 8025, 8176, 8522, 8753

Registered bonds also being called are listed below:

Bond Number	Current Amount	Called Amount	Amount Remaining
R 61	5,000	5,000	0
R141	5,000	5,000	0
R179	5,000	5,000	0
R246	5,000	5,000	0
R285	5,000	5,000	0
R303	5,000	5,000	0
R306	5,000	5,000	0
R311	5,000	5,000	0
R321	5,000	5,000	0
R353	5,000	5,000	0
R365	5,000	5,000	0
R368	30,000	10,000	20,000
R403	690,000	305,000	385,000
R410	100,000	60,000	40,000
R411	100,000	40,000	60,000
R412	100,000	40,000	60,000
R413	100,000	35,000	65,000
R414	100,000	50,000	50,000
R415	100,000	40,000	60,000
R416	100,000	55,000	45,000
R417	100,000	35,000	65,000
R418	100,000	30,000	70,000
R419	100,000	65,000	35,000

Please present registered bonds to Merchants National Bank of Topeka only.

On October 1, 1991, all bonds designated for redemption will become due and payable upon presentation thereof at the addresses given below. On and after October 1, 1991, interest on the principal amount called for redemption shall cease to accrue.

The bonds, along with IRS form W-9 (verification of taxpayer identification number), may be presented for

payment in person or by mail at the following addresses:

The Merchants National Bank of Topeka
Attn: Corporate Trust
P.O. Box 178
Topeka, KS 66601-0178

Morgan Guaranty Trust Company of New York
30 N. Broadway, 12th Floor
Coupon Paying Section
New York, NY 10015

Shawnee County, Kansas

Doc. No. 011026

(Published in the Kansas Register, August 29, 1991.)

**Notice of Redemption
Geary County, Kansas
Single Family Mortgage Revenue Bonds
1980 Series A**

Notice is hereby given that pursuant to Section 3.01 of the trust indenture dated April 1, 1980, \$195,000 principal amount of the bonds are called for redemption October 1, 1991, at the redemption price of 100 percent of the principal amount being redeemed plus accrued interest thereon to the redemption date. This notice was first published on Thursday, August 29, 1991, in the Kansas Register and The Bond Buyer.

The serial numbers of the bearer bonds to be redeemed are as follows: (Note: Coupons due October 1, 1991, should be presented in the normal manner. Coupons due April 1, 1992, and all subsequent coupons must be attached to bonds called for redemption.)

Due April 1, 2011 (CUSIP 368342-AP-6)					
253	494	778	1205	1415	1661
337	521	820	1208	1477	1672
394	570	943	1240	1486	1778
402	725	968	1270	1591	1799
431	755	1052	1358	1604	1849
492	767	1192	1359	1606	1871

The serial numbers of the registered bonds to be partially or fully redeemed in the amounts described below are as follows:

Due April 1, 2011 (CUSIP 368342-AP-6)	
Registered Bond Number	Amount Called
R 114	5,000
R 119	10,000

Payment of the redemption price of the bearer bonds and the registered bonds to be redeemed will be made at Security Bank of Kansas City, One Security Plaza, Kansas City, KS 66101. To avoid a 20 percent backup withholding required by the Interest and Dividend Tax Act of 1983, bondholders should submit certified taxpayer identification numbers on I.R.S. Form W-9 when presenting their securities for redemption.

Notice is hereby given that on and after October 1, 1991, interest on the bonds hereby called for redemption shall cease to accrue.

Security Bank of Kansas City
Kansas City, Kansas, Trustee

Doc. No. 011015

(Published in the Kansas Register, August 29, 1991.)

(Published in the Kansas Register, August 29, 1991.)

**Notice of Redemption
Riley County, Kansas
Single Family Mortgage Revenue Bonds
1980 Series A**

**Notice of Redemption
Shawnee County, Kansas
GNMA Collateralized Home Mortgage
Revenue Bonds
1987 Series A**

Notice is hereby given that pursuant to Section 3.01 of the trust indenture dated April 1, 1980, \$315,000 principal amount of the bonds are called for redemption October 1, 1991, at the redemption price of 100 percent of the principal amount being redeemed plus accrued interest thereon to the redemption date. This notice was first published on Thursday, August 29, 1991, in the Kansas Register and The Bond Buyer.

Notice is hereby given that \$140,000 principal amount of bonds, as listed below, are called for redemption on October 1, 1991, at the price of 100 percent of the principal amount being redeemed plus accrued interest thereon to the redemption date. The outstanding amount for this issue remaining after call is \$7,552,306.84.

The serial numbers of the bearer bonds to be redeemed are as follows: (Note: Coupons due October 1, 1991, should be presented in the normal manner. Coupons due April 1, 1992, and all subsequent coupons must be attached to bonds called for redemption.)

Registered bond numbers to be redeemed are as follows:

<u>Due April 1, 1992</u>		<u>Due April 1, 1993</u>	
(CUSIP 766642-AM-4)		(CUSIP 766642-AN-2)	
260		315	
<u>Due April 1, 2011</u>			
(CUSIP 766642-AP-7)			
407	846	1956	2537
448	1399	2081	2607
668	1617	2086	

Cusip	Bond Number	Current Amount	Called Amount	Amount Remaining	
820558	AG9	CIR102	5,000	5,000	-0-
820558	AJ3	CIR136	10,000	5,000	5,000
820558	AL8	CIR1212	5,000	5,000	-0-
820558	AN4	CIR1131	5,000	5,000	-0-
820558	AQ7	CIR802	15,000	5,000	10,000
820558	AS3	CIR290	5,000	5,000	-0-
820558	AU8	CIR329	5,000	5,000	-0-
820558	AW4	CIR1397	45,000	5,000	40,000
820558	AY0	CIR1306	10,000	5,000	5,000
820558	AZ7	CIR1393	95,000	5,000	90,000
820558	BA1	CIR475	10,000	5,000	5,000
820558	BB9	CIR1359	5,000	5,000	-0-
820558	BC7	CIR792	10,000	5,000	5,000
820558	BD5	CIR554	25,000	5,000	20,000
820558	BE3	CIR687	40,000	5,000	35,000
		CIR819	25,000	5,000	20,000
		CIR1293	10,000	5,000	5,000
		CIR1319	25,000	5,000	20,000
		CIR1384	1,880,000	40,000	1,840,000
		CIR1407	65,000	5,000	60,000
		CIR1412	20,000	5,000	15,000

The serial numbers of the registered bonds to be partially or fully redeemed in the amounts described below are as follows:

<u>Due April 1, 2011</u>			
(CUSIP 766642-AP-7)			
<u>Registered Bond Number</u>	<u>Amount Called</u>		
R 90	10,000		
R 206	5,000		
R 218	25,000		
R 221	210,000		
	Total Call		315,000

Payment of the redemption price of the bearer bonds and the registered bonds to be redeemed will be made at Security Bank of Kansas City, One Security Plaza, Kansas City, KS 66101. To avoid a 20 percent backup withholding required by the Interest and Dividend Tax Act of 1983, bondholders should submit certified taxpayer identification numbers on I.R.S. Form W-9 when presenting their securities for redemption.

Notice is hereby given that on and after October 1, 1991, interest on the bonds hereby called for redemption shall cease to accrue.

Security Bank of Kansas City
Kansas City, Kansas, Trustee

Doc. No. 011016

Registered bonds are to be presented to Merchants National Bank of Topeka.

On October 1, 1991, all bonds designated for redemption will become due and payable upon presentation thereof at the address given below. On and after October 1, 1991, interest on the principal amount called for redemption shall cease to accrue.

The bonds, along with IRS Form W-9 (verification of taxpayer identification number), may be presented for payment in person or by mail at the following address: The Merchants National Bank of Topeka, Attn: Corporate Trust, P.O. Box 178, Topeka, KS 66601-0178.

Shawnee County, Kansas

Doc. No. 011027

(Published in the Kansas Register, August 29, 1991.)

**NOTICE OF REDEMPTION
SEDGWICK COUNTY, KANSAS**

**Single Family Mortgage Revenue Bonds
(Multiple Originators and Servicers)
1980 Series A**

Due April 1, 1992/1995 and April 1, 2011

NOTICE IS HEREBY GIVEN that, pursuant to Section 3.01 of the Indenture dated as of April 1, 1980, and as amended by the First Supplemental Trust Indenture, dated as of September 1, 1986, \$1,355,000 principal of Bonds has been drawn pro-rata among maturities and by lot within each maturity, for redemption at par on October 1, 1991.

Coupon Bonds of \$5,000 Denominations, called in full, bearing CUSIP No. 815618 and Suffix:

AL7	1388	1857	2604	4171	4959	5631	6377	7178	7616	8375	8928	9377	10273
1108	1396	1859	3291	4245	4981	5644	6387	7215	7727	8488	9008	9457	10301
1167	1428	1869	3447	4351	5003	5645	6395	7275	7745	8509	9018	9574	10321
1175	AN3	1878	3802	4447	5045	5680	6400	7336	7752	8528	9033	9603	10405
1183	1506	1939	3822	4503	5072	5899	6437	7344	7778	8643	9143	9729	10434
1262	1518	1967	3826	4598	5147	5926	6627	7395	7875	8735	9179	9950	10479
1269	1671	AQ6	3877	4613	5157	5931	6707	7425	7946	8739	9199	9957	10489
AM5	1712	2573	3893	4715	5161	6182	6816	7435	7975	8864	9202	9973	10495
1367	AP8	2576	3940	4747	5233	6245	6842	7542	8151	8872	9223	9995	10509
1369	1796	2584	4117	4858	5352	6289	6850	7583	8322	8888	9272	10048	
1374	1819	2593	4155	4866	5545	6303	6933	7585	8339	8893	9288	10152	
			4160	4912	5568	6350	7110	7591	8343	8901	9331	10266	

The serial numbers of the Registered Bonds, bearing CUSIP No. 815618, to be redeemed in whole or in part, and the principal amount to be redeemed are as follows:

Bond Number	Par Amount	Amount Called	Suffix	Bond Number	Par Amount	Amount Called	Suffix
R434	\$ 5,000	\$ 5,000	AN3	R420	\$100,000	\$100,000	AQ6
R440	10,000	10,000	AN3	R421	100,000	100,000	AQ6
R336	20,000	5,000	AQ6	R430	145,000	145,000	AQ6
R348	30,000	10,000	AQ6	R442	95,000	30,000	AQ6
R418	100,000	100,000	AQ6	R443	15,000	10,000	AQ6

Coupons Bonds with the October 1, 1991 and all subsequent coupons attached and all Registered Bonds should be presented to one of the offices of the Paying Agents:

BY HAND DELIVERY:

Continental Bank, National Association
Attention: Corporate Trust Operations
230 South Clark Street-19th Floor
Chicago, Illinois 60697

Morgan Guaranty Trust Company of New York
Attention: Corporate Trust Department
30 West Broadway-12th Floor
New York, New York 10015

BY MAIL:

Continental Bank, National Association
Attention: Corporate Trust Operations
231 South LaSalle Street-19th Floor
Chicago, Illinois 60697

Southwest National Bank of Wichita
Attention: Corporate Trust Department
P.O. Box 1401
Wichita, Kansas 67201

Where a fully Registered Bond is redeemed in part, a new fully Registered Bond for the unredeemed portion will be issued and returned without charge. While registered bondholders have the option of presenting Bonds to any of the above-mentioned Paying Agents, there will be a delay in the issuance of Bonds for any unredeemed portion unless such presentment is made to the principal Paying Agent in Chicago at the above given address.

To assure prompt payment of the redemption price, bond certificates should be sent, unendorsed, approximately two weeks before October 1, 1991 to one of the above given addresses. The method of delivery of the Bonds for payment is at the election and risk of the holder but, if sent by mail, insured, registered or certified mail, return receipt requested, is recommended.

Interest on the Bonds or portions of Bonds called for redemption will cease to accrue on October 1, 1991.

To avoid a 20% backup withholding tax required by the Interest and Dividend Tax Compliance Act of 1983, holders must submit a properly completed IRS Form W-9 with their bonds, unless such form has been previously provided.

August 30, 1991

By: Continental Bank, National Association
Trustee for Sedgwick County, Kansas

State of Kansas

Department on Aging

Temporary Administrative
Regulations

Article 8.—SENIOR CARE ACT

26-8-1. Definitions. (a) "Activities of daily living" means basic activities necessary for daily self care, including eating, self bathing, dressing, toileting, and transferring self to and from bed.

(b) "Area agency" or "area agency on aging" means the agency or organization within a planning and service area that has been designated by the secretary to develop, implement and administer a plan for the delivery of a comprehensive and coordinated system of services to older persons in the planning and service area.

(c) "Attendant care services" means assistance with bathing, medication, dressing, personal appearance, feeding and toileting under the direction of a medical professional.

(d) "Care management services" means those services undertaken in order to design and implement a coherent service delivery program for an older person with multiple or complex needs who may be served by several discrete service providers. This includes actions which involve the creation of a care plan and the monitoring of the care plan operation.

(e) "Chore services" means those services intended to handle household chores including but not limited to heavy cleaning, yard and walk maintenance, which the older person is unable to handle on his/her own and which do not require the services of a trained homemaker or other specialist.

(f) "Client" means any persons 60 years of age or older who meets eligibility standards established in K.A.R. 26-8-2 and who is being served by the senior care act program.

(g) "Family" means one or more adults and children, if any, related by blood or law and residing in the same household. Where adults, other than spouses, reside together, each will be considered a separate family. Emancipated minors and children living under the care of individuals not legally responsible for that care shall be considered one-person families.

(h) "Homemaker services" means those services which provide help for housecleaning, laundry, essential shopping, errands and meal preparation, and which do not require trained personnel.

(i) "Instrumental activities of daily living" means basic activities necessary for daily self care, including meal preparation, laundry, housecleaning, budgeting and shopping.

(j) "Older person" means any person who is 60 years of age or older.

(k) "Residential repair" means activities to repair, maintain or renovate a residence or appliances.

(l) "Respite care" means short-term inpatient or outpatient care delivered to a client in lieu of his or her regular source of support.

(m) "Screening and Assessment" means administering standard examinations, procedures or tests for the purpose of gathering information about an older person to determine need or eligibility, or both, for services. Information collected may include but are not limited to health status, financial status, activities of daily living status, and information on current support systems.

(n) "Secretary" means the secretary on aging.

(o) "Senior care act" means K.S.A. 75-5926 through K.S.A. 75-5936, which establishes a program of in-home support services for persons 60 years of age and older.

(p) "Social need" means the need caused by non-economic factors which include physical and mental disabilities, language barriers, and cultural, social or geographical isolation including that caused by racial (for example black, hispanic, native American or asian) or ethnic status, which restrict an individual's ability to perform normal daily tasks or which threaten such individual's capacity to live independently.

(q) "Start-up costs" mean those expenses incurred in preparing for and initially incurred in offering a new service. These would include equipment, training and outreach.

(r) "Transportation for care services" means services provided in order to take a client from one location to another for medical or respite care. (Authorized by and implementing K.S.A. 775-5928, 75-5930, 75-5931 and 75-5933; effective, T-26-10-17-89, Oct. 17, 1989; effective T-26-8-9-91, Aug. 9, 1991.)

26-8-2. Eligibility for services. Each person eligible for services must be 60 years of age or older, and shall: (a) have physical or mental limitations which restrict the ability to perform one or more activities of daily living or instrumental activities of daily living; and

(b) not be eligible for home care services provided by the department of social and rehabilitation services, or if eligible, not be a recipient of home care services provided by the department of social and rehabilitation services. (Authorized by and implementing K.S.A. 75-5928 and 75-5929; effective, T-26-10-17-89, Oct. 17, 1989; effective, T-26-8-9-91, Aug. 9, 1991.)

26-8-3. Priority of services. Within the level of appropriations available, services shall be provided pursuant to the senior care act in the following priority:

(a) homemaker and attendant care services;

(b) respite and chore services;

(c) care management services;

(d) residential repair services; and

(e) transportation for care services. (Authorized by and implementing K.S.A. 75-5928; effective, T-26-10-17-89, Oct. 17, 1989; effective, T-26-8-9-91, Aug. 9, 1991.)

26-8-4. Fees. (a) The following fee schedule is set pursuant to K.S.A. 75-5931 and shall be a percentage of the actual cost of the service rendered based upon:

(1) the number of persons within the family; and

(2) the monthly gross income of the family.

(b) The percentage of the cost for which the client shall be responsible in fiscal year '92 shall be as follows:

(continued)

Monthly Gross Income	One Person Family	Monthly Gross Income	Two Person Family
below \$828	20%	below \$1110	20%
\$828-\$927	20%	\$1110-\$1209	20%
\$928-\$1027	30%	\$1210-\$1309	30%
\$1028-\$1127	40%	\$1310-\$1409	40%
\$1128-\$1227	50%	\$1410-\$1509	50%
\$1228-\$1327	60%	\$1510-\$1609	60%
\$1328-\$1427	70%	\$1610-\$1709	70%
\$1428-\$1527	80%	\$1710-\$1809	80%
\$1528-\$1627	90%	\$1810-\$1909	90%
\$1628 - above	100%	\$1910 - above	100%

(Authorized by and implementing K.S.A. 75-5931 and 75-5933; effective, T-26-10-17-89, Oct. 17, 1989; effective, T-26-8-9-91, Aug. 9, 1991.)

26-8-5. Screening and assessment mechanism. Each service provider shall use the community services screening instrument (KDOA Form 222, dated July, 1990) to screen and assess applicants in order to determine eligibility for services under the senior care act. (Authorized by and implementing K.S.A. 75-5930; effective, T-26-10-17-89, Oct. 17, 1989; effective, T-26-8-9-91, Aug. 9, 1991.)

26-8-6. Level of payments to providers. The level of payments to service providers shall be established by the area agencies through purchase of service contracts with service providers, following procedures established by K.A.R. 26-3-1 through 26-3-7. These payments shall be competitive within the geographical area in which the service provider operates. (Authorized by and implementing K.S.A. 75-5931; effective, T-26-10-17-89, Oct. 17, 1989; effective, T-26-8-9-91, Aug. 9, 1991.)

26-8-7. Funds spent for each client. The maximum expenditure for total monthly services provided to each client shall not exceed \$800.00. (Authorized by and implementing K.S.A. 75-5931; effective, T-26-10-17-89, Oct. 17, 1989; effective, T-26-8-9-91, Aug. 9, 1991.)

26-8-8. Termination. (a) Services provided under this act may be terminated by the service provider:

(1) if the client is institutionalized;
 (2) if the client is no longer in need of service due to the provision of alternative services or improvement to the point of ability to perform activities of daily living (ADL's) or instrumental activities of daily living (IADL's);

(3) for non-payment of fees; or
 (4) upon the death of the client.

(b) Notice.

(1) If services are to be terminated for non-payment of fees, written notice of termination shall be given. The notice shall be served by delivering a copy of the notice to the client or by mailing a copy of the notice to the client at the client's last known address. Notice shall be served at least 30 calendar days prior to the effective date of the termination.

(2) The notice shall include the reasons for and the effective date of the termination. (Authorized by and implementing K.S.A. 75-5931; effective, T-26-10-17-89, Oct. 17, 1989; effective, T-26-8-9-91, Aug. 9, 1991.)

26-8-9. Request for fair hearing. (a) Every client shall be informed in writing of the right to a fair hearing and the method of obtaining such a hearing. The notice shall be given at the time of action on the application for services and at the time of any subsequent action affecting services.

(b) Any applicant, client, or former client who is dissatisfied with any action concerning the furnishing or denial of senior care act services shall have the right to appeal the action in a formal hearing.

(c) A request for a hearing shall be submitted in writing to the service provider and the area agency. (Authorized by and implementing K.S.A. 75-5951; effective, T-26-10-17-89, Oct. 17, 1989; effective, T-26-8-9-91, Aug. 9, 1991.)

26-8-10. Formal hearing. (a) The presiding officer shall conduct each hearing in accordance with the provisions of notice of the hearing and the requirements of this regulation.

(b) The presiding officer shall be the area agency director or the area agency director's designee.

(c) Any party may participate in the hearing in person or by a duly authorized representative.

(d) Any party may be represented by counsel at the party's own expense.

(e) Notice of hearing.

(1) The area agency on aging shall set the time and place of the hearing and give reasonable written notice to all parties at least 10 days prior to the hearing. Service of notice shall be made in accordance with K.S.A. 77-531 and amendments thereto.

(2) The notice shall include:

(A) the official file title or access reference number, the name of the proceeding and a general description of the subject matter;

(B) a statement of the time, place and nature of the hearing;

(C) a statement of the legal authority and jurisdiction under which the hearing is to be held;

(D) a statement of the issues involved;

(E) a statement that any party who fails to attend or participate in a hearing or other stage of an adjudicative proceeding may be held in default under the act;

(F) the name, official title, mailing address and telephone number of the presiding officer;

(G) the name, official title, mailing address and telephone number of any counsel or employee who has been designated to appear on behalf of the area agency; and

(H) the names and mailing addresses of all parties and other persons to whom notice is being given by the presiding officer.

(3) The notice may include any other matters the presiding officer considers desirable to expedite the proceedings.

(f) Hearing procedure.

(1) The presiding officer shall regulate the course of the proceedings.

(2) To the extent necessary for full disclosure of all relevant facts and issues, the presiding officer shall afford to all parties the opportunity to respond, present

evidence and argument, present witnesses, subpoena witnesses, conduct cross-examinations, and submit rebuttal evidence.

(3) The presiding officer shall render an order.

(A) The order shall include the findings of fact, conclusions of law, policy reasons for the decision and the remedy prescribed.

(B) The order shall be rendered in writing and served within 30 days after conclusion of the hearing.

(C) The presiding officer shall cause copies of the order to be served on each party.

(D) The order is effective upon service.

(E) If the complainant is dissatisfied with the order of the presiding officer, they can appeal the decision to the secretary of the Kansas department on aging under K.A.R. 26-8-11. (Authorized by and implementing K.S.A. 75-5908; effective T-26-10-17-89, Oct. 17, 1989; effective, T-26-8-9-91, Aug. 9, 1991.)

26-8-11. Appeal from hearing order. (a) Each request for an appeal shall state clearly the proposed action upon which a hearing is requested and shall be delivered or mailed to the department.

(b) Any request for a hearing under this rule and regulation shall be filed within 30 days from the date the action prompting the request for hearing was taken.

(c) Any request for a hearing shall be delivered or mailed to the area agency whose action is being appealed and to the department.

(d) Either the secretary's designee or the department staff member who is responsible for the senior care act program shall serve as the hearing officer.

(e) Within 15 days from the date the department receives the request for a hearing, the hearing officer shall:

(1) Fix a date, time and place for the hearing, which shall be within 30 days of the department receiving the request;

(2) Give written notice of the date, time and place of the hearing to the party who requested the hearing and to the area agency or sub-grantee of the area agency whose action or proposed action is the subject matter of the hearing. The notice shall be given at least 14 days prior to the date of the hearing; and

(3) Give written notice to the individual who requested the hearing, at least 14 days prior to the date of the hearing, that such individual:

(A) At any time prior to the hearing and during normal business hours, may examine and review the evidence upon which the action of the area agency or sub-grantee of the area agency is based.

(B) May appear at the hearing personally or through legal counsel or other authorized representative; and

(C) At the hearing, may present witnesses and documentary evidence and shall be afforded the opportunity to cross-examine any adverse witness or witnesses.

(f) Hearing.

(1) The presiding officer shall conduct each hearing in accordance with the provisions of the notice of hearing and the requirements of this regulation.

(2) Prior to the commencement of the hearing, the

hearing officer may examine the file relating to the matter.

(3) Upon commencement of the hearing, an appellant shall be permitted to make an opening statement and present any witnesses, documents, or other evidence, and in general, present the case. Then the representative of the agency whose decision is being appealed may make any opening statement and present any witnesses, documents, or other evidence, and in general, present the case on behalf of the agency. Then any other interested person, upon receiving recognition from the presiding officer, may present any evidence or statements that are relevant to the appeal. The appellant and the representative of the agency whose decision is being appealed may, in their turn, examine any witnesses and documents placed into evidence. The hearing officer may question any of the parties and witnesses and examine any documents offered in evidence from time to time during the hearing.

(4) The hearing shall be of an informal and non-adversarial nature with no oath-taking required. For good cause shown, the hearing may be continued to a future date and time at which the hearing of the appeal shall be completed. Each party shall be allowed a period of time, which shall not exceed one hour, in which to present the case, unless the hearing officer, in the interest of justice, grants more time.

(g) Decision of the secretary.

(1) Within seven days of the conclusion of the hearing, the hearing officer shall submit a report to the secretary. This report shall contain findings of fact and a recommendation to the secretary.

(2) Within 20 days after receiving the hearing officer's recommendation, a decision shall be issued by the secretary. The decision shall be written, signed, mailed or personally delivered to all interested parties. If mailed, the decision shall be sent by certified or registered mail with return receipt requested. If delivered, an acknowledgement of receipt shall be signed by the party to whom the decision is delivered.

(3) The decision of the hearing officer shall not be binding upon the secretary. (Authorized by and implementing K.S.A. 75-5908; effective, T-26-8-9-91, Aug. 9, 1991.)

26-8-12. Reporting requirements. Each area agency and each contractee or sub-contractee providing services under the act shall comply with the reporting requirements of K.A.R. 26-3-6. (Authorized by and implementing K.S.A. 75-5931; effective, T-26-8-9-91, Aug. 9, 1991.)

26-8-13. Targeting of services. Preference shall be given to persons who are: (a) at the greatest risk of being placed in an institutional setting; or

(b) those with the greatest social need. (Authorized by and implementing K.S.A. 75-5931; effective, T-26-8-9-91, Aug. 9, 1991.)

26-8-14. Costs for administration, start-up costs and evaluation. (a) Area agencies shall spend no more than eight and one half per cent of their total senior care act project award on administration of the pro-

(continued)

gram, except that projects with total funding of less than \$111,110 may spend up to \$9,445 on administration with prior written approval of the secretary.

(b) Area agencies may receive start-up funds for new services, service areas, or both upon approval of the secretary.

(c) Area agencies may expend funds on screening and assessment. Screening and assessment is to be funded by the area agency and not charged to the client. This service may be provided directly or contracted out.

(d) Area agencies participating in the senior care act program may be required by the secretary to allocate an amount of not more than five percent of the total net cost recorded on their initial senior care act program notification of grant award to pay for an evaluation of the project by an independent evaluator to be chosen by the secretary. (Authorized by and implementing K.S.A. 75-5931, 75-5933, and 75-5935; effective, T-26-8-9-91, Aug. 9, 1991.)

Joanne E. Hurst
Secretary of Aging

Doc. No. 010985

State of Kansas

Social and Rehabilitation Services

Temporary Administrative Regulations

Article 4.—PUBLIC ASSISTANCE PROGRAM

30-4-63. KanWork program requirements. Each assigned recipient, unless exempted, shall be required to participate in one or more components of the KanWork program. Any exempt recipient may volunteer for participation in the KanWork program. The geographic areas in the state and the public assistance programs in which the KanWork requirements are to be enforced shall be designated by the secretary. The administration of the KanWork program shall be within the limits of appropriations. (a) Exemptions. The persons listed below shall be exempt from the KanWork requirements:

(1) Any person who is ill, when determined on the basis of medical evidence or another sound basis that the illness or injury is serious enough to temporarily prevent entry into employment or training;

(2) any person who is incapacitated, when verified that a physical or mental impairment, determined by a physician or a licensed or certified psychologist, by itself or in conjunction with age, prevents the individual from engaging in employment or training. When an individual claims exempt status due to incapacity, but medical verification is needed to establish the incapacity, the individual shall be regarded as temporarily exempt for a period not to exceed 30 days while the individual's status is being verified. If verification is not provided because of a legitimate delay in obtaining an examination by or a consultation with a medical practitioner, the temporary exemption period shall be extended for a period not to exceed 15 days.

For GA, a statement from a vocational rehabilitation counselor may be used to determine incapacity;

(3) any person who is under age 16 or 60 years of age or older;

(4) any person who is needed in the home because another member of the household requires the individual's presence due to illness or incapacity and no other appropriate member of the household is available to provide the needed care;

(5) any parent or other relative who is personally providing care for a child under age three, except that a custodial parent shall not be exempt from the educational component if the parent is under age 20, does not possess a high school diploma or its equivalent, and is not otherwise exempt. Only one person or other relative in a case may be exempt for providing care for a child under age three. This exemption cannot be claimed if the other parent or caretaker relative in the home or the stepparent in the plan is exempt from the work program requirements for another reason and is available and capable of providing child care;

(6) any person who is employed full-time, unless the employment was obtained during current participation in the program. Employment is considered to be full-time when the person is employed 30 or more hours a week and is earning at least the federal minimum wage;

(7) any person age 16, 17 or 18 who attends full-time an elementary, secondary, vocational or technical school. Persons age 18 shall be reasonably expected to complete the program before attaining age 19. This exemption shall not apply to a person who attends full-time an elementary, secondary, vocational or technical school as a required KanWork activity;

(8) any woman who is three or more months pregnant;

(9) any person who resides in an area of the state where the work program is available, but in a location which is so remote that effective participation is precluded. The individual shall be considered remote if a round trip of more than two hours by reasonably available public or private transportation, exclusive of time necessary to transport children to and from a child care facility, would be required for a normal work or training day. However, if normal round trip commuting time in the area is more than two hours, then the round trip commuting time shall not exceed the generally accepted community standards;

(10) any parent or other caretaker of a child when another adult relative in the plan is participating in the KanWork program and the youngest child in the plan is under the age of three. If all children in the plan are age three or older, both parents shall be required to participate in the KanWork program; and

(11) any person who is a full-time volunteer serving under the Volunteers In Service To America (VISTA) program.

(b) Participation requirements. Each assigned recipient shall enter into a written agreement with the agency for the purpose of participating in one or more components of an agency-approved, work-related program directed toward a plan of self-sufficiency. The

components of the KanWork program may include, but are not limited to, the following:

(1) Job search. Each assigned recipient shall participate in job search activities which may include agency-approved job clubs, supervised and unsupervised job search activities, job referral and placement services, and employment counseling.

(2) Community work experience program (CWEP). Each assigned recipient shall participate in CWEP activities which may include the opportunity to regain work skills, learn new skills, test interest and skills on the job, gain a work history, and obtain a work reference.

(3) Education and training. Each assigned recipient shall participate in education and training activities which are aimed at facilitating a recipient's movement toward self-sufficiency and employment retention. Education and training activities include such elements as vocational training, adult basic education, literacy training, general educational development, and post-secondary education and training.

(4) Work supplementation. Each assigned recipient shall participate in a work supplementation program in which an employer receives a wage subsidy from money diverted from public assistance grants for employing program participants.

(c) Support services. Support services shall be provided to participants. Support services shall include, but are not limited to:

(1) Transportation expenses, as outlined in K.A.R. 30-4-120(a)(1);

(2) day care expenses, as outlined in K.A.R. 30-4-120(a)(2); and

(3) education and training expenses, as outlined in K.A.R. 30-4-120(a)(3);

(d) Transitional services. Transitional services shall be provided to each participant and members of the participant's assistance family group who lose eligibility for public assistance due to the participant's employment. Transitional services shall include, but are not limited to, child care and transportation, as outlined in K.A.R. 30-4-120(a)(4), and medical assistance, as outlined in K.A.R. 30-6-65(n).

(e) Penalty. When a person who is required to participate in the KanWork program fails without good cause to participate in the program or refuses without good cause to accept employment, or terminates employment or reduces earnings without good cause, the individual shall be ineligible for assistance. In ADC-UP and GA, the spouse of the individual or the other parent in the household shall also be ineligible unless the spouse or the other parent is a KanWork participant. In GA, a potential employment penalty, as set forth in K.A.R. 30-4-58(d), shall be considered in combination with any other KanWork penalty. The period of ineligibility shall be as follows:

(1) For the first such failure or refusal, until the failure or refusal ceases;

(2) for the second such failure or refusal, until the failure or refusal ceases, or three months, whichever is longer; and

(3) for any subsequent failure or refusal, until the

failure or refusal ceases, or six months, whichever is longer.

(f) Good cause. The individual shall be determined to have good cause for failing to participate in the program, refusing to accept employment, terminating employment, or reducing earnings if the individual has presented verification that one of the criteria listed below has been met:

(1) The person is exempt from participation in the program;

(2) there was no bona fide offer of employment or training;

(3) the person was incapable of performing the work or training;

(4) the work or training was so dangerous or hazardous according to OSHA standards as to make the refusal or termination a reasonable one;

(5) the payment offered was less than the applicable minimum wage;

(6) child care or day care for any incapacitated individual living in the same home is necessary for an individual to participate or continue participation in the program or accept employment and such care is not available and the agency fails to provide such care;

(7) the employment would result in the family of the participant experiencing a net loss of cash income;

(8) the assignment for training was not within the scope of the agency-approved plan;

(9) the total daily commuting time to and from home to the work or training site to which the individual is assigned exceeds two hours, not including the transporting of a child to and from a child care facility. If a longer commuting distance is generally accepted in the community, the round trip commuting time shall not exceed the generally accepted community standards; or

(10) the person is the parent or other relative personally providing care for a child under age six and the employment requires the person to work more than 20 hours per week. The effective date of this regulation shall be August 30, 1991. (Authorized by and implementing K.S.A. 1990 Supp. 39-708c, 39-7,103; effective, T-30-7-29-88, July 29, 1988; effective Sept. 26, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended Jan. 2, 1990; amended, T-30-3-29-90, April 1, 1990; revoked, T-30-7-2-90, July 2, 1990; amended, T-30-7-2-90, July 2, 1990; revoked, T-30-8-14-90, Oct. 1, 1990; amended Oct. 1, 1990; amended Jan. 7, 1991; amended, T-30-6-10-91, July 1, 1991; amended, T-30-8-9-91, Aug. 30, 1991.)

30-4-64. Work program requirements. Each assigned recipient, unless exempted, shall be required to participate in one or more components of the work program. Any exempt recipient may volunteer for participation in the program. The geographic areas in the state and the public assistance programs in which the work requirements are to be enforced shall be designated by the secretary. The administration of the work programs shall be within the limits of appropriations.

(a) Exemptions. The persons listed below shall be exempt from the work requirements:

(continued)

(1) Any person who is ill, when determined on the basis of medical evidence or another sound basis that the illness or injury is serious enough to temporarily prevent entry into employment or training;

(2) any person who is incapacitated, when verified that a physical or mental impairment, determined by a physician or a licensed or certified psychologist, by itself or in conjunction with age, prevents the individual from engaging in employment or training. When an individual claims exempt status due to incapacity, but medical verification is needed to establish the incapacity, the individual shall be regarded as temporarily exempt for a period not to exceed 30 days while the individual's status is being verified. If verification is not provided because of a legitimate delay in obtaining an examination by or a consultation with a medical practitioner, the temporary exemption period shall be extended for a period not to exceed 15 days. For GA, a statement from a vocational rehabilitation counselor may be used to determine incapacity;

(3) any person who is under age 16 or 60 years of age or older;

(4) any person who is needed in the home because another member of the household requires the individual's presence due to illness or incapacity and no other appropriate member of the household is available to provide the needed care;

(5) any parent or other relative who is personally providing care for a child under age three, except that a custodial parent shall not be exempt from the educational component if the parent is under age 20, does not possess a high school diploma or its equivalent, and is not otherwise exempt. Only one person or other relative in a case may be exempt for providing care for a child under age three. This exemption cannot be claimed if the other parent or caretaker relative in the home or the stepparent in the plan is exempt from the work program requirements for another reason and is available and capable of providing child care;

(6) any person who is employed full-time, unless the employment was obtained during current participation in the program. Employment is considered to be full-time when the person is employed 30 or more hours a week and is earning at least the federal minimum wage;

(7) any person age 16, 17 or 18 who attends full-time an elementary, secondary, vocational or technical school. Persons age 18 shall be reasonably expected to complete the program before attaining age 19. This exemption shall not apply to a person who attends full-time an elementary, secondary, vocational or technical school as a required work program activity;

(8) any woman who is three or more months pregnant;

(9) any person who resides in an area of the state where the work program is available, but in a location which is so remote that effective participation is precluded. The individual shall be considered remote if a round trip of more than two hours by reasonably available public or private transportation, exclusive of time necessary to transport children to and from a child care facility, would be required for a normal work or

training day. However, if normal round trip commuting time in the area is more than two hours, then the round trip commuting time shall not exceed the generally accepted community standards;

(10) any parent or other caretaker of a child when another adult relative in the plan is participating in the work program and the youngest child in the plan is under the age of three. If all children in the plan are age three or older, both parents shall be required to participate in the work program; and

(11) any person who is a full-time volunteer serving under the Volunteers In Service To America (VISTA) program.

(b) Participation requirements. Each assigned recipient shall participate in one or more components of an agency-approved, work-related program directed toward a plan of self-sufficiency. The components of the work program may include, but are not limited to, the following:

(1) Job search. Each assigned recipient shall participate in job search activities which may include agency-approved job clubs, supervised and unsupervised job search activities, job referral and placement services, and employment counseling.

(2) Community work experience program (CWEP). Each assigned recipient shall participate in CWEP activities which may include the opportunity to regain work skills, learn new skills, test interest and skills on the job, gain a work history, and obtain a work reference.

(3) Education and training. Each assigned recipient shall participate in education and training activities which are aimed at facilitating a recipient's movement toward self-sufficiency and employment retention. Education and training activities include such elements as vocational training, adult basic education, literacy training, general educational development, and post-secondary education and training.

(c) Support services. Support services shall be provided to participants. Support services shall include, but are not limited to:

(1) Transportation expenses, as outlined in K.A.R. 30-4-120(a)(1);

(2) day care expenses, as outlined in K.A.R. 30-4-120(a)(2); and

(3) education and training expenses, as outlined in K.A.R. 30-4-120(a)(3).

(d) Transitional services. Transitional services shall be provided to each participant and to members of the participant's assistance family group who lose eligibility for ADC or APW due to the participant's employment. Transitional services shall include, but are not limited to, child care, as outlined in K.A.R. 30-4-120(a)(4), and medical assistance, as outlined in K.A.R. 30-6-65(n).

(e) Penalty. When a person who is required to participate in the work program fails without good cause to participate in the program, refuses without good cause to accept employment, or terminates employment or reduces earnings without good cause, the individual shall be ineligible for assistance. In ADC-UP and GA, the spouse of the individual or the other parent in the household shall also be ineligible unless

the spouse or the other parent is a work program participant. In GA, a potential employment penalty, as set forth in K.A.R. 30-4-58(d), shall be considered in combination with any work program penalty. The period of ineligibility shall be as follows:

(1) For the first such failure or refusal, until the failure or refusal ceases;

(2) for the second such failure or refusal, until the failure or refusal ceases, or three months, whichever is longer; and

(3) for any subsequent failure or refusal, until the failure or refusal ceases, or six months, whichever is longer.

(f) Good cause. The good cause criteria set forth in K.A.R. 30-4-63(f) shall be used in determining good cause for the work program requirements. The effective date of this regulation shall be August 30, 1991. (Authorized by and implementing K.S.A. 1990 Supp. 39-708c, 39-7,103; effective Oct. 1, 1989; amended Jan. 2, 1990; amended, T-30-3-29-90, April 1, 1990; revoked, T-30-7-2-90, July 2, 1990; amended, T-30-7-2-90, July 2, 1990; revoked, T-30-8-14-90, Oct. 1, 1990; amended Oct. 1, 1990; amended Jan. 7, 1991; amended, T-30-6-10-91, July 1, 1991; amended, T-30-8-9-91, Aug. 30, 1991.)

Article 5.—PROVIDER PARTICIPATION, SCOPE OF SERVICES, AND REIMBURSEMENTS FOR THE MEDICAID (MEDICAL ASSISTANCE) PROGRAM

30-5-58. Definitions. (a) The following words and terms, when used in this part, shall have the following meanings, unless the context clearly indicates otherwise:

(1) "Accept medicare assignment" means accept the medicare allowed payment rate as payment in full for services provided to a recipient.

(2) "Accrual basis accounting" means reporting revenue in the period when it is earned, regardless of when it is collected, and reporting expenses in the period in which they are incurred, regardless of when they are paid.

(3) "Acquisition cost" means the allowable reimbursement price determined by the Kansas department of social and rehabilitation services for each covered drug, supply or device in accordance with federal regulations.

(4) "Activities of daily living" means basic activities necessary for daily self care.

(5) "Admission" means the condition of entry into a hospital for the purpose of receiving inpatient medical treatment.

(6) "Ambulance" means a state-licensed vehicle equipped for emergency transportation of injured or sick recipients to facilities where medical services are rendered.

(7) "Arm's length transaction" means a transaction between unrelated parties.

(8) "Border cities" mean those communities outside of the state of Kansas but within a 50-mile range of the state border.

(9) "Case conference" means a scheduled face-to-face meeting involving two or more persons to discuss

problems associated with the treatment of the facility's patient or patients. Persons involved in the case conference may include treatment staff, collaterals or other department representatives of the client or clients.

(10) "Capitation reimbursement" means a reimbursement methodology establishing payment rates, per program recipient or eligible individual, for a designated group of services.

(11) "Change of ownership" means:

(A) A change that involves an arm's length transaction between unrelated parties; and

(B)(i) The dissolution or creation of a partnership when no member of the dissolved partnership or the new partnership retains ownership interest from the previous ownership affiliation;

(ii) a transfer of title and property to another party if the transfer is an arm's length transaction, and if the property is owned by a sole proprietor;

(iii) the change or creation of a new lessee, acting as a provider of pharmacy services; or

(iv) the consolidation of two or more corporations that creates a new corporate entity. However, the transfer of participating provider corporate stock shall not in itself constitute a change of ownership. Similarly, a merger of one or more corporations with a participating provider corporation surviving shall not constitute a change of ownership.

(12) "Common control" means that an individual or organization has the power, directly or indirectly, to significantly influence or direct the actions or policies of an organization or facility.

(13) "Common ownership" means that an individual or individuals possess significant ownership or equity in the provider and the facility or organization serving the provider.

(14) "Comparable outpatient service" means a service that is provided in a hospital that is comparable to a service provided in a physician's office or ambulatory surgical center.

(15) "Comparison per diem rate" means the per diem rate as adjusted by deducting the teaching cost for approved intern, resident and nursing programs divided by the total hospital inpatient days in the hospital fiscal year ending in 1981.

(16) "Concurrent care" means services rendered simultaneously by two or more eligible providers.

(17) "Consultation" means an evaluation which requires another examination by a provider of the same profession, a study of records, and a discussion of the case with the physician primarily responsible for the patient's care.

(18) "Contract loss" means the excess of contract cost over contract income.

(19) "Cost finding" means the process of recasting the data derived from the accounts ordinarily kept by a provider to ascertain costs of the various types of services rendered.

(20) "Cost outlier" means a general hospital inpatient stay with an estimated cost which exceeds the cost outlier limit established for the respective diagnosis related group.

(21) "Cost outlier limit" means the maximum cost

(continued)

of a general hospital inpatient stay established according to a methodology specified by the secretary for each diagnosis related group.

(22) "Cost-related reimbursement" means reimbursement based on analysis and consideration of the historical operating costs required to provide specified services.

(23) "Covered service" means a medical service for which reimbursement will be made by the medicaid/medikan program. The department may limit coverage on the basis of prior authorization.

(24) "Day outlier" means a general hospital inpatient length of stay which exceeds the day outlier limit established for the respective diagnosis related group.

(25) "Day outlier limit" means the maximum general hospital inpatient length of stay established according to a methodology specified by the secretary for each diagnosis related group.

(26) "Diagnosis related group (DRG)" means the classification system which arranges medical diagnoses into mutually exclusive groups.

(27) "Diagnosis related group (DRG) adjustment percent" means a percentage assigned by the secretary to a diagnosis related group for purposes of computing reimbursement.

(28) "Diagnosis related group (DRG) daily rate" means the dollar amount assigned by the secretary to a diagnosis related group for purposes of computing reimbursement when a rate per day is required.

(29) "Diagnosis related group (DRG) reimbursement system" means a reimbursement system in the Kansas medicaid/medikan program for general hospital inpatient services which uses diagnosis related groups for determining reimbursement on a prospective basis.

(30) "Diagnosis related group (DRG) weight" means the numeric value assigned to a diagnosis related group for purposes of computing reimbursement.

(31) "Discharge" means the condition of release from a hospital. A discharge shall occur when the recipient leaves the hospital or dies. A transfer to another unit within a hospital, except to a swing bed, and a transfer to another general or special hospital shall not be a discharge.

(32) "Discharging hospital" means, in instances of the transfer of a recipient, the hospital which discharges the recipient admitted from the last transferring hospital.

(33) "Disproportionate share hospital" means a hospital that has:

(A) A medicaid/medikan inpatient utilization rate of at least one standard deviation above the mean medicaid/medikan inpatient utilization rate for hospitals within the state borders of Kansas which are receiving medicaid/medikan payments or a hospital with a low-income utilization rate exceeding 25%; and

(B) at least two obstetricians with staff privileges at the hospital who have agreed to provide obstetric services to medicaid/medikan eligible individuals. In a hospital located in a rural area, the obstetrician may be any physician with staff privileges at the hospital to perform non-emergency obstetric procedures. The only exceptions to this shall be:

(i) A hospital with inpatients who are predominantly under 18 years of age; or

(ii) a hospital which did not offer non-emergency obstetric services as of December 21, 1987.

(34) "Drug, supply or device" means:

(A) Articles recognized in the official United States pharmacopoeia, or other such official compendiums of the United States, or official national formulary, or any supplement of any of them;

(B) articles intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease in human beings;

(C) articles intended to affect the structure or any function of the bodies of human beings; and

(D) articles intended for use as components of any articles specified in clause (A), (B) or (C) of this paragraph.

(35) "Durable medical equipment (DME)" means equipment which will:

(A) Withstand repeated use;

(B) not generally be useful to a person in the absence of an illness or injury;

(C) be primarily and customarily used to serve a medical purpose;

(D) be appropriate for use in the home; and

(E) be rented or purchased as determined by designees of the secretary.

(36) "Election period" means the period of time for the receipt of hospice care, beginning with the first day of hospice care as provided in the election statement and continuing through any subsequent days excluding any days of hospice care earlier than the date the election statement is signed.

(37) "Election statement" means the revokable statement signed by a recipient which is filed with a particular hospice and which consists of:

(A) Identification of the hospice selected to provide care;

(B) acknowledgement that the recipient has been given a full explanation of hospice care;

(C) acknowledgement by the recipient that other medicaid services are waived;

(D) effective date of the election period; and

(E) the recipient's signature or the signature of the recipient's legal representative.

(38) "Emergency services" means those services provided after the sudden onset of a medical condition manifested by symptoms of sufficient severity, including severe pain, that the absence of immediate medical attention could reasonably be expected to result in placing the patient's health in serious jeopardy, serious impairment to bodily functions, or serious dysfunction of any bodily organ or part.

(39) "Estimated cost" means the cost of general hospital inpatient services provided to a recipient which are computed using a methodology set out in the Kansas medicaid state plan.

(40) "Formulary" means a listing of drugs, supplies or devices.

(41) "Free-standing inpatient psychiatric facility" means an inpatient psychiatric facility licensed to provide services only to the mentally ill.

(42) "General hospital" means an establishment with

an organized medical staff of physicians, with permanent facilities that include inpatient beds, with medical services, including physician services and continuous registered professional nursing services for not less than 24 hours of every day, and which provides diagnosis and treatment for nonrelated patients who have a variety of medical conditions.

(43) "General hospital group" means the category to which a general hospital is assigned for purposes of computing reimbursement.

(44) "General hospital inpatient beds" mean the number of beds as reported by the general hospital on the hospital and hospital health care complex cost report form excluding those beds designated as skilled nursing facility or intermediate care facility beds. For hospitals not filing the hospital and hospital health care complex cost report form, the number of beds shall be obtained from the provider application for participation in the Kansas medicaid/medikan program form.

(45) "Group reimbursement rate" means the dollar value assigned by the secretary to each general hospital group for a diagnosis related group weight of one.

(46) "Health maintenance organization" means an organization of providers of designated medical services which makes available and provides these medical services to eligible enrolled individuals for a fixed periodic payment which is determined in advance. Referral to outside specialists is limited.

(47) "Historical cost" means actual allowable costs incurred for a specified period of time.

(48) "Home health aide service" means the direct care provided by a person with minimum training, and who is under the supervision of a registered nurse employed by a home health agency, to recipients who are unable to care for themselves or who need assistance in accomplishing the activities of daily living.

(49) "Hospice" means a public agency or private organization, or a subdivision of either, that primarily engages in providing care to terminally ill individuals, which meets the medicare conditions of participation for hospices, and which has enrolled to provide hospice services pursuant to K.A.R. 30-5-59.

(50) "Hospital located in a rural area" means a facility located in an area outside of a metropolitan statistical area as defined by the executive office of management and budget under the health care financing administration.

(51) "Independent laboratory" means a laboratory that performs laboratory tests that are ordered by a physician, and that is in a location other than the physician's office or a hospital.

(52) "Ineligible provider" means a provider who is not enrolled in the medicaid/medikan program because of reasons set forth in K.A.R. 30-5-60, or because of commission of civil or criminal fraud in another state or another program.

(53) "Interest expense" means the cost incurred for the use of borrowed funds on a loan made for a purpose related to patient care.

(54) "Kan Be Healthy program participant" means an individual under the age of 21 who is eligible for medicaid, and who has undergone a Kan Be Healthy medical screening in accordance with a specified

screening schedule in order to ascertain physical and mental defects and to provide treatment which corrects or ameliorates defects and chronic conditions found.

(55) "Kan Be Healthy dental-only participant" means an individual under the age of 21 who is eligible for medicaid, and who has undergone only a Kan Be Healthy dental screening in accordance with a specified screening schedule in order to ascertain dental defects and to provide treatment which corrects or ameliorates dental defects and chronic dental conditions found.

(56) "Kan Be Healthy vision-only participant" means an individual under the age of 21 who is eligible for medicaid, and who has undergone only a Kan Be Healthy vision screening in accordance with a specified screening schedule in order to ascertain vision defects and to provide treatment which corrects or ameliorates vision defects and chronic vision conditions found.

(57) "Length of stay as an inpatient in a general hospital" means the number of days an individual remains for treatment as an inpatient in a general hospital from and including the day of admission, to and excluding the day of discharge.

(58) "Lock-in" means the restriction of a recipient's access to medical services because of abuse through limitation of the use of the medical identification card to designated medical providers.

(59) "Low-income utilization rate for hospitals" means the rate which is defined in accordance with the omnibus budget reconciliation act, public law 100-203, Section 4112, effective July 1, 1988, which is adopted by reference.

(60) "Managerial capacity" means an individual, including a general manager, business manager, administrator, or director, who exercises operational or managerial control over the provider, or who directly or indirectly conducts the day to day operations of the provider.

(61) "Maternity center" means a facility licensed as a maternity hospital which provides delivery services for normal uncomplicated pregnancies.

(62) "Medicaid home- and community-based services for persons with head injury trauma (HCBS/HI)" means services provided in accordance with a federally-approved waiver to the Kansas medicaid state plan that are designed to be alternatives to services in head injury rehabilitation facilities to individuals with external, traumatic head injuries.

(63) "Medicaid home- and community-based services for persons with mental retardation or other developmental disabilities (HCBS/MRDD)" means services provided in accordance with a federally-approved waiver to the Kansas medicaid state plan that are designed to be alternatives to services otherwise provided in intermediate care facilities for the mentally retarded (ICF/MR) to individuals who have mental retardation or other developmental disabilities.

(64) "Medicaid/medikan hospital inpatient utilization rate" means the total number of medicaid/medikan paid inpatient days in a cost reporting period, divided by the total number of the hospital's inpatient days in the same period.

(65) "Medical necessity" means a decision by a med-

(continued)

ical practitioner that a therapy, treatment, drug, item or service prescribed or provided is essential to treat or diagnose a specific physical or psychiatric condition.

(66) "Medical necessity in psychiatric situations" means that there is medical documentation which indicates that the person could be harmful to himself or herself or others if not under psychiatric treatment, or the person is disoriented in time, place or person.

(67) "Medical supplies" means supplies not generally useful to a person in the absence of illness or injury which are prescribed by a physician and used in the home and certain institutional settings.

(68) "Mental retardation" means significantly subaverage intellectual functioning which:

(A) Is manifested before age 22; and
(B) is evidenced by:

(i) A score of 70 or below on any standardized measure of intelligence; and
(ii) concurrently existing deficits in adaptive behavior.

(69) "Metropolitan statistical area (MSA)" means a geographic area designated as such by the United States executive office of management and budget as set out in the Federal Register, Vol. 53, No. 244, December 20, 1988, which is adopted by reference.

(70) "Necessary interest" means interest expense incurred on a loan made to satisfy a financial need of the facility. Loans which result in excess funds or investments shall not be considered necessary.

(71) "Net cost" means the cost of approved educational activities less any reimbursements from grants, tuition, and specific donations.

(72) "Non-covered services" mean services for which medicaid/medikan will not provide reimbursement, including services that have been denied due to the lack of medical necessity.

(73) "Occupational therapy" means the provision of treatment by an occupational therapist registered with the American occupational therapy association. The treatment shall be:

(A) Rehabilitative and restorative in nature;
(B) provided following physical debilitation due to acute physical trauma or physical illness; and
(C) prescribed by the attending physician.

(74) "Orthotics and prosthetics" mean devices which are:

(A) Reasonable and necessary for treatment of an illness or injury;
(B) prescribed by a physician;
(C) necessary to replace or improve functioning of a body part; and
(D) provided by a trained orthotist or prosthetist.

(75) "Other developmental disabilities" means a condition or illness which:

(A) Is manifested before age 22;
(B) may reasonably be expected to continue indefinitely;
(C) results in substantial limitations in any three or more of the following areas of life functioning:
(i) Self-care;
(ii) understanding and the use of language;
(iii) learning and adapting;
(iv) mobility;

(v) self-direction in setting goals and undertaking activities to accomplish those goals;

(vi) living independently; or

(vii) economic self-sufficiency; and

(D) reflects the need for a combination and sequence of special, interdisciplinary or generic care, treatment or other services which are of extended or lifelong duration and are individually planned and coordinated.

(76) "Out-of-state provider" means any provider that is physically located more than 50 miles beyond the border of Kansas, except those providing services to children who are wards of the secretary. Nursing facilities, intermediate care facilities, community mental health centers, partial hospitalization service providers, and alcohol and drug program providers shall be considered out-of-state providers if they are physically located beyond the border of Kansas.

(77) "Outpatient treatment" means services provided by the outpatient department of a hospital, a facility that is not under the administration of the hospital, or a physician's office.

(78) "Over-the-counter" means any item available for purchase without a prescription order.

(79) "Owner" means a sole proprietor, member of a partnership or a corporate stockholder with 5% or more interest in the corporation. The term "owner" shall not include minor stockholders in publicly-held corporations.

(80) "Partial hospitalization program" means an ambulatory treatment program that includes the major diagnostic, medical, psychiatric, psychosocial, and daily living skills treatment modalities based upon a treatment plan.

(81) "Participating provider" means any individual or entity that has in effect an agreement with the Kansas department of social and rehabilitation services to furnish medicaid services.

(82) "Pharmacy" means the premises, laboratory, area or other place:

(A) Where drugs are offered for sale, the profession of pharmacy is practiced and prescriptions are compounded and dispensed;

(B) which has displayed upon it or within it the words "pharmacist," "pharmaceutical chemist," "pharmacy," "apothecary," "drugstore," "druggist," "drugs," "drug sundries," or any combinations of these words or words of similar import; and

(C) where the characteristic symbols of pharmacy or the characteristic prescription sign "Rx" is exhibited. The term "premises" as used in this subsection refers only to the portion of any building or structure leased, used, or controlled by the registrant in the conduct of the business registered by the board at the address for which the registration was issued.

(83) "Pharmacist" means any person duly licensed or registered to practice pharmacy by the state board of pharmacy or by the regulatory authority of the state in which the person is engaged in the practice of pharmacy.

(84) "Physical therapy" means treatment which:

(A) Is provided by a physical therapist registered in

the jurisdiction where the service is provided or by the Kansas board of healing arts;

(B) is rehabilitative and restorative in nature;

(C) is provided following physical debilitation due to acute physical trauma or physical illness; and

(D) is prescribed by the attending physician.

(85) "Physician extender" means a person registered as a physician's assistant or licensed advanced registered nurse practitioner in the jurisdiction where the service is provided and who is working under supervision as required by law or administrative regulation.

(86) "Plan of care" means a document which states the need for care, the estimated length of program, the prescribed treatment, modalities, and methodology to be used, and the expected results.

(87) "Practitioner" means any person licensed to practice medicine and surgery, dentistry or podiatry, or any other person licensed, registered or otherwise authorized by law to administer, prescribe and use prescription-only drugs in the course of professional practice.

(88) "Prescribed" means the issuance of a prescription order by a practitioner.

(89) "Prescription" means, according to the context, either a prescription order or a prescription medication.

(90) "Prescription medication" means any drug, supply or device, including label and container according to context, which is dispensed pursuant to a prescription order.

(91) "Prescription-only" means an item available for purchase only with a prescription order.

(92) "Primary care network" means a service delivery control system in which physicians, in independent or group practices, local health departments, or clinics act as primary care providers and are responsible for initiating or approving specified medical services for participating recipients.

(93) "Primary diagnosis" means the most significant diagnosis related to the services rendered.

(94) "Prior authorization" means the approval of a request to provide a specific service before the provision of the service.

(95) "Professional fee" means the reimbursement rate assigned to each individual pharmacy provider for provision of pharmacy services.

(96) "Program" means the Kansas medicaid/medikan program.

(97) "Proper interest" means interest incurred at a rate not in excess of what a prudent borrower would have had to pay under market conditions existing at the time the loan was made.

(98) "Prospective, reasonable cost-related reimbursement" means present and future reimbursement, based on analysis and consideration of the historical cost that is related to patient care, in the operation of facilities and programs.

(99) "Qualified medicare beneficiary (QMB)" means an individual who is entitled to medicare hospital insurance benefits under part A of medicare, whose income does not exceed a specified percent of the official poverty level as defined by the United States executive office of management and budget, and whose re-

sources do not exceed twice the supplemental security income resource limit.

(100) "Readmission" means the subsequent admission of a recipient as an inpatient into a hospital within 30 days of discharge as an inpatient from the same or another DRG hospital.

(101) "Related parties" means that one party of a transaction has the ability to significantly influence another party in the transaction to the extent that either of their own separate interests may not be fully pursued. Related parties include those related by family, by business or financial association, or by common ownership or control.

(102) "Related to the community mental health center" means that the agency or facility furnishing services to the community mental health center is directly associated or affiliated with the community mental health center by formal agreement, or that it governs the community mental health center, or is governed by the community mental health center.

(103) "Residence for the payment of hospice services" means a hospice recipient's home or the nursing facility in which a hospice recipient is residing.

(104) "Revocation statement" means the statement signed by the recipient which revokes the election of hospice service.

(105) "Special hospital" means an establishment with an organized medical staff of physicians, with permanent facilities that include inpatient beds, with medical services, including physician services and continuous registered professional nursing services for not less than 24 hours of every day, and which provides diagnosis and treatment for nonrelated patients who have specified medical conditions, or which are located within the state of Kansas and at least 10 percent of the historic cost of the hospital is incurred for teaching physicians or nurses.

(106) "Speech therapy" means treatment provided by a speech pathologist who has a certificate of clinical competence from the American speech and hearing association. The treatment shall be rehabilitative and restorative in nature, shall be provided following physical debilitation due to acute physical trauma or physical illness, and shall be prescribed by the attending physician.

(107) "Standard diagnosis related group (DRG) amount" means the amount computed by multiplying the group reimbursement rate for the general hospital by the diagnosis related group weight.

(108) "Stay as an inpatient in a general hospital" means the period of time spent in a general hospital from admission to discharge.

(109) "Swing bed" means a hospital bed that can be used interchangeably as either a hospital, skilled nursing facility, or intermediate care facility bed, with reimbursement based on the specific type of care provided.

(110) "Targeted case management services" means those services to assist medicaid recipients in gaining access to medically necessary care, and which are provided by a case manager with credentials specified by the department of social and rehabilitation services.

(111) "Technology-assisted child" means a chroni-

(continued)

cally ill or medically fragile child younger than 16 years whose illness or disability, in the absence of home care services, would require admission to or prolonged stay in a hospital. The technology-assisted child needs both a medical device to compensate for the loss of a vital body function and substantial continuous care by a nurse or other caretaker under the supervision of a nurse in order to avert death or further disability. A technology-assisted child shall require substantial and ongoing care by a nurse, and be dependent at least part of each day on mechanical ventilators for survival, require prolonged intravenous administration of nutritional substances or drugs, or require other medical devices to compensate for the loss of a vital body function.

(112) "Terminally ill" means the medical condition of an individual whose life expectancy is six months or less as determined by a physician.

(113) "Timely filing" means the receipt by the Kansas department of social and rehabilitation services or its fiscal agent of a claim for payment from a provider for services provided to a medicaid program recipient which is no later than six months after the date the claimed services were provided.

(114) "Transfer" means the movement of an individual receiving general hospital inpatient services from one hospital to another hospital for additional related inpatient care after admission to the previous hospital or hospitals.

(115) "Transferring hospital" means the hospital which transfers a recipient to another hospital. There may be more than one transferring hospital for the same recipient until discharge.

(116) "Traumatic head injury" means non-degenerative, structural brain damage resulting in residual deficits and disability which have been acquired by external physical injury.

(117) "Uncollectable overpayment to an out-of-business provider" means:

(A) Any amount which is due from a provider of medical services who has ceased all practice or operations for any medical services as an individual, a partnership or a corporate identity, and who has no assets capable of being applied to any extent toward a medicaid overpayment; or

(B) any amount due which is less than its collection and processing costs.

(118) "Urgent" means situations which require immediate admission, but not through the emergency room.

(b) The effective date of this regulation shall be August 30, 1991. (Authorized by and implementing K.S.A. 1990 Supp. 39-708c; effective May 1, 1981; amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1988; amended, T-30-7-29-88, July 29, 1988; amended Sept. 26, 1988; amended Jan. 2, 1989; amended July 1, 1989; amended Jan. 2, 1990; amended, T-30-1-2-90, Jan. 2, 1990; amended, T-30-2-28-90, Jan. 2, 1990; amended Aug. 1, 1990; amended Jan. 7, 1991; amended, T-30-3-1-91, March 1, 1991; amended July 1, 1991; amended, T-30-8-9-91, Aug. 30, 1991.)

30-5-70. Payment of medical expenses for eligible recipients. (a) Payment for covered services shall be made only to those providers participating in the program pursuant to K.A.R. 30-5-59. The only exception to this shall be that payment for services provided to foster care or adoption support recipients may be made to providers not participating in the program.

(b) Program recipients shall be eligible for the payment of specific medical expenses as follows:

(1) Payment of medicare (title XVIII) premiums and deductibles and co-insurance amounts for services covered in the medicaid program. Recipients who are ineligible for program coverage because they have a spenddown shall be eligible for the payment of the medicare (title XVIII) premium expense. For cash recipients, including SSI recipients, age 65 or older, payment of the medicare (title XVIII) premium shall begin with the month of approval for medicaid, excluding any months of prior eligibility. For recipients under age 65 who are eligible for medicare after receiving retirement and survivor's disability insurance for 24 consecutive months, payment of the medicare (title XVIII) premium shall begin with the 25th month. For all other recipients, payment of the medicare (title XVIII) premium shall begin with the second month following the month of approval for medicaid, excluding any months of prior eligibility;

(2) payment of premiums of health maintenance organizations which are approved by the agency;

(3) payment of other allowable medical expenses incurred in the current eligibility base period in excess of any co-pay or spenddown requirements;

(4) payment for services rendered to a person who is mandated to receive inpatient treatment for tuberculosis and who is not otherwise eligible for participation in the program shall be limited to services related to the treatment for tuberculosis;

(5) services in excess of medicaid/medikan program limitations shall be covered for foster care and adoption support recipients when approved by the agency; and

(6) payment for covered medical services provided to an individual participating in the KanWork program shall be made. A monthly cost sharing amount for medical services shall be paid by an individual participating in the KanWork program when required.

(c) The scope of services to be provided recipients and the payment for those services shall be as set forth in articles 5 and 10 of this chapter, subject to the following limitations.

(1) Payment for a particular medical expense shall be denied if it is determined that:

(A) The recipient failed to utilize medical care available through other community resources, including public institutions, veterans administration benefits, and those laboratory services that are available at no charge through the state department of health and environment;

(B) a third party liability for the medical expense has been established and is available;

(C) the recipient fails to make a good faith effort to establish a third party liability for the medical expense or fails to cooperate with the agency in establishing the liability. Payment of a medical expense may be

delayed pending the outcome of a determination concerning third party liability;

(D) the expense is not covered or is only partially covered by an insurance policy because of an insurance program limitation or exclusion;

(E) the recipient failed to notify the provider of services of the recipient's eligibility for the program;

(F) the service is cosmetic, pioneering, experimental, or a result of complications related to such procedures;

(G) the service is related to transplant procedures which are noncovered by the medicaid/medikan program;

(H) the service was provided by a provider not designated as a lock-in provider for any recipient who is locked into designated providers due to abuse or participation in a primary care network. This limitation shall not apply to emergency services or services not provided by the primary care network; or

(I) the service was provided by an unlicensed, unregistered or noncertified provider when licensure, registration or certification is a requirement to participate in the medicaid/medikan program.

(2) Payment for out-of-state services shall be limited to:

(A) Payment on behalf of recipients where medical services are normally provided by medical vendors that are located in the bordering state and within 50 miles of the state border, except for community mental health center services, alcohol and drug abuse services or partial hospitalization services;

(B) emergency services rendered outside the state;

(C) nonemergency services for which prior approval by the agency has been given. Authorization from the agency shall be obtained before making arrangements for the individual to obtain the out-of-state services;

(D) services provided by independent laboratories; and

(E) medical services provided to foster care recipients and medical services in excess of the limitations of the state of residence when approved by the Kansas department of social and rehabilitation services and within the scope of the adoption agreement for those for whom Kansas has initiated adoption support agreements.

(3) The scope of services for adult non-medicaid (non-title XIX) program recipients shall be limited as set forth in K.A.R. 30-5-150 through 30-5-172.

(4) Nursing facility and ICF/MR services shall not be covered for individuals who do not meet the financial provisions of K.A.R. 30-6-53(d).

(d) Payment for medical services shall be made when it has been determined and approved by the agency that an agency administrative error has been made. The effective date of this regulation shall be August 30, 1991. (Authorized by and implementing K.S.A. 1990 Supp. 39-708c; 39-709; effective May 1, 1981; amended, E-82-11, June 17, 1981; modified, L. 1982, ch. 469, May 1, 1982; amended, T-84-8, March 29, 1983; amended May 1, 1983; amended, T-84-9, March 29, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-15, July 1, 1986; amended, T-87-44, Jan. 1, 1987; amended May 1, 1987; amended, T-88-10, May 1, 1987; amended May

1, 1988; amended July 1, 1989; amended, T-30-1-2-90, Jan. 2, 1990; amended, T-30-2-28-90, Jan. 2, 1990; amended, T-30-8-9-91, Aug. 30, 1991.)

30-5-78. Scope of and reimbursement for home- and community-based services for persons with head injury trauma. The scope of home- and community-based services for persons with head injury trauma shall consist of those services provided under the authority of the applicable federally-approved model waiver to the Kansas medicaid state plan. (a) Recipients of services provided pursuant to this waiver shall be capable of benefitting from rehabilitation by demonstrating improvement.

(b) Home- and community-based services shall be provided in accordance with a plan of care written by a licensed social worker or registered nurse and approved by the Kansas department of social and rehabilitation services. Prior to the development of any plan to provide services, the need for services shall be determined by an individualized assessment of the prospective recipient by a provider enrolled in the program.

(c) Mandatory services shall include:

(1) Case management services, up to a maximum of 116 hours per calendar year; and

(2) transitional living skills training; up to a maximum of seven four-hour days per week.

(d) Optional services may include one or more of the following:

(1) Rehabilitation therapies consisting of:

(A) Occupational therapy;

(B) physical therapy;

(C) speech-language therapy;

(D) cognitive therapy;

(E) behavioral therapy; or

(F) substance abuse therapy;

(2) medical alert rental and one-time installation costs;

(3) night support, up to a maximum of 12 hours but no less than eight hours per night;

(4) medical attendant care, which shall be reviewed by a registered nurse every 60 days;

(5) non-medical attendant care, with prior authorization by the case manager; or

(6) medical equipment and supplies not otherwise covered under the Kansas medicaid state plan, with prior authorization by the case manager.

(e) Reimbursement for home- and community-based services for persons with head injury trauma shall be based upon reasonable fees as related to customary charges, except that no fee shall be paid in excess of the range maximum. The effective date of this regulation shall be August 30, 1991. (Authorized by and implementing K.S.A. 1990 Supp. 39-708c; effective, T-30-8-9-91, Aug. 30, 1991.)

30-5-79. Scope of and reimbursement for home- and community-based services for persons with mental retardation or other developmental disabilities. The scope of home- and community-based services for persons with mental retardation or other developmental disabilities shall consist of those services pro-

(continued)

vided under the authority of the applicable federally-approved waiver to the Kansas medicaid state plan. (a) Prior to the development of any plan to provide services, the need for services shall be determined by an individualized assessment of the prospective recipient by a provider of community-based screening services.

(b) Home- and community-based services shall be provided in accordance with an individualized, written plan of care approved in writing by the Kansas department of social and rehabilitation services. Each annual review and amendment of this plan shall be approved in the same fashion. This plan shall:

- (1) Be based on needs identified during the screening assessment;
- (2) specify each service to be provided and why each service was selected, or how each service will address any specific need identified by the assessment;
- (3) specify the frequency, and within what limits, each service shall be provided;
- (4) specify what other support services are required and the plan for obtaining them;
- (5) be prepared in consultation with the recipient and the recipient's guardian, if one has been appointed;
- (6) be approved in writing by the recipient or the recipient's guardian, as appropriate; and
- (7) be reviewed at least annually and updated as necessary.

(c) Reimbursement for home- and community-based services for persons with mental retardation or other developmental disabilities shall be based upon reasonable fees as related to customary charges, except that no fee shall be paid in excess of the range maximum. The effective date of this regulation shall be August 30, 1991. (Authorized by and implementing K.S.A. 39-708c; effective, T-30-8-9-91, Aug. 30, 1991.)

30-5-101. Scope of chiropractic services. Chiropractic services shall be covered for Kan Be Healthy program participants. (a) Up to 24 office visits per calendar year shall be covered for diagnosis and treatment.

(b) Each recipient shall be limited to one practitioner's care for each given diagnosis.

(c) Spinal manipulations shall be limited to neuromuscular skeletal conditions.

(d) A progress report shall be submitted to the agency after the first 60 days following the date of the first visit, and every 60 days thereafter. This report shall contain the history of the present illness, the diagnosis, the type or mode of treatment, the treatment program, and prognosis. The effective date of this regulation shall be August 30, 1991. (Authorized by and implementing K.S.A. 1990 Supp. 39-708c; effective May 1, 1981; amended May 1, 1983; amended, T-84-11, July 1, 1983; amended May 1, 1984; amended, T-85-9, April 11, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-5, May 1, 1986; amended May 1, 1987; amended Jan. 2, 1989; amended, T-30-12-28-89, Jan. 1, 1990; amended Jan. 7, 1991; amended, T-30-8-9-91, Aug. 30, 1991.)

30-5-103. Scope of podiatric services. Podiatric

services shall be covered for Kan Be Healthy program participants. (a) Covered services shall be diagnosis and the manual, medical, surgical or pharmaceutical treatment of those parts of the body below the ankle. Diagnosis and treatment of tendons and muscles of the lower leg as they relate to conditions of the foot shall also be covered.

(b) Surgery shall be limited to that performed on an outpatient basis.

(c) Routine foot care shall not be covered. The effective date of this regulation shall be August 30, 1991. (Authorized by and implementing K.S.A. 1990 Supp. 39-708c; effective May 1, 1981; amended May 1, 1985; amended May 1, 1986; amended, T-87-5, May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended Jan. 2, 1989; amended, T-30-12-28-89, Jan. 1, 1990; amended Jan. 7, 1991; amended, T-30-8-9-91, Aug. 30, 1991.)

Article 6.—MEDICAL ASSISTANCE PROGRAM—CLIENTS' ELIGIBILITY FOR PARTICIPATION

30-6-53. Financial eligibility. The following provisions are applicable to all determined eligible groups, except that subsections (c) and (d) of this regulation shall not be applicable to pregnant women and young children who meet the provisions of K.A.R. 30-6-77, medicare beneficiaries who meet the provisions of K.A.R. 30-6-86, or to working disabled individuals who meet the provisions of K.A.R. 30-6-87. (a) Definitions.

(1) "Eligibility base period" means the length of time used in the determination of financial eligibility. The length of the eligibility base period varies from one month to six months, based on the living arrangement of the persons in the assistance plan.

(2) "Spendedown" means the amount of applicable income that exceeds the protected income level in the eligibility base period and that is available to meet medical costs.

(3) "Patient liability" means the amount the individual is required to pay towards the cost of care which the individual received in an institutional arrangement. It is based on the amount of applicable income that exceeds the protected income level in the eligibility base period.

(b) Establishing the eligibility base period. For prior eligibility, the base period shall be the three months immediately preceding the month of application. The application base period shall begin on the first day of the month in which the application was received. Subsequent eligibility base periods for recipients shall begin on the first day of the month following the expiration of the previous base period. Any reapplication received outside of a previously established eligibility base shall be treated as a new application without regard to any previous eligibility base. However, if the reapplication includes a request for prior eligibility, the base period of prior eligibility shall not extend into a previously established base. The eligibility base period shall not exceed six months.

(c) Establishing financial eligibility for persons in independent living and home- and community-based

services arrangements. Total applicable income to be considered in the eligibility base period shall be compared to the protected income level for the base period. If the total applicable income is less than the protected income level and the individual owns property within the allowable limits, the individual shall be financially eligible for medical assistance. If total applicable income exceeds the protected income level and the individual owns property which has value within the allowable limits, the excess applicable income shall be the spenddown.

Each applicant or recipient shall incur allowable medical expenses in an amount at least equal to the spenddown before becoming eligible for assistance. Medical expenses paid either voluntarily or involuntarily by third parties shall not be utilized to meet the spenddown, except for medical expenses paid by a public program of the state other than medicaid. A previously unconsidered increase in total applicable income during the current eligibility base period which results in additional spenddown shall not alter the base period. The additional spenddown shall be met by the individual during the eligibility base period before becoming eligible or re-eligible for medical assistance. Payments made through the program within the current eligibility base period shall not be considered to be overpayments if a previously eligible individual fails to meet the additional spenddown within the current eligibility base period.

(d) Establishing financial eligibility for persons in institutional arrangements.

(1) An individual shall be financially eligible for medical assistance for payment of nursing facility care if:

(A) The value of property owned is within allowable limits; and

(B) total monthly gross income does not exceed 300% of the one-person benefit level in the federal supplemental security income (SSI) program. This income provision shall not be applicable to any recipient in a nursing facility as of September 1, 1991 whose gross income exceeds 300% of the one-person SSI benefit level on that date, provided the recipient continues to reside in such an arrangement and otherwise remains financially eligible for assistance. Persons who are ineligible under this provision may be eligible for medical assistance for other than nursing facility care. In such a case, eligibility shall be based on the provisions for persons in independent living arrangements.

(2) One financial eligibility is determined, the applicable income to be considered in the eligibility base period shall then be compared to the protected income level for the base period. Income in excess of the protected income level shall be the patient liability. Medical expenses paid either voluntarily or involuntarily by third parties shall not be utilized to meet this liability, except for medical expenses paid by a public program of the state other than medicaid. Any increase in total applicable income during the current eligibility base period may result in financial ineligibility or in additional liability, but shall not alter the base period. Payments made through the program within the cur-

rent eligibility base period shall not be considered to be overpayments if a previously eligible individual becomes ineligible because of the increase or fails to meet the additional liability within the current eligibility base period.

(e) Allowable expenses. The following expenses shall be allowable against the spenddown or patient liability when the individual provides evidence that the individual has incurred or reasonably expects to incur the expenses within the appropriate eligibility base period or has incurred and is still obligated for expenses outside of the appropriate eligibility base period which have not been previously applied to a spenddown or liability;

(1) Co-pay requirements;

(2) the pro rata portion of medical insurance premiums for the number of months covered in the eligibility base period regardless of the actual date of payment, past or future;

(3) medicare premiums which are not covered by buy-in. Premiums which are subject to buy-in shall not be allowable, even if the individual pays them, or if the premiums are withheld, before completion of the buy-in process;

(4) if medically necessary, and recognized under Kansas law, all expenses for medical services incurred by the individual or a legally responsible family group member. Expenses for social services designated as medical services under the home and community based services (HCBS) program shall be allowable under this paragraph for persons in the HCBS program; and

(5) the cost of necessary transportation by appropriate mode to obtain medical services set forth in paragraph (4) above. The effective date of this regulation shall be August 30, 1991. (Authorized by K.S.A. 1990 Supp. 39-708c; implementing K.S.A. 1990 Supp. 39-708c, 39-709; effective May 1, 1981; amended, E-82-11, June 17, 1981; amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended May 1, 1987; amended, T-30-7-1-88, July 1, 1988; amended Sept. 26, 1988; amended Jan. 2, 1989; amended July 1, 1989; amended, T-30-7-2-90, July 2, 1990; revoked, T-30-8-14-90, Oct. 1, 1990; amended Oct. 1, 1990; amended, T-30-8-9-91, Aug. 30, 1991.)

30-6-74. This rule and regulation shall expire on August 30, 1991. (Authorized by and implementing K.S.A. 39-708c, K.S.A. 1988 Supp. 39-709, as amended by L. 1989, Ch. 125, Sec. 1; effective May 1, 1981; amended, T-85-26, Oct. 15, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-5, May 1, 1986; amended May 1, 1987; amended, T-88-59, Dec. 16, 1987; amended May 1, 1988; amended, T-30-7-1-88, July 1, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended April 1, 1990; revoked, T-30-8-9-91, Aug. 30, 1991.)

30-6-106. General rules for consideration of resources, including real property, personal property, and income. (a) Legal title shall determine ownership for assistance purposes. In the absence of legal title, possession shall determine ownership.

(continued)

(b) Resources, to be real, shall be of a nature that the value can be defined and measured. The objective measures set forth in paragraphs (1) and (2) below shall establish the resources' value.

(1) Real property. The value of real property shall be initially determined by the latest uniform statewide appraisal value of the property, which shall be adjusted to reflect current market value. If the property has not been appraised or if the market value as determined above is not satisfactory to the applicant, recipient, or agency, an estimate or appraisal of its value shall be obtained from a disinterested real estate broker. The cost of obtaining an estimate or appraisal shall be borne by the agency.

(2) Personal property. The market value of personal property shall be initially determined using a reputable trade publication. If a publication is not available, or if there is a difference of opinion regarding the value of the property between the agency and the individual, an estimate from a reputable dealer shall be used. The cost of obtaining an estimate or appraisal shall be borne by the agency.

(c) (1) Resources shall be considered available both when actually available and when the applicant or recipient has the legal ability to make them available. A resource shall be considered unavailable when there is a legal impediment that precludes the disposal of the resource. The applicant or recipient shall pursue reasonable steps to overcome the legal impediment unless it is determined that the cost of pursuing legal action would be more than the applicant or recipient would gain or the likelihood of succeeding in the legal action would be unfavorable to the applicant or recipient.

(2) For the purpose of this subsection, a revocable or irrevocable trust shall be considered available to the applicant or recipient up to the maximum value of the funds which may be made available under the terms of the trust on behalf of the applicant or recipient if:

(A) The trust is established by the applicant, the recipient, the applicant or recipient's spouse, or the applicant or recipient's guardian or legal representative who is acting on the applicant or recipient's behalf;

(B) that applicant or recipient is a beneficiary; and

(C) the trustees are permitted to exercise any discretion with respect to distribution to the applicant or recipient.

This provision shall not be applicable if the applicant or recipient is a mentally retarded individual who is residing in an intermediate care facility for the mentally retarded, provided the trust was established prior to April 7, 1986 and is solely for the benefit of that applicant or recipient.

(3) For SSI, real property shall be considered unavailable for so long as it cannot be sold because:

(A) The property is jointly owned and its sale would cause undue hardship due to the loss of housing for the other owner or owners; or

(B) the owner's reasonable efforts to sell the property have been unsuccessful.

(d) The resource value of property shall be that of the applicant's or recipient's equity in the property. Unless otherwise established, the proportionate share of jointly-owned real property and the full value of

jointly-owned personal property shall be considered available to the applicant or recipient. Resources held jointly with a non-legally responsible person may be excluded from consideration if the applicant or recipient can demonstrate that the applicant or recipient has no ownership interest in the resource, has not contributed to the resource, and that any access to the resource by the applicant or recipient is limited to those duties performed while the applicant or recipient is acting as an agent for the other person.

(e) Nonexempt resources of all persons in the assistance plan and the nonexempt resources of persons who have been excluded from the assistance plan pursuant to K.A.R. 30-6-74(b) and 30-6-79(c) shall be considered.

(f) (1) The combined resources of husband and wife, if they are living together, shall be considered in determining eligibility of either or both for the medical assistance program, unless otherwise prohibited by law.

(2) A husband and wife shall be considered to be living together if they are regularly residing in the same household. Temporary absences of either the husband or the wife for education, training, working, securing medical treatment or visiting shall not interrupt the period of time during which the couple is considered to be living together.

(3) A husband and wife shall not be considered to be living together when they are physically separated and not maintaining a common life, or when one or both enter into an institutional living arrangement, including either a medicaid-approved or non-approved medical facility or a home- and community-based services care arrangement. If only one spouse enters an institutional living arrangement, the provisions of subsection (m) below apply. If both spouses enter an institutional living arrangement, the combined resources of the husband and wife shall be considered available to both for the month in which the institutional arrangement begins.

(g) The resources of an ineligible parent shall be considered in determining the eligibility of a minor child for the medical assistance program if the parent and child are living together, except that such resources shall not be considered for children in an institutional or home- and community-based services arrangement beginning with the month following the month the arrangement begins.

(h) When any individual in the household who does not have the responsibility to support a person in the plan voluntarily and regularly contributes cash to the recipient toward household expenses, including maintenance costs, the amount of the contribution to be counted shall be the net income realized by the household.

(i) Despite subsections (e), (f), and (g) above, the resources of an SSI beneficiary shall not be considered in the determination of eligibility for medical assistance of any other person.

(j) The conversion of real and personal property from one form to another shall not be considered to be income to the applicant or recipient, except for the proceeds from a contract for the sale of property.

(k) Income shall not be considered to be both income and property in the same month.

(l) Despite subsection (e) above, the resources of a child whose needs are met through foster care payments shall not be considered.

(m) When one spouse enters an institutional living arrangement and the other spouse remains in the community, and an application for medical assistance is made on behalf of the institutionalized spouse, the following provisions apply:

(1) The separate income of each spouse shall not be considered available to the other beginning in the month the institutional arrangement begins. Unless otherwise established, $\frac{1}{2}$ of the income which is paid in the names of both spouses shall be considered available to each. Income which is paid in the name of either spouse, or in the name of both spouses and the name of another person or persons, shall be considered available to each spouse in proportion to the spouse's interest, unless otherwise established.

(2) A monthly income allowance for the community spouse shall be deducted from the income of the institutionalized spouse in determining the amount of patient liability for persons in institutionalized living arrangements or spenddown for persons in home- and community-based services arrangements. The income allowance for the community spouse, when added to the income already available to that spouse, shall not exceed 133% of the official federal poverty income guideline for two persons plus the amount of any excess shelter allowance. The excess shelter allowance is defined as the amount by which the community spouse's expenses for rent or mortgage payments, taxes and insurance for the community spouse's principal residence, plus the \$175.00 food stamp standard utility allowance, exceeds 30% of the 133% federal poverty income guideline amount referred to above. The maximum income allowance which can be provided under this provision shall be \$1,662.00. The \$1,662.00 limitation shall be increased annually to reflect the percentage increase in the consumer price index for all urban consumers. If a greater income allowance is provided under a court order of support or through the fair hearing process, that amount shall be used in place of the above limits.

(3) A monthly income allowance for each dependent family member shall also be deducted from the income of the institutionalized spouse in determining the amount of patient liability for persons in institutional living arrangements or spenddown for persons in home- and community-based services arrangements. A dependent family member is defined as a minor or dependent child, dependent parent or dependent sibling of either spouse who lives with the community spouse. The allowance for each member shall be equal to $\frac{1}{3}$ of the 133% of the official federal poverty income guideline for two persons. An allowance shall not be provided if the family member's gross income is in excess of the 133% federal poverty income guideline for two persons.

(4) If the spouse is institutionalized on or after September 30, 1989, the real and personal property of both spouses shall be considered in determining the eligi-

bility of the institutionalized spouse in the month of application, based on the amount of property in excess of the community spouse property allowance as set forth in paragraph (m) (6) below. Following the month in which the institutionalized spouse is determined eligible, the property of each spouse shall not be considered available to the other.

(5) If the spouse was institutionalized before September 30, 1989, the real and personal property of each spouse shall be considered available to the other in the month in which the institutional arrangement began. Thereafter, the property of each spouse shall not be considered available to the other.

(6) The institutionalized spouse may make available to the community spouse a property allowance which, when added to the property already available to the community spouse, would be equal to $\frac{1}{2}$ of the total value of the property owned by both spouses as of the first period of continuous institutionalization beginning on or after September 30, 1989. This allowance may not exceed \$66,480.00, but shall be no less than \$13,296.00. Both the \$13,296.00 and \$66,480.00 standards shall be increased annually to reflect the percentage increase in the consumer price index for all urban consumers. If a greater property allowance is provided under a court order of support or through the fair hearing process, that amount shall be used in place of the above limits.

(7) The amount of property received by the community spouse as a result of the property allowance determined in paragraph (m) (6) shall not be considered in determining the eligibility of the institutionalized spouse, except as provided in paragraph (m)(4) above. If the institutionalized spouse will be eligible based upon transferring sufficient property to the community spouse to equal the amount of the property allowance, the institutionalized spouse shall be given up to 90 days from the date of application to transfer the property. Additional time may be allowed for good cause. Pending disposition of the property, the institutionalized spouse shall be deemed to be temporarily eligible during this time period if all other eligibility factors are met. The effective date of this regulation shall be August 30, 1991. (Authorized by and implementing K.S.A. 1990 Supp. 39-708c, 39-709; effective May 1, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended, T-85-26, Oct. 15, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-15, July 1, 1986; amended, T-87-20, Sept. 1, 1986; amended May 1, 1987; amended, T-88-14, July 1, 1987; amended, T-88-59, Jan. 1, 1988; amended May 1, 1988; amended, T-89-13, April 26, 1988; amended, T-30-7-1-88, July 1, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended Jan. 2, 1990; amended April 1, 1990; amended, T-30-10-1-90, Oct. 1, 1990; revoked, T-30-11-29-90, Jan. 2, 1991; amended Jan. 7, 1991; amended T-30-12-28-90, Jan. 2, 1991; amended, T-30-3-1-91, March 1, 1991; amended May 1, 1991; amended July 1, 1991; amended, T-30-8-9-91, Aug. 30, 1991.)

Donna Whiteman
Secretary of Social and
Rehabilitation Services

Doc. No. 010986

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 1991 Supplement to the Kansas Administrative Regulations.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Table with columns: Reg. No., Action, Register. Row: 1-9-7a Amended V. 10, p. 382, 760

AGENCY 5: BOARD OF AGRICULTURE—DIVISION OF WATER RESOURCES

Table with columns: Reg. No., Action, Register. Rows: 5-23-3 Amended V. 10, p. 1194; 5-23-4a New V. 10, p. 1195; 5-24-2 Amended V. 10, p. 976; 5-24-5 Amended V. 10, p. 977

AGENCY 7: SECRETARY OF STATE

Table with columns: Reg. No., Action, Register. Rows: 7-30-1 Amended V. 10, p. 728; 7-32-1 Amended V. 10, p. 728; 7-32-2 New V. 10, p. 728

AGENCY 9: ANIMAL HEALTH DEPARTMENT

Table with columns: Reg. No., Action, Register. Rows: 9-13-1 through 9-13-3 Revoked V. 10, p. 1011; 9-13-4 Revoked V. 10, p. 257; 9-18-1 Amended V. 10, p. 1011; 9-19-1 New V. 10, p. 1011

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

Table with columns: Reg. No., Action, Register. Rows: 14-19-24 Amended V. 10, p. 689; 14-19-36 Amended V. 10, p. 689; 14-20-25 Amended V. 10, p. 689; 14-20-26 Amended V. 10, p. 690; 14-21-9 Amended V. 10, p. 690; 14-22-6 Amended V. 10, p. 690; 14-22-9 Amended V. 10, p. 691; 14-23-4 Amended V. 10, p. 691

AGENCY 23: DEPARTMENT OF WILDLIFE AND PARKS

Table with columns: Reg. No., Action, Register. Rows: 23-3-16 Revoked V. 10, p. 916; 23-8-24 Revoked V. 10, p. 916; 23-12-1 Revoked V. 10, p. 916; 23-12-8 Revoked V. 10, p. 916; 23-12-11 Revoked V. 10, p. 917

AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT

Table with columns: Reg. No., Action, Register. Row: 25-4-1 Amended V. 10, p. 405

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Table with columns: Reg. No., Action, Register. Rows: 28-4-405 Amended V. 10, p. 257; 28-4-530 New V. 10, p. 1246; 28-4-531 New V. 10, p. 1246; 28-17-6 Amended V. 10, p. 1246; 28-17-12 Amended V. 10, p. 1246; 28-19-61 Amended V. 10, p. 1246; 28-19-62 Amended V. 10, p. 1250; 28-19-76 New V. 10, p. 1251; 28-19-77 New V. 10, p. 1252; 28-19-78 New V. 10, p. 1254

Table with columns: Reg. No., Action, Register. Rows: 28-53-1 through 28-53-5 New V. 10, p. 199; 28-59-1 through 28-59-8 New V. 10, p. 111-113

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Table with columns: Reg. No., Action, Register. Rows: 30-4-34 Amended V. 10, p. 956; 30-4-41 Amended V. 10, p. 692; 30-4-63 Amended V. 10, p. 957; 30-4-64 Amended V. 10, p. 958; 30-4-90 Amended V. 10, p. 959; 30-4-101 Amended V. 10, p. 961; 30-4-111 Amended V. 10, p. 341; 30-4-112 Amended V. 10, p. 692; 30-4-113 Amended V. 10, p. 693; 30-4-120 Amended V. 10, p. 343; 30-4-130 Amended V. 10, p. 961; 30-5-58 Amended V. 10, p. 693; 30-5-77 Amended V. 10, p. 698; 30-5-81 Amended V. 10, p. 699; 30-5-86 Amended V. 10, p. 699; 30-5-88 Amended V. 10, p. 700; 30-5-92 Amended V. 10, p. 344; 30-5-94 Amended V. 10, p. 345; 30-5-95 Amended V. 10, p. 346; 30-5-104 Amended V. 10, p. 701; 30-5-112 Amended V. 10, p. 963; 30-5-113 Amended V. 10, p. 963; 30-5-114 Amended V. 10, p. 963; 30-5-115 Amended V. 10, p. 963; 30-5-151 Amended V. 10, p. 963; 30-5-152 Amended V. 10, p. 963; 30-5-154 Amended V. 10, p. 963; 30-5-156 Amended V. 10, p. 963; 30-5-157 Amended V. 10, p. 964; 30-5-159 Amended V. 10, p. 964; 30-5-160 Amended V. 10, p. 964; 30-5-161 Amended V. 10, p. 964; 30-5-162 Amended V. 10, p. 964; 30-5-163 Amended V. 10, p. 964; 30-5-164 Amended V. 10, p. 964; 30-5-166 Amended V. 10, p. 964; 30-5-167 Amended V. 10, p. 964; 30-5-168 Amended V. 10, p. 964; 30-5-169 Amended V. 10, p. 964; 30-5-170 Amended V. 10, p. 965; 30-5-171 Amended V. 10, p. 965; 30-6-65 Amended V. 10, p. 346; 30-6-77 Amended V. 10, p. 701; 30-6-82 New V. 10, p. 702; 30-6-86 Amended V. 10, p. 348; 30-6-103 Amended V. 10, p. 702; 30-6-106 Amended V. 10, p. 703; 30-6-107 Amended V. 10, p. 705; 30-6-111 Amended V. 10, p. 351; 30-6-112 Amended V. 10, p. 705; 30-6-113 Amended V. 10, p. 706; 30-7-65 Amended V. 10, p. 707; 30-10-7 Amended V. 10, p. 354; 30-10-15a Amended V. 10, p. 708; 30-10-16 Amended V. 10, p. 709; 30-10-29 Amended V. 10, p. 354; 30-10-30 Revoked V. 10, p. 355; 30-10-200 Amended V. 10, p. 1198; 30-10-207 Amended V. 10, p. 1200; 30-10-208 Amended V. 10, p. 1200; 30-10-210 through 30-10-226 New V. 10, p. 48-57; 30-10-210 Amended V. 10, p. 1202; 30-10-211 Amended V. 10, p. 1203; 30-10-212 Amended V. 10, p. 1204; 30-10-213 Amended V. 10, p. 1204; 30-10-214 Amended V. 10, p. 1205; 30-10-215 Amended V. 10, p. 1206; 30-10-217 Amended V. 10, p. 1206; 30-10-218 Amended V. 10, p. 1207; 30-10-219 Amended V. 10, p. 1207; 30-10-220 Amended V. 10, p. 1208; 30-10-221 Amended V. 10, p. 1208; 30-10-226 Revoked V. 10, p. 1209; 30-41-1 Amended V. 10, p. 710

Table with columns: Reg. No., Action, Register. Rows: 30-41-7a Amended V. 10, p. 711; 30-41-7i New V. 10, p. 711; 30-41-20 New V. 10, p. 711

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Table with columns: Reg. No., Action, Register. Rows: 36-1-1 Amended V. 10, p. 88; 36-1-28 through 36-1-34 New V. 10, p. 88-91

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Table with columns: Reg. No., Action, Register. Rows: 40-2-20 New V. 10, p. 259, 383; 40-3-46 New V. 10, p. 381; 40-3-47 New V. 10, p. 381

AGENCY 44: DEPARTMENT OF CORRECTIONS

Table with columns: Reg. No., Action, Register. Rows: 44-6-106 Amended V. 10, p. 1195; 44-6-108 Amended V. 10, p. 1195; 44-6-114c Amended V. 10, p. 1196; 44-6-120 Amended V. 10, p. 1196; 44-6-124 Amended V. 10, p. 1196; 44-6-126 Amended V. 10, p. 1197; 44-6-133 Amended V. 10, p. 1197; 44-6-134 Amended V. 10, p. 1197; 44-6-135 Amended V. 10, p. 1197; 44-6-142 Amended V. 10, p. 1198

AGENCY 60: BOARD OF NURSING

Table with columns: Reg. No., Action, Register. Rows: 60-3-105 Amended V. 10, p. 1040; 60-3-106 Amended V. 10, p. 1040; 60-8-101 Amended V. 10, p. 496; 60-9-101 Amended V. 10, p. 1040; 60-9-102 Amended V. 10, p. 1040; 60-9-103 Amended V. 10, p. 1041; 60-9-105 New V. 10, p. 1041; 60-9-106 New V. 10, p. 1041; 60-9-109 New V. 10, p. 1041; 60-11-103 Amended V. 10, p. 1041; 60-11-110 Revoked V. 10, p. 1042; 60-11-111 Revoked V. 10, p. 1042; 60-11-112 New V. 10, p. 1042; 60-11-113 New V. 10, p. 1042; 60-11-116 New V. 10, p. 1042; 60-11-117 New V. 10, p. 1042; 60-11-118 New V. 10, p. 1042; 60-11-119 New V. 10, p. 1043; 60-12-101 Revoked V. 10, p. 1043; 60-12-102 Revoked V. 10, p. 1043; 60-12-103 Revoked V. 10, p. 1043; 60-12-105 New V. 10, p. 1043; 60-12-106 New V. 10, p. 1043; 60-12-109 New V. 10, p. 1043; 60-13-101 Amended V. 10, p. 496; 60-13-105 Revoked V. 10, p. 1044; 60-13-106 Revoked V. 10, p. 1044; 60-13-107 Revoked V. 10, p. 1044; 60-13-108 Revoked V. 10, p. 1044; 60-13-110 New V. 10, p. 1044; 60-13-111 New V. 10, p. 1044; 60-13-112 New V. 10, p. 1044; 60-13-115 New V. 10, p. 1044; 60-15-101 Amended V. 10, p. 1045; 60-15-102 Amended V. 10, p. 1045; 60-15-103 Amended V. 10, p. 1046; 60-15-104 Amended V. 10, p. 1046

AGENCY 67: BOARD OF HEARING AID EXAMINERS

Table with columns: Reg. No., Action, Register. Row: 67-3-4 New V. 10, p. 887

AGENCY 68: BOARD OF PHARMACY

Table with columns: Reg. No., Action, Register. Rows: 68-7-10 Amended V. 10, p. 1082; 68-9-1 Amended V. 10, p. 1083; 68-11-1 Amended V. 10, p. 216; 68-20-15a Amended V. 10, p. 1084; 68-20-18 Amended V. 10, p. 1084; 68-20-19 Amended V. 10, p. 1085

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-2-7	Amended	V. 10, p. 840
74-4-6	Amended	V. 10, p. 841
74-5-2	Amended	V. 10, p. 841
74-5-403	Amended	V. 10, p. 842

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No.	Action	Register
81-2-1	Amended	V. 10, p. 1242
81-3-1	Amended	V. 10, p. 1242
81-3-2	Amended	V. 10, p. 1244
81-4-1	Amended	V. 10, p. 1245
81-4-2	New	V. 10, p. 172
81-5-8	Amended	V. 10, p. 1245
81-6-1	Amended	V. 10, p. 173

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-3-101	Amended	V. 10, p. 887
82-3-307	Amended	V. 10, p. 976
82-3-600	Amended	V. 10, p. 890
82-3-600b	New	V. 10, p. 890
82-3-601	Revoked	V. 10, p. 891
82-3-601a	New	V. 10, p. 891
82-3-601b	New	V. 10, p. 891
82-3-602	Amended	V. 10, p. 891
82-3-605	New	V. 10, p. 892
82-4-1	Amended	V. 10, p. 1121
82-4-2	Amended	V. 10, p. 1121
82-4-3	Amended	V. 10, p. 1122
82-4-6a	Amended	V. 10, p. 1122
82-4-6b	Revoked	V. 10, p. 1122
82-4-6d	Amended	V. 10, p. 1122
82-4-19a	Revoked	V. 10, p. 1123
82-4-20	Amended	V. 10, p. 1123
82-4-27	Amended	V. 10, p. 1123
82-4-27a	Amended	V. 10, p. 1124
82-4-27c	Amended	V. 10, p. 1124

AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-1-5	Amended	V. 10, p. 531

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-68	Revoked	V. 10, p. 1046
91-1-68a	New	V. 10, p. 1046
91-1-68b	New	V. 10, p. 1047
91-1-68c	New	V. 10, p. 1048
91-1-68d	New	V. 10, p. 1049
91-1-69	Revoked	V. 10, p. 1050
91-1-101b	Amended	V. 10, p. 1050
91-1-112a	Amended	V. 10, p. 1051
91-1-150	Amended	V. 10, p. 1051
91-10-1	Revoked	V. 10, p. 1051
91-10-1a	New	V. 10, p. 1052
91-12-22	Amended	V. 10, p. 1052
91-12-25	Amended	V. 10, p. 1055
91-12-51	Amended	V. 10, p. 1056
91-12-73	Amended	V. 10, p. 1056
91-31-7	Amended	V. 10, p. 686
91-35-1 through 91-35-4	New	V. 10, p. 909, 910
91-37-1 through 91-37-4	New	V. 10, p. 910, 911

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-55-2a	Amended	V. 10, p. 531, 587

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-10a-4	Amended	V. 10, p. 653
100-11-1	Amended	V. 10, p. 653

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-2-1a	Amended	V. 10, p. 32
102-2-2a	Amended	V. 10, p. 33
102-2-4a	Amended	V. 10, p. 34

102-2-7	Amended	V. 10, p. 34
102-2-8	Amended	V. 10, p. 36
102-2-12	Amended	V. 10, p. 36
102-3-1	New	V. 10, p. 37
102-3-3	New	V. 10, p. 37
102-3-4	New	V. 10, p. 38
102-3-5	New	V. 10, p. 38
102-3-6	New	V. 10, p. 39
102-3-10	New	V. 10, p. 40
102-3-11	New	V. 10, p. 41
102-4-4	Amended	V. 10, p. 41

AGENCY 111: THE KANSAS LOTTERY

Reg. No.	Action	Register
111-1-2	Amended	V. 7, p. 1190
111-1-5	Amended	V. 8, p. 586
111-2-1	Amended	V. 7, p. 1995
111-2-2	Amended	V. 9, p. 1675
111-2-2a	Revoked	V. 9, p. 1675
111-2-6	New	V. 8, p. 134
111-2-7	Revoked	V. 10, p. 1210
111-2-13	Revoked	V. 10, p. 881
111-2-14	New	V. 9, p. 30
111-2-15	Revoked	V. 10, p. 881
111-2-16	Revoked	V. 10, p. 1210
111-2-17	Revoked	V. 10, p. 1210
111-2-18	New	V. 10, p. 881
111-2-19	New	V. 10, p. 882
111-3-1	Amended	V. 10, p. 1210
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. 10, p. 12
111-3-13	Amended	V. 10, p. 1014
111-3-14	Amended	V. 10, p. 12
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. 10, p. 1211
111-3-21	Amended	V. 10, p. 882
111-3-22	Amended	V. 10, p. 882
111-3-23	Revoked	V. 10, p. 883
111-3-25	Amended	V. 10, p. 883
111-3-27	Amended	V. 10, p. 883
111-3-29	Amended	V. 10, p. 883
111-3-31	Amended	V. 8, p. 209
111-3-32	Amended	V. 10, p. 883
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. 10, p. 1211
111-4-101	Amended	V. 10, p. 1211
111-4-102	Amended	V. 10, p. 1211
111-4-103	Amended	V. 10, p. 1211
111-4-104	Amended	V. 10, p. 1212
111-4-105	Amended	V. 10, p. 1212
111-4-106	Amended	V. 10, p. 1212
111-4-106a	Amended	V. 10, p. 1213
111-4-107	Amended	V. 9, p. 1366
111-4-108	Amended	V. 10, p. 1213
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	Revoked	V. 9, p. 1676, 1677
111-4-177 through 111-4-212	Revoked	V. 9, p. 1677, 1678
111-4-213 through 111-4-220	Revoked	V. 10, p. 1213

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
111-4-237 through 111-4-240	New	V. 9, p. 1678, 1679
111-4-241 through 111-4-244	New	V. 9, p. 1812
111-4-245 through 111-4-248	New	V. 10, p. 200
111-4-249 through 111-4-252	New	V. 9, p. 1813
111-4-253 through 111-4-256	New	V. 10, p. 530
111-4-257 through 111-4-280	New	V. 10, p. 755-759
111-4-257	Amended	V. 10, p. 1014
111-4-261	Amended	V. 10, p. 1014
111-4-262	Amended	V. 10, p. 1014
111-4-282 through 111-4-286	New	V. 10, p. 759
111-4-287 through 111-4-300	New	V. 10, p. 883-886
111-4-301 through 111-4-307	New	V. 10, p. 1015, 1016
111-4-308 through 111-4-320	New	V. 10, p. 1214, 1215
111-5-1 through 111-5-9	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
111-5-18	Amended	V. 10, p. 13
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. 10, p. 14
111-6-3	Amended	V. 9, p. 200
111-6-5	Amended	V. 10, p. 14
111-6-6	Amended	V. 10, p. 1216
111-6-9	Amended	V. 10, p. 1217
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
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

(continued)

111-7-55		
through		
111-7-63	Revoked	V. 10, p. 1217
111-7-58	Amended	V. 10, p. 261
111-7-60	Amended	V. 10, p. 262
111-8-1	New	V. 7, p. 1633
111-8-2	New	V. 7, p. 1633
111-8-3	Amended	V. 10, p. 886
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
111-9-1		
through		
111-9-6	Revoked	V. 9, p. 1680
111-9-13		
through		
111-9-18	Revoked	V. 9, p. 1680
111-9-25		
through		
111-9-30	New	V. 9, p. 699, 700
111-9-31		
through		
111-9-36	New	V. 10, p. 262
111-10-1		
through		
111-10-9	New	V. 8, p. 136-138
111-10-7	Amended	V. 8, p. 301

AGENCY 112: KANSAS RACING COMMISSION

Reg. No.	Action	Register
112-4-14b	New	V. 10, p. 162
112-4-21	New	V. 10, p. 162
112-6-1		
through		
112-6-5	Amended	V. 10, p. 163-165
112-6-8	Amended	V. 10, p. 165
112-7-6	Amended	V. 10, p. 165
112-8-3	Amended	V. 10, p. 166
112-8-4	Amended	V. 10, p. 167
112-8-5	Amended	V. 10, p. 167
112-8-8	Amended	V. 10, p. 168
112-8-10	Amended	V. 10, p. 168
112-10-34	Amended	V. 10, p. 169
112-10-35	Amended	V. 10, p. 170
112-11-21	Amended	V. 10, p. 263, 531
112-12-12	Amended	V. 10, p. 170
112-13-2	Amended	V. 10, p. 170
112-13-4	New	V. 10, p. 171
112-13-5	New	V. 10, p. 171
112-16-1		
through		
112-16-14	New	V. 10, p. 1012, 1013

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-4-1	Amended	V. 10, p. 458
115-4-3	Amended	V. 10, p. 458
115-4-5	Amended	V. 10, p. 782
115-4-7	Amended	V. 10, p. 460
115-4-11	Amended	V. 10, p. 461

115-4-12	New	V. 10, p. 461
115-13-1		
through		
115-13-5	New	V. 10, p. 917-919
115-17-10		
through		
115-17-13	New	V. 10, p. 461, 462

AGENCY 117: REAL ESTATE APPRAISAL BOARD

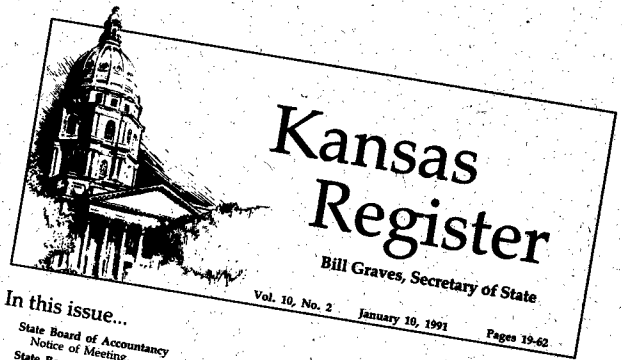
Reg. No.	Action	Register
117-1-1	Amended	V. 10, p. 911, 951
117-2-1	Amended	V. 10, p. 911, 952
117-2-2	Amended	V. 10, p. 912, 952
117-2-3	New	V. 10, p. 912, 952
117-2-4	New	V. 10, p. 912, 952
117-3-1	Amended	V. 10, p. 912, 953
117-3-2	Amended	V. 10, p. 913, 953
117-3-3	New	V. 10, p. 913, 953
117-3-4	New	V. 10, p. 913, 953
117-4-1		
through		
117-4-4	New	V. 10, p. 913, 914, 954
117-6-1	Amended	V. 10, p. 914, 954
117-6-2	Amended	V. 10, p. 915, 955
117-6-3	Amended	V. 10, p. 915, 955
117-7-1	Amended	V. 10, p. 916, 956
117-8-1	New	V. 10, p. 916, 956
117-9-1	New	V. 10, p. 916, 956

AGENCY 119: KANSAS DEVELOPMENT FINANCE AUTHORITY

Reg. No.	Action	Register
119-1-1	New	V. 10, p. 263
119-1-2	New	V. 10, p. 264
119-1-3	New	V. 10, p. 264

NOW AVAILABLE . . .

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



In this issue...

State Board of Accountancy	Page
Notice of Meeting	
State Records Board	
Notice of Meeting	
Kansas Agricultural Value-Added Processing Center	20
Notice of Leadership Council Meeting	
Kansas Water Authority	
Notice of Meeting	20
Kansas Sentencing Commission	
Notice of Meeting	20
Executive Appointments	
Kansas Apprenticeship Committee	
Notice of Meeting	21
Notice to Bidders for State Purchases	21
Notice of Bond Sale	22
City of Hillsboro	22
	23

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

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

Order your binders today!

***Kansas Register* binders . . . \$18.00 each includes shipping and handling.**

CLIP AND MAIL

Dear Secretary Graves: Please send _____ *Kansas Register* binders.
(Quantity)

Price: \$18.00 each, includes shipping and handling.

AMOUNT ENCLOSED \$ _____

SHIP TO:

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

Mail order, with payment, to: Kansas Register, Secretary of State, State Capitol, Topeka, KS 66612-1594.

**Kansas Register
Secretary of State
2nd Floor, State Capitol
Topeka, KS 66612-1594**

Use this form or a copy of it to enter a subscription:

_____ **One-year subscriptions @ \$60 ea.**
(Kansas residents must include
\$3.15 state and local sales tax.)

Total Enclosed _____
(Make checks payable to the Kansas Register)

Send to:

(Please, no
more than
4 address
lines.)

Zip code must be included

This space for Register office use only.
Rec. No. _____
Exp. _____
Code _____

Use this form or a copy of it to enter a name or address change:

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

**Indicate change of name or address
here:**

**Mail either form to: Kansas Register, Secretary of State, 2nd Floor,
State Capitol, Topeka, KS 66612-1594**