



Kansas Register

Bill Graves, Secretary of State

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State of Kansas

Attorney General

Opinion No. 92-59

Personal and Real Property—Disposition of Unclaimed Property Act—Unclaimed Property Held by a Utility.

Cities and Municipalities—Public Utilities; Any City—Deposits to Secure Payment of Bills; Abandoned Deposits, Disposition. Harold T. Walker, Kansas City City Attorney, Kansas City, May 5, 1992.

A municipally owned utility which transfers unclaimed security deposits to its operating fund pursuant to K.S.A. 12-822 is not required to report and deliver such deposits to the State Treasurer pursuant to the disposition of unclaimed property act. Cited herein: K.S.A. 12-822; 58-3901; K.S.A. 1991 Supp. 58-3904, 58-3912; K.S.A. 58-3914; L. 1978, ch. 59, § 1; L. 1979, ch. 173; L. 1989, ch. 48, § 65; L. 1989, ch. 170, §§ 4, 9. JLM

Opinion No. 92-60

Public Health—Emergency Medical Services—Definitions; Scope of Act. Bob McDaneld, Administrator, Board of Emergency Medical Services, Topeka, May 6, 1992.

In the absence of any legislative intent to the contrary, a specialized nonemergency transportation service such as a "wheelchair service" that transports nonambulatory persons in a wheelchair or on a cot or gurney to a medical care facility is not subject to the act regulating emergency medical services, K.S.A. 1991 Supp. 65-6101 *et seq.*, when the person being transported is not in need of medical care in transit. Conversely, when medical necessity warrants transportation by a service equipped and staffed to provide medical care in transit, a wheelchair service may not provide the transportation unless it is licensed as an ambulance service. Cited herein: K.S.A. 1991 Supp. 65-6112; 65-6120; 65-6121; 65-6123; 65-6125. GE

Opinion No. 92-61

Criminal Procedure; Kansas Code of Criminal Procedure—Release Procedures—Parole Eligibility; Conditions of Release; Additional Programs.

State Departments; Public Officers and Employees—Department of Corrections; Secretary of Corrections—Program Agreements Between Secretary and Inmate; Completion of Certain Programs to be Prepared for Release on Parole; Authority of Kansas Parole Board. James L. Francisco, Chairman, Kansas Parole Board, Topeka, May 13, 1992.

The Secretary of Corrections is the official authorized to designate the programs which an inmate must participate in and successfully complete in order to be prepared for release on parole. The Parole Board may not require the inmate to participate in programs which have not been set forth in the agreement entered into pursuant to K.S.A. 1991 Supp. 75-5210a by the Secretary of Corrections and an inmate. Cited herein: K.S.A. 1991 Supp. 22-3717; 75-5210; 75-5210a; L. 1988, ch. 115, §§ 1, 6. RDS

Opinion No. 92-62

Public Health—Local Boards of Health; Clinics—Joint Board by Cities and Counties; Agreement; Ability of City to Fund County Board of Health. Tom R. Smith, Seward County Attorney, Liberal, Gene H. Sharp, Liberal City Attorney, Liberal, May 13, 1992.

The city of Liberal may opt out of K.S.A. 65-205 *et seq.* by charter ordinance and enact substitute provisions for offering financial support to the Seward County Board of Health. Cited herein: K.S.A. 65-201; 65-205; 65-208; 65-209; 65-210; Kan. Const., art. 12, § 5. JLM

Robert T. Stephan
Attorney General

Doc. No. 012018

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State of Kansas

**Department of Wildlife
and Parks**

Notice of Draft Environmental Assessment

Pursuant to requirements of the National Environmental Policy Act of 1969, the Kansas Department of Wildlife and Parks announces the release of a draft environmental assessment entitled "Atchison State Fishing Lake Island Development." The project proposes to create nesting/hunting islands with silt excavated from Atchison State Fishing Lake. This project will increase habitat diversity within the lake by increasing terrestrial waterfowl nesting areas and restoring the lake to its original depth in the project area.

Interested groups and individuals are encouraged to provide comments regarding this assessment to the Federal Aid Coordinator, Kansas Department of Wildlife and Parks, Suite 502, Landon State Office Building, 900 S.W. Jackson, Topeka 66612. Review copies may be requested from the above address or by calling (913) 296-2281. Persons with a hearing impairment may contact the department using the Kansas Relay Center at 1-800-766-3777. Written comments should be received by 5 p.m. June 8.

Jack Lacey
Secretary of Wildlife
and Parks

Doc. No. 012017

State of Kansas

Wichita State University

**Notice of Commencement of Negotiations
for Architectural Services**

Notice is hereby given of the commencement of negotiations for architectural services related to the design and construction of a new Elliott School of Communication building on the campus of The Wichita State University, Wichita. This project is to provide a facility that will consolidate the school's offices, laboratories and classrooms in a flexible and efficient manner to meet its academic program needs in journalism, speech communication, radio-television-film, and other communication-related areas. The building site and space needs have been determined, and the university's Board of Trustees is interested in retaining an experienced and competent architectural firm which has the creativity and ability to design the building to blend into the setting and campus surroundings.

Any questions or expressions of interest should be directed to John D. Gist, Director of Facilities Planning, The Wichita State University, 1845 Fairmount, Campus Box 113, Wichita 67208-1595, (316) 689-3015, on or before May 29. An original and four copies of the firm's SF 255 form plus attachments should be submitted with letters of interest.

Roger D. Lowe
Project Manager and
Vice President for
Administration and Finance

Doc. No. 011992

State of Kansas

State Corporation Commission

Corrected Notice of Hearing

The State Corporation Commission has directed that a hearing be conducted (pursuant to K.S.A. 1991 Supp. 55-603, 55-604, 55-703 and K.S.A. 55-703a) to allow the following to show cause as to why their basic proration order should not be dissolved:

In the matter of establishing rules and regulations relating to the production, sale and conservation of natural gas and crude oil in the Kansas City "B" reservoir of the Lemon North Field in Haskell County, Kansas, affecting Sections 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34 and 35, Township 29 South, Range 33 West, Haskell County, Kansas. Docket No. 71,408-C (C-10,217).

The hearing will be at 9 a.m. Thursday, June 18, in the third floor hearing room, 300 Colorado Derby Building, 202 W. 1st, Wichita. Further information can be obtained by contacting William J. Wix, Assistant General Counsel, State Corporation Commission, Conservation Division, 202 W. 1st, Wichita 67202, (316) 263-3238.

Judith McConnell
Executive Director

Doc. No. 012007

State of Kansas

Department on Aging

Notice of Hearing

The Kansas Department on Aging will conduct a public hearing on the needs of older Kansans on Friday, June 5, from 10:30 to 11:45 a.m. in the Bethel College Fine Arts Building in North Newton. The hearing is being held in conjunction with the Community Services Conference sponsored by KDOA.

The purpose of the hearing is to receive direct input from interested individuals and organizations about the needs of older Kansans and other aging issues. KDOA is particularly interested in comments which would assist the department in revising its current state plan on aging and developing a new state plan on aging.

Persons wishing to speak at this hearing are asked to notify KDOA prior to the hearing and to provide a written copy of their comments at the hearing. Depending upon the number of persons wishing to be heard, the time available for oral presentation may be limited. Written comments will be accepted through June 15.

For more information contact George A. Dugger, KDOA, Room 122-S, Docking State Office Building, 915 S.W. Harrison, Topeka 66612, (913) 296-4986 or 1-800-432-3535.

Joanne Hurst
Secretary of Aging

Doc. No. 012029

State of Kansas

State Employees Health Care Commission

Notice of Pre-Bid Conference

The State Employees Health Care Commission issued a request for proposals on May 15 for its insured indemnity medical and prescription drug plans and HMO plans. The deadline for receipt of the proposals is 5 p.m. June 26.

A pre-bid conference will be held at 9 a.m. May 22 in Room 108 of the Landon State Office Building, 900 S.W. Jackson, Topeka, to discuss any questions relating to the RFP.

Robert C. Harder
Chairman

Doc. No. 012027

State of Kansas

Board of Healing Arts

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Tuesday, June 23, at the office of the Kansas State Board of Healing Arts, 235 S. Topeka Blvd., Topeka, to consider the adoption of proposed temporary and permanent changes to K.A.R. 100-49-5.

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 regulation. All interested parties may submit comments prior to the hearing to the address above. All interested parties also will be given a reasonable opportunity at the hearing to present their views, orally or in writing, concerning the adoption of the proposed regulation. In order to give all persons an opportunity to present their views, it may be necessary to limit oral presentations to five minutes.

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

K.A.R. 100-49-5. Expiration of license. The license of each podiatrist shall expire on July 1 of each year. There will not be any change in the fiscal impact to the individual licensees nor will there be any fiscal impact on other state agencies or upon the general public.

Copies of the full text of the proposed regulation and the economic impact statement may be obtained by writing to the executive director of the Kansas State Board of Healing Arts at the address above.

Lawrence T. Buening, Jr.
Executive Director

Doc. No. 012028

State of Kansas

State Conservation Commission

Notice to Contractors

Sealed bids for the construction of a 29,000 cubic yard, 30,000 cubic yard and 44,000 cubic yard detention dams, Site 5-8, Site 5-20 and Site 5-29 in Coffey County, will be received by the Long-Scott Creeks Watershed District No. 93 at King Engineering, Inc., 125 W. 4th, Holton 66436, until 4 p.m. on June 11, or hand carried and submitted prior to bid opening. Bids for Site 5-8 will be opened at 7 p.m., for Site 5-20 at 7:30 p.m. and for Site 5-29 at 8 p.m. on June 11 at the Soil Conservation Service Office, 313 Cross St., Burlington.

A copy of the invitation for bids and plans and specifications can be obtained at the office of King Engineering, Inc., (913) 364-4312. A \$25 returnable deposit is required for each set of plans.

Kenneth F. Kern
Executive Director

Doc. No. 012015

State of Kansas

Department of Health and Environment

Public Notice

The Kansas Department of Health and Environment is giving public notice to allow public input on the State Plan of Operations for the Special Supplemental Food Program for Women, Infants, and Children (WIC) and the Commodity Supplemental Food Program (CSFP).

These programs are designed to improve the nutritional status of pregnant and breastfeeding women, infants and children up to age five (age six for CSFP) who could not otherwise have a balanced diet. WIC/CSFP provides supplemental food and nutrition education as a component to good health care during important times of growth and development.

Particularly helpful will be comments on the following concerns: (1) affirmative action (selection process for local agencies to administer WIC programs); (2) outreach to eligible persons; (3) food delivery system; (4) program services; and (5) nutrition education.

All interested local agencies, participants, and other interested parties are encouraged to provide input into the state plan of operations for WIC/CSFP. Anyone wishing to comment is request to send written comments by 5 p.m. June 12 to Martha Kauffman, WIC Administrator, Nutrition and WIC Services, Bureau of Family Health, Kansas Department of Health and Environment, Landon State Office Building, 10th Floor, Topeka 66612-1290.

Azzie Young
Secretary of Health
and Environment

Doc. No. 012033

State of Kansas

Legislature

Legislative Bills Introduced

The following numbers and titles of bills and resolutions have been recently introduced by the 1992 Kansas Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N, State Capitol, Topeka 66612, (913) 296-4096.

Bills Introduced May 7-9:

House Bills

HB 3218, An act concerning state officers and employees; relating to salaries and compensation; authorizing and providing for certain increases; making appropriations for the fiscal year ending June 30, 1993, and authorizing certain transfers and adjustments in expenditure limitations therefor; amending K.S.A. 40-102, 75-3101, 75-3103, 75-3104, 75-3108, 75-3110, 75-3120f, 75-3120g, 75-3120h and 75-3120k and K.S.A. 40-102, as amended by section 27 of 1992 Substitute for Senate Bill No. 471, and repealing the existing sections; also repealing K.S.A. 40-102, as amended by section 8 of this act.

House Resolutions

HR 6155, A resolution congratulating and commending Anita Mesecher for receiving one of the 1992 "Nursing: The Heart of Healthcare" awards and on her retirement.

HR 6156, A resolution designating May 25, 1992, as Statewide Tap Dance Day in Kansas.

HR 6157, A resolution urging Congress to permanently extend the Private Activity Bond Program.

Senate Bills

SB 810, An act concerning the Kansas Statutes Annotated; amending K.S.A. 1991 Supp. 77-138 and 77-165 and repealing the existing sections.

SB 811, An act relating to certain property tax exemptions; amending K.S.A. 79-201a and K.S.A. 1991 Supp. 79-213 and repealing the existing sections.

SB 812, An act concerning the Kansas storage tank act; amending K.S.A. 1991 Supp. 65-34,105 and 65-34,114 and sections 4 and 10 of 1992 House bill No. 3153 and repealing the existing sections; also repealing K.S.A. 1991 Supp. 65-34,105, as amended by 1992 House Bill No. 3153, K.S.A. 1991 Supp. 65-34,114, as amended by 1992 House Bill No. 3153, and K.S.A. 1991 Supp. 65-34,114, as amended by 1992 House Bill No. 2676.

SB 813, An act concerning state officers and employees; relating to salaries and compensation; concerning appropriations for the fiscal year ending June 30, 1993; amending K.S.A. 40-102, as amended by section 27 of 1992 Substitute for Senate Bill No. 471, and sections 2, 7, 17 and 22 of 1992 Senate Bill No. 791 and repealing the existing sections; also repealing K.S.A. 40-102, as amended by section 9 of 1992 Senate Bill No. 791.

Senate Concurrent Resolutions

SCR 1648, A concurrent resolution relating to the 1992 regular session of the legislature; and providing for adjournment thereof.

Senate Resolutions

SR 1899, A resolution relating to the birth of Kevin Charles Brady.

SR 1900, A resolution relating to the birth of Maureen Anderson Brady.

SR 1901, A resolution designating May 25, 1992, as Statewide Tap Dance Day in Kansas.

SR 1902, A resolution congratulating and commending Dr. Hugh W. Speer for being the first recipient of the Johnson County Community College Foundation's Distinguished Service Award.

SR 1903, A resolution commemorating the 10th anniversary of the Vietnam Veterans War Memorial in Washington, D.C.

Doc. No. 012013

State of Kansas

State Conservation Commission

Notice to Contractors

Sealed bids for the construction of a 54,000 cubic yard detention dam, Site 8-3 in Brown County, will be received by the Wolf River Watershed Joint District No. 66 at the district office, 121 Parsons, Box 216, Robinson 66532, until 7 p.m. on June 4, and then opened. A copy of the invitation for bids and plans and specifications can be obtained at the district office, (913) 544-6686, or from Novak & Lay, 720 Oregon St., Hiawatha 66436, (913) 742-7441.

Kenneth F. Kern
Executive Director

Doc. No. 012014

State of Kansas

Department of Health
and EnvironmentNotice Concerning Proposed
Permit Action

The Secretary of Health and Environment is proposing to issue an air emission source construction/conditional operating permit in accordance with K.A.R. 28-19-14 (permits required) to Macha Enterprises, Inc. (ME), Gas, to install and operate a portable asphalt concrete mixing plant.

Written materials, including the permit application and information relating to the application submitted by ME, draft permit, permit summary and analysis by KDHE describing the basis for the proposed permit, are available for public inspection during normal business hours through June 18 by contacting Lynn Ranabargar, KDHE, 1500 W. 7th, Chanute 66720, (316) 431-2390. This material also can be reviewed at the KDHE office in Building 740, Forbes Field, Topeka. Questions concerning this proposed permit should be directed to L. C. Hinthner, KDHE, (913) 296-1576.

K.S.A. 65-3008 provides that any person affected by the issuance of a permit can request a public hearing prior to its issuance. The request must be in writing and addressed to the secretary. If the secretary determines there is sufficient reason in the request, a public hearing will be conducted—the place, date and time of the hearing will be announced in this publication. A request for a hearing or written comments on the proposed permit must be submitted to the Secretary, Kansas Department of Health and Environment, Landon State Office Building, 900 S.W. Jackson, Topeka 66612, before June 18.

Azzie Young
Secretary of Health
and Environment

Doc. No. 012005

State of Kansas

Kansas Commission on Governmental Standards and Conduct

Advisory Opinion No. 92-14

Written April 23, 1992, to Roy S. Bennett, Jr., Shawnee.

This opinion is in response to your letter of February 10, 1992, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct.

We understand you request this opinion in your capacity as Lake Quivira City Attorney. You advise us that with the exception of the fire chief, all elected and appointed officials, including members of the city council, planning commission and board of zoning appeals, are "foundation" (i.e., equity) members of Quivira, Inc., a not-for-profit incorporated homes association which covers most of the area within the city's boundaries. Quivira, Inc. owns and operates a clubhouse, golf course and other recreational facilities for the benefit of its members. The "book value" of each foundation membership exceeds \$8,000. All property owners within the area covered by the Quivira, Inc. homes association must purchase a foundation membership; however, the membership itself has no value separate from the value of the land owned by such member within the boundaries of Quivira, Inc. A person who does not own land within the boundaries of Quivira, Inc. cannot hold a foundation membership.

You ask whether each foundation member has a "substantial interest" in Quivira, Inc.

K.S.A. 1991 Supp. 75-4301(a)(1) defines "substantial interest" in part as follows:

If an individual or an individual's spouse, either individually or collectively, has owned within the preceding 21 months a legal or equitable interest exceeding \$5,000 or 5% of any business, whichever is less, the individual has a substantial interest in that business.

In addition, "business" is defined in K.S.A. 1991 Supp. 75-4301a(b) as follows:

"Business" means any corporation, association, partnership, proprietorship, trust, joint venture, and every other business interest, including ownership or use of land for income.

It is clear to us that Quivira, Inc. is a "business" as defined above and foundation members own an "equitable interest" exceeding \$5,000. Thus, it is our opinion that each foundation member does have a substantial interest in Quivira, Inc.

This raises a very difficult problem for the functioning of city business since under K.S.A. 1991 Supp. 75-4304 local officials are in many circumstances prohibited from participating in the making of contracts between the local government and any business in which they hold a substantial interest. For example, if the city provides water to the golf course, no member of the city council may be legally able to vote on that issue.

We strongly suggest you contact the Attorney General's office on the issue of common law theories of relief from these types of situations, and if the common law does not provide relief, seek legislative assistance.

Advisory Opinion No. 92-15

Written April 23, 1992, to Joanne E. Hurst, Secretary of Aging, Topeka.

This opinion is in response to your letter of March 18, 1992, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct.

We understand you request this opinion in your capacity as Secretary of Aging. You advise us that the Department on Aging is divided into eleven area agencies called Area Agency on Aging (AAA). Each AAA has an executive director who is employed by a board, usually non-profit. Only three of the eleven AAA's are units of government. Each AAA is provided funding through the Kansas Department on Aging which is received from the federal government.

We understand that the executive director of one AAA wants to run for the office of county commissioner. The county commission does vote on county matching funds to the AAA.

You ask whether, if elected to the county commission, the executive director of the AAA must resign his position.

K.S.A. 75-4301a *et seq.* does not prohibit local officials from also holding substantial interests in other entities. Rather, the act generally prohibits participation in one's official capacity in regard to contracts with entities in which one holds a substantial interest. Thus, it is permissible for the executive director of the AAA to also serve as a county commissioner, but as county commissioner he must abstain from all actions concerning contracts between the county and the AAA pursuant to K.S.A. 75-4304.

Advisory Opinion No. 92-16

Written April 23, 1992, to Dale Williams, Garden City.

This opinion is in response to your letter of March 23, 1992, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the local conflict of interests law (K.S.A. 75-4301a *et seq.*).

We note at the outset that the commission's jurisdiction is limited to the application of the above statute. Thus, whether some other statutory system or common law applies to your questions is not covered by this opinion.

We understand you request this opinion in your capacity as a candidate for sheriff in Finney County. You advise us that you currently operate with your wife a private security and investigations business. The corporation provides the following services:

1. Sales and installation of security systems;
2. Private investigations in domestic relations cases, child custody matters, and workers' compensation proceedings;
3. Repossessions of personal property for persons holding a security interest in those items;

4. Security escort services between various businesses and financial institutions in which they deposit receipts.

If successful in your campaign for sheriff, you would give up any offices held in that corporation and would have no direct involvement in the day-to-day operations of the business. The business currently does not perform any services under contract with Finney County, nor does it expect to in the future. However, the mere nature of the business could lead to questions of a conflict of interest between you as sheriff and as a stockholder in a business providing security services as outlined above.

Two sections of the act might apply to this situation. K.S.A. 1991 Supp. 75-4304 relates to certain contractual situations and would generally prohibit you from participating in your capacity as sheriff in the making of contracts with the investigation firm on behalf of the county. We note that you must avoid in such situations any discussions with other public officers or employees concerning such contracts and absent yourself from any meetings where such discussions are held.

K.S.A. 1991 Supp. 75-4305 relates to other actions in your official capacity which might "affect" the business. Under this section, so long as you file a disclosure statement or abstain from action in your capacity as sheriff, no conflict exists.

Advisory Opinion No. 92-17

Written April 23, 1992, to C. Stan Peterson, AIA, CSI, Vice President, VanDoren, Hazard, Stallings, Inc., Topeka.

This opinion is in response to your letter of March 24, 1992, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the state level conflict of interests law (K.S.A. 46-215 *et seq.*).

We note at the outset that the commission's jurisdiction over your questions is limited to the application of the above statute. Thus, whether some other statutory system, common law theory or agency rule and regulation applies to your question is not covered by this opinion.

We understand that you request this opinion as a recent appointee to the State Building Advisory Commission. You advise us that you are a practicing architect and the firm which employs you does make proposals on architectural contracts with various state agencies.

You ask whether it is permissible for you to serve on the State Building Advisory Commission while your firm seeks state contracts, and if so what restrictions apply.

Under K.S.A. 46-233 and 46-286 it is permissible for a state officer or employee to hold "substantial interests" in businesses and still serve on state boards which may contract or regulate that business.

In such situations, however, the state officer or employee generally may not participate in the contracting or regulatory process. Thus, it is our opinion, in any contractual offering situation where your firm makes a proposal, you may not participate in the process in

your capacity as a state officer concerning that situation.

In closing, we note that you must avoid in such situations any discussions with other state officers or employees concerning such contracts and absent yourself from any meetings where such discussions are held.

Richard C. Loux
Chairman

Doc. No. 011981

State of Kansas

Board of Tax Appeals

Notice of Hearing on Proposed Administrative Regulations

The Board of Tax Appeals will conduct a public hearing to consider additions to administrative regulations at 9 a.m. Monday, June 29, in Hearing Room A, Suite 400-S, Docking State Office Building, 915 S.W. Harrison, Topeka. The proposed regulations and their economic impact are summarized as follows:

94-2-5a. Appearances. This regulation is added to set forth the criteria for appearances by attorneys and other agents at Board of Tax Appeals hearings.

Economic Impact: Minimal.

94-2-8a. Exchange of evidence and witness lists; exclusion. This regulation is added to require the exchange of evidence prior to the hearing for the purpose of efficiency in conducting the hearings.

Economic Impact: The parties will have a minor expense in exchanging evidence prior to the hearings.

94-2-9a. Continuances. This regulation is added to set forth the board's existing policy on granting continuances of scheduled hearings. The purpose of this regulation is to increase the board's efficiency when conducting hearings.

Economic Impact: None.

94-4-1. Definitions. This regulation is added to provide to define certain words and phrases used throughout the regulations of the Board of Tax Appeals.

Economic Impact: None.

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. Anyone interested in presenting oral testimony at the hearing should contact the chairman at least a week in advance so ample time may be allocated for the hearing. Written testimony may be directed to the Board of Tax Appeals at the address above prior to the hearing date. Anyone interested in the wording of such regulations and economic impact statement may also contact the board.

Jack Shriver
Chairman

Doc. No. 012012

State of Kansas

**Department of Administration
Division of Architectural Services**

**Notice of Commencement of Negotiations
for Engineering Services**

Notice is hereby given of the commencement of negotiations for "on-call" engineering services for the University of Kansas Medical Center, Kansas City, Kansas. Interested firms should be capable of assisting university personnel on miscellaneous small engineering projects for two to three years.

Any questions or expressions of interest should be directed to Gary Grimes, Deputy Director, Design and Construction Administration, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, on or before June 5. An original and four copies of the SF 255 form (plus attachments as required) should be submitted with letters of interest.

J. David DeBusman
Director, Division of
Architectural Services

Doc. No. 012010

State of Kansas

Human Rights Commission

**Notice of Hearing on Proposed
Administrative Regulations**

A public hearing will be conducted at 11 a.m. Monday, June 22, in Room 108 of the Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of a proposed set of new rules and regulations of the Kansas Human Rights Commission.

This 30-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the Kansas Human Rights Commission, Suite 851-S, Landon State Office Building, 900 S.W. Jackson, Topeka 66612-1258.

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 on a temporary basis and on a permanent basis. A summary of proposed regulations and their economic impact follows:

**Article 60.—DISCRIMINATORY HOUSING
PRACTICES**

21-60-1. Definitions. This regulation defines the following terms, "Broker" or "Agent," "Dwelling," and "Person in the business of selling or renting."

21-60-2. Discriminatory housing practices on the basis of familial status. This regulation provides that

the protection afforded against discrimination on the basis of familial status shall apply to any person who is pregnant or is in the process of securing legal custody of any individual who has not attained the age of 18 years.

21-60-3. Unlawful refusal to sell or rent or to negotiate for the sale or rental. This regulation prohibits, as unlawful practices under K.S.A. 44-1016 (a), the following acts if done because of a person's race, religion, color, sex, disability, familial status, national origin or ancestry: failing to accept or consider a bona fide offer, refusing to sell or rent real property to, or to negotiate for the sale of real property with, any person; imposing different sales prices or rental charges for the sale or rental of real property; using different qualification criteria or using different sale or rental standards or procedures; and evicting tenants.

21-60-4. Discrimination in terms, conditions and privileges and in services and facilities. This regulation prohibits using different provisions in leases or contracts of sale, failing to perform or delaying maintenance or repairs of sale or rental real property, failing to process or accurately communicate an offer for the sale or rental of real property, limiting the use of privileges, services or facilities associated with real property because of race, religion, color, sex, disability, familial status, national origin or ancestry. The regulation also prohibits denying or limiting services or facilities in connection with the sale or rental of real property because a person failed or refused to provide sexual favors.

21-60-5. Other prohibited sale and rental conduct. This regulation prohibits unlawful steering practices which discriminatorily restrict choices in a community, neighborhood or development, or which perpetuate or tend to perpetuate segregated housing patterns. This regulation additionally prohibits conduct relating to the provision of housing or of related services and facilities that otherwise discriminatorily makes unavailable or denies real property to persons.

21-60-6. Discriminatory advertisements, statements and notices. This regulation sets forth some types of discriminatory notices, advertisements and statements which are prohibited as unlawful practices under K.S.A. 44-1016(c).

21-60-7. Discriminatory representations on the availability of real property. This regulation sets forth prohibited discriminatory actions which provide inaccurate or untrue information or representations on the availability of real property, and prohibits enforcing discriminatory provisions in deeds, covenants, trusts or lease provisions in order to preclude the sale or rental of real property.

21-60-8. Blockbusting. This regulation prohibits conduct which, for profit, induces, or attempts to induce, a person to sell or rent real property by representations regarding the entry of a person or persons of a particular race, religion, color, sex, familial status, national origin or ancestry, or with a disability.

21-60-9. Discrimination in the provision of brokerage services. This regulation sets forth actions in provision of brokerage services and multiple listing services which are discriminatory and constitute unlawful practices.

21-60-10. Discrimination in the making of loans and in the provision of other financial assistance. This regulation prohibits discriminatory failure or refusal to provide information, or to provide inaccurate information to any person in connection with a residential real estate-related transaction.

21-60-11. Discrimination in the purchasing of loans. This regulation prohibits any person or entity engaged in purchasing loans or other similar debts from imposing discriminatorily different terms or conditions for such purchases.

21-60-12. Discrimination in the terms and conditions for making available loans or other financial assistance. This regulation prohibits any person or entity which makes loans or provides financial assistance relating to the purchase, construction, improvement, repair or maintenance of dwellings or secured by residential real estate from discriminatorily determining whether to make the loan or provide the assistance or imposing discriminatory terms or conditions for the availability of the loans or assistance.

21-60-13. Unlawful practices in the selling, brokering, or appraising of residential real property. This regulation prohibits any person or entity whose business includes engaging in the selling, brokering or appraising of residential real property from discriminatorily making available or providing such services.

21-60-14. Prohibitions against discrimination because of disability. This regulation defines the terms "accessible," "accessible route," "building," "common use areas," "controlled substance," "dwelling unit," "entrance," "exterior," "first occupancy," "ground floor," "interior," "modification," "premises," "public use areas," and "site."

21-60-15. Permissible inquiries rule K.S.A. 44-1016(h). This regulation sets forth inquiries which are not prohibited under K.S.A. 44-1016(h), provided the inquiries are made of all applicants, whether or not they have disabilities.

21-60-16. Reasonable modifications of existing premises. This regulation prohibits any person from refusing to permit, at the expense of a disabled person, reasonable modifications of existing premises occupied or to be occupied by a disabled person, if the proposed modifications may be necessary to afford the disabled person full enjoyment of the premises of a dwelling, and allows a rental landlord to impose certain conditions upon allowing the modification.

21-60-17. Design and construction requirements. This regulation sets forth accessibility requirements for covered multi-family residential real property designed and constructed for first occupancy after January 1, 1992.

21-60-18. State and federal elderly housing programs. This regulation exempts certain federal and state programs specifically designed and operated to assist elderly persons from the familial status discrimination provisions in this act.

21-60-19. 62 or over housing. This regulation exempts from the familial status provisions of this act housing intended for, and solely occupied by, persons 62 years of age or older.

21-60-20. 55 or over housing. This regulation set forth the circumstances when housing intended and operated for occupancy by at least a person 55 of years of age or older is exempt from the familial status provisions of this act.

21-60-21. Prohibited interference, coercion or intimidations. This regulation sets forth acts of coercion, threat, intimidation and interference which are prohibited by the provisions of K.S.A. 1991 Supp. 44-1027.

21-60-22. Complaints alleging unlawful housing practices. This regulation sets forth the Kansas administrative regulations and statutes which govern investigation and conciliation of complaints and hearings thereon.

21-60-23. Conciliation and conciliation agreements. This regulation outlines the conciliation efforts required by the commission as to housing discrimination complaints and the extent to which such conciliation agreements may be made public.

Summary of Economic Impact Statement

This proposed set of regulations implements the statutory prohibitions against housing discrimination on the basis of disability and familial status (L. 1991, ch. 147; 1992 H.B. 3164). These implementing regulations explain and provide guidance on the statutory requirements.

It is not expected there will be any increase in costs to the Human Rights Commission, and the commission could benefit by receiving additional funding from the U.S. Department of Housing and Urban Development if the proposed regulations are adopted.

It appears these proposed regulations will not have a significant economic impact on individuals and entities subject to the Kansas Act Against Discrimination. However, covered entities could experience some increases in expenditures relating to the statutory requirements of reasonable accommodation and accessibility. Other governmental units, private citizens and consumers will not be affected by these regulations.

Copies of the regulations and the economic impact statement may be obtained from the Kansas Human Rights Commission at the address above, (913) 296-3206, TDD (913) 296-0245.

Michael Brungardt
Executive Director

Doc. No. 012011

State of Kansas

Secretary of State

Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited April 15, 1992, for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

Domestic Corporations

- "Klima Well Service, Inc.", Claflin, KS
 AB & KB, Inc., Liberal, KS
 Action Video, Inc., Great Bend, KS
 Alicia & Company, Inc., Manhattan, KS
 Allied Environmental Services, Inc., Olathe, KS
 American Women in Radio & Television-Wichita Chapter, Inc., Wichita, KS
 Arthur's Pizza, Inc., Hays, KS
 ASC Whirlpool, Inc., Omaha, NE
 Astra Video, Inc., Emporia, KS
 Aviation Management, Incorporated, Kansas City, MO
 Awesome Resources, Inc., Parsons, KS
 B & B Land Development Co., Inc., Coffeyville, KS
 B.A.S. Incorporated, Holton, KS
 B.J.B., Inc. of Kansas, Kansas City, KS
 Barco, Inc., Kansas City, KS
 Bicentennial Manor, Inc., Junction City, KS
 Bodily Inc., Manhattan, KS
 Bogus, Inc., Kansas City, KS
 Bradley K. Hook, D.D.S., P.A., Wichita, KS
 Burnidge Welding Supplies, Inc. (Tulsa), Pittsburg, KS
 C & A Sales, Inc., Wellington, KS
 CCDC Financial Corporation, Kansas City, MO
 C, Henry Enterprises, Inc., Overland Park, KS
 CCDC Holding, Ltd., Kansas City, MO
 Campus East Development Corporation, Garden City, KS
 Clearwater Cooperative Association, Clearwater, KS
 CMS Development, Inc., Overland Park, KS
 Col-Kan Development, Inc., Russell, KS
 Columbian Investment Corporation, Topeka, KS
 Concrete Products of Garden City, Inc., Garden City, KS
 Connell Electronics, Inc., Wichita, KS
 Construction Management Systems, Inc., Overland Park, KS
 Cowick Prod., Inc., Shawnee, KS
 D & T, Inc., Liberal, KS
 DA-FA International Inc., Topeka, KS
 David Bleakley Building Company Inc., Overland Park, KS
 Delta Management Systems, Inc., Mission, KS
 Dickinson of San Antonio, Inc., Matawan, NJ
 Ed Hutton Auto Services, Inc., Kansas City, KS
 Educational Support Services, Inc., Wichita, KS
 Fanning Farms, Inc., Ulysses, KS
 Far View Farm, Inc., Bucyrus, KS
 Flint Group, Ltd., Overland Park, KS
 Fred Stein Laboratories, Inc., Atchison, KS
 G. V. Company, Inc., Moundridge, KS
 Gardner Feed & Seed, Inc., Gardner, KS
 Gibson Electric Co., Inc., Kansas City, KS
 Glenn Berry Operating Co., Inc., Commerce, OK
 Global Supply Company, Bonner Springs, KS
 Golden Belt Construction Co., Inc., Valley Center, KS
 Great Bend Equipment and Salvage, Inc., Great Bend, KS
 Grimes Jewelers, Inc., Arkansas City, KS
 Guild Hotel Management Co. of Kansas, Omaha, NE
 Hackney Farmers Union Cooperative Association, Winfield, KS
 Haney Farms, Inc., Abilene, KS
 Hanzlick Farms, Inc. Number 2, Belleville, KS
 Harbour Wholesale, Inc., Shawnee, KS
 Harrison's 59 Truck Stop, Inc., Erie, KS
 Hawthorne Patio Homes, Inc., Overland Park, KS
 Highland Millshop, Inc., Topeka, KS
 Hotel Specialty Chemicals, Inc., Topeka, KS
 House of Denmark, Inc., Shawnee, KS
 I.M.S., Inc., Lawrence, KS
 International Academy of Physio Therapeutics, Inc., Topeka, KS
 J. L. Pasley, Inc., Mission, KS
 Jansonius Trades International, Ltd., Phillipsburg, KS
 J. E. Sheets, Inc. (A Close Corp.), Kansas City, KS
 J.S.P.R., Inc., Overland Park, KS
 Jar-Co, Inc., Salina, KS
 John's Stamps of the World, Inc., Overland Park, KS
 Johnson County Dermatology, Chartered, Olathe, KS
 Judge Precision Industries, Inc., Shawnee, KS
 Kellogg Farmers Union Cooperative Association, Winfield, KS
 Kiul, Inc., Garden City, KS
 La Louisiane, Inc., Olathe, KS
 La Palma Restaurants, Inc., Wichita, KS
 Louis W. Izard, Inc., Roeland Park, KS
 M & J Stone Co., Inc., Lawrence, KS
 Marietta Enterprises, Inc., Oberlin, KS
 Martinez & Sons Incorporated, Hutchinson, KS
 Master Window & Siding, Inc., Wichita, KS
 Merchant Marketing, Inc., Leawood, KS
 Mid-America Pharmacy, Inc., Dodge City, KS
 Middle Creek Farms, Inc., Princeton, KS
 Midwest Custom Mixing, Inc., Baxter Springs, KS
 Midwest Mule Club, Lawrence, KS
 Modern Beauty School, Inc. (A Close Corp.), Wichita, KS
 Molders Plus, Inc., Wichita, KS
 Mortgage Funding, Inc., Wichita, KS
 National Refueler Leasing Corp., Kansas City, KS
 New Trends, Inc., Lawrence, KS
 Newfer Photo Services, Inc., Wichita, KS
 Northwest Oxygen, Inc., Wichita, KS
 O'Hara, Inc., Ottawa, KS
 Oehme Brothers Masonry Contractors, Inc., Pittsburg, KS
 Painter Supplies, Inc., Wichita, KS
 Patricia's Inc., Lawrence, KS
 Pencraft Company, Overland Park, KS
 Primecorp Financial Services, Inc., Hays, KS

Quik Gas, Inc., Topeka, KS
 Quik Grocers, Inc., Lawrence, KS
 Quivira Properties, Ltd., Overland Park, KS
 R. J. Wise Enterprises, Inc., Gardner, KS
 Reliance Mortgage Corporation, Wichita, KS
 Reporter Publishing Company, Inc., Independence, KS
 Roe Investments, Inc., Overland Park, KS
 Royal Acid, Inc., Russell, KS
 RRC, Inc., Topeka, KS
 Ryukyū Imports, Inc., Olathe, KS
 Santa Fe Trail Grace Church, Carbondale, KS
 Security Leasing Corp., Wichita, KS
 Semple & Son, Inc., Wichita, KS
 SH&B Corp. #II, Topeka, KS
 SH&B Corp. #I, Topeka, KS
 Shared Concepts, Inc., Kansas City, MO
 Sierra-Pacific Development Company, Inc.,
 Los Angeles, CA
 Silk Scapes of Apple Valley, Inc., Mulvane, KS
 Sims-Gaines Mortuary, Inc., Topeka, KS
 Sizemore Machine, Inc., Wichita, KS
 Specialty Plant Distributors, Inc., Overland Park, KS
 Spring Hill Endowment Fund, Spring Hill, KS
 Sun Diversified Services, Inc., Kansas City, MO
 Tague's Auto Service, Inc., Salina, KS
 Tax Credits, Inc., Wichita, KS
 The Burnidge Companies, Inc., Pittsburg, KS
 The Glenn Company, Shawnee, KS
 The Kelly Agency, Inc., Leavenworth, KS
 The Oakley Graphic, Inc., Meade, KS
 The Property and Casualty Training Institute, Inc.,
 Overland Park, KS
 The Sequoia Company, Wichita, KS
 Tractor 6100, Inc., Fort Scott, KS
 Tractor 6930, Inc., Fort Scott, KS
 Triangle Corporation, Olathe, KS
 Trinity Medical Supply, Inc., Dodge City, KS
 Tufflight Track Corporation, Wichita, KS
 United Securities, Inc., Wichita, KS
 United Shares, Inc., Wichita, KS
 Vanguard Industries, Inc., Kansas City, MO
 Voge Homes, Inc., Wichita, KS
 Waszak Realty Inc., Lansing, KS
 Whealy & Eno, Inc., Wichita, KS
 The Wiesner Brothers Co., Inc., Concordia, KS
 Wichita Pontiac Association, Wichita, KS
 Wildhawk 7, Inc., Wichita, KS
 WWM Inc.—Mission, Shawnee Mission, KS
 3M Investors, Inc., Pittsburg, KS

Foreign Corporations

A. G. Spanos Management, Inc., Stockton, CA
 Abash Inc., Denver, CO
 Alco Capital Resource, Inc., Valley Forge, PA
 Anything Goes Associates, Inc., Prairie Village, KS
 Apertus Technologies Incorporated, Eden Prairie, MN
 Apollo Travel Group, Ltd., Omaha, NE
 Bennett-Carder & Associates, Inc., Borger, TX
 Butts Company, Inc., El Dorado Springs, MO
 Carolina Industrial Equipment, Inc., Travelers Rest, SC
 Cattle Development Corporation, Bryn Mawr, PA
 CBS Inc., New York, NY
 Cecos International, Inc., Houston, TX
 Chart Services, Ltd., Des Moines, IA
 Club Industry Analysts, Inc., Topeka, KS

Condere Corporation, Hamden, CT
 Cornwall Properties, Inc., Clayton, MO
 Coulter Electronics of New England, Inc., Hialeah, FL
 Craftmatic/Contour Midwest, Inc., Pompano Beach, FL
 Danguard, Inc., Kansas City, MO
 Des Moines Health Associates, Ltd., Des Moines, IA
 Elco Metal Products Corporation, Clayton, NM
 Fagen, Inc., Granite Falls, MN
 Gary W. Bubeck Company, Overland Park, KS
 Greenfield Enterprises, Inc., Clayton, MO
 Guild Hotel Management Co., Omaha, NE
 Guild Hotel Management Co. of Nebraska,
 Omaha, NE
 Guild National Hospitality Company, Omaha, NE
 H.E. Bunch & Associates, Inc., Kansas City, MO
 Hastings Hearing Aid Center, Inc., Hastings, NE
 Healy Enterprises, Inc., Enid, OK
 Helium Sales, Inc., Amarillo, TX
 Hi-Tech Communications, Inc., St. Louis, MO
 Hitachi Data Systems Corporation, Santa Clara, CA
 Intermec Corporation, Lynnwood, WA
 International Drilling Fluids, Inc., Houston, TX
 International Royalty & Oil Co., Fort Worth, TX
 James Aerial Spraying, Inc., Guymon, OK
 John Dawson & Associates, Inc., Chicago, IL
 Lift-Tech International, Inc., Muskegon Heights, MI
 Malibu Investments, San Jose, CA
 Maniktala Associates Engineers, Inc., Syracuse, NY
 MCI Telecommunications Corporation,
 Washington, DC
 Mid-States Ag Chem Company, Inc., Fairmont, MN
 Morin Building Products Co., Inc., Bristol, CT
 Mothercare Stores, Inc., Secaucus, NJ
 OC Oil Corp., Clayton, MO
 Panhandle Oil & Gas Consultants, Inc.,
 Woodward, OK
 Pasco Petroleum, Cheyenne, WY
 Patchem Inc., Middlesex, NJ
 Petrolantic, Inc., Tulsa, OK
 Phoenixcor, Inc., S. Norwalk, CT
 Physicians Total Care, Inc., Tulsa, OK
 Prentice Securities Inc., New York, NY
 Rapid Drilling Construction Ltd., Neosho, MO
 Santa Rosa Sales & Marketing, Inc., Palm Desert, CA
 Scott-Taylor Inc., Hereford, TX
 SMI-CO Construction, Inc., Warrensburg, MO
 Smith & Smith Aircraft International, Ltd.,
 New Orleans, LA
 Sunamerica Planning, Inc., Phoenix, AZ
 Talcup, Inc., Livonia, MI
 Team Spirit, Inc., Omaha, NE
 Telenova, Inc., Los Gatos, CA
 TGI Stephens, Inc., Houston, TX
 The Brass Ring Society (Non-Profit), Ottawa, KS
 The Paddington Corporation, Fort Lee, NJ
 Toyota Motor Distributors, Inc., Torrance, CA
 Trio Construction Services, Inc., Columbus, OH
 Truman Arnold Companies, Texarkana, TX
 WBH Midwest, Inc., Glendale, MO
 Western Uniform & Towel Service, Inc. of Texas,
 Amarillo, TX
 Western Union ATS, Inc., Richardson, TX

Bill Graves
 Secretary of State

Doc. No. 011982

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, until 10 a.m. C.D.T. June 18, 1992, and then publicly opened:

District One—Northeast

Jackson—75-43 M-1688-01—U.S. 75, from 0.1 mile north of K-16 north for 10.6 miles, slurry seal. (State Funds)

Johnson—69-46 M-1687-01—U.S. 69, from the junction of College Boulevard and U.S. 69 north to I-35 (northbound and southbound lanes) 3.4 miles, patching. (State Funds)

Johnson/Miami—35-106 K-4660-01—I-35, various interchanges, from Lebo to Gardner, signing. (Federal Funds)

Leavenworth—52 C-1746-01—County road, 1.0 mile west and 3.3 miles south of Tonganoxie, then south, 0.2 mile, bridge replacement. (Federal Funds)

Marshall—77-58 M-1681-01—U.S. 77, from the Riley/Marshall county line, north to the K-9 west junction, 8.5 miles, slurry seal. (State Funds)

Pottawatomie—24-75 K-4895-01—U.S. 24 and Lilac Lane in Wamego, traffic signal. (State Funds)

Riley—77-81 M-1632-01—U.S. 77, from 1.6 miles south of the junction of K-16, north to the Riley/Marshall county line, 10.7 miles, slurry seal. (State Funds)

Shawnee—89 K-4904-01—State Capitol grounds in Topeka, pavement reconstruction. (State Funds)

Wyandotte—635-105 M-1691-01—I-635, from I-35 to the Kansas/Missouri state line, 8.5 miles, pavement patching. (State Funds)

District Two—Northcentral

Chase—50-9 M-1685-01—U.S. 50, from 3.9 miles east of the east city limits of Strong City, then east 0.2 mile, patching. (State Funds)

Dickinson—70-21 M-1689-01—I-70, from the Saline-Dickinson county line east 8.2 miles, slurry seal. (State Funds)

Ellsworth—27 C-2894-01—County road, 3.5 miles west and 1.0 mile north of Holyrood, then north, 3.0 mile, surfacing. (Federal Funds)

Ellsworth—140-27 M-1684-01—K.140, from 1.5 miles east of the junction of the K-141, east 0.1 mile, underdrain installation. (State Funds)

Geary—77-31 K-4238-01—U.S. 77, south of Ash Street to north of McFarland Street in Junction City, 0.5 mile, grading and surfacing. (Federal Funds)

Geary—31 U-1200-01—West bound Grant Avenue bridge at the Republican River in Junction City, 0.3 mile, bridge repair. (Federal Funds)

Geary—18-31 M-1683-01—K-18, from the junction of I-70, northeast to the Fort Riley Auxiliary entrance, 3.1 miles patching. (State Funds)

Geary—77-31 M-1686-01—U.S. 77, bridge 42, 0.4 mile north of the K-57 and K-244 south junction, 0.2 mile, bridge repair. (State Funds)

Mitchell—24-62 X-1458-02—Union Pacific Railroad crossing of U.S. 24, at the southeast edge of Beloit, grading and surfacing. (Federal Funds)

Morris—57-64 K-4503-01—K-57, Council Grove Reservoir bridge 23, 6.9 miles south of Wabaunsee County, bridge repair. (State Funds)

Republic—81-79 M-1646-01—U.S. 81, slope failure at bridge 23, 1.1 miles north of U.S. 36, slide repair. (State Funds)

Saline—70-85 M-1690-01—I-70, from 1,175 feet west of the junction I-135 east to the Saline-Dickinson county line, 15.7 miles, slurry seal. (State Funds)

Saline—135-85 K-3707-01—I-135 and Shilling Road interchange to south 9th Street in Salina, 0.3 mile, interchange. (State Funds)

District Three—Northwest

Gove—70-32 M-1678-01—I-70, from the Gove/Trego county line west approximately 19.5 miles, milling. (State Funds)

Trego—70-98 M-1677-01—I-70, from the Gove/Trego county line east to the U.S. 283 interchange, 14.0 miles, slurry seal. (State Funds)

District Four—Southeast

Allen—169-1 K-3704-01—U.S. 169, from 600 feet north of Patterson Avenue to Kansas Avenue in Iola, 0.7 miles, grading and surfacing. (State Funds)

Allen—169-1 K-4221-01—U.S. 169, from Buchanan Street to 600 feet north of Patterson Avenue in Iola, 0.4 mile, pavement reconstruction. (State Funds)

Allen—54-1 M-1671-01—U.S. 54, from the east city limits of Iola, east to the Allen/Bourbon county line, 17 miles, shoulders. (State Funds)

Bourbon—69-6 M-1676-01—U.S. 69 and U.S. 54 intersection, bridge approaches, pavement reconstruction. (State Funds)

Bourbon/Linn—69-106 K-4953-01—U.S. 69, 0.1 mile north of the north city limits of Fort Scott in Bourbon County north to 2.7 miles north of the Bourbon-Linn county line, 15.5 miles, sealing concrete joints. (State Funds)

Crawford/Cherokee—106 K-4917-01—K-126 in Crawford County, Lightning Creek bridge 31; U.S. 166 in Cherokee County, Spring River bridge 36 and Spring River drainage bridge 35, bridge painting. (State Funds)

Elk—160-25 X-1448-02—U.S. 160, South Kansas and Oklahoma Railroad crossing west of Grenola, grading and surfacing. (Federal Funds)

Elk—25 C-2636-02—County road, from the junction of U.S. 160 at Oak Valley then west, bridge repair. (Federal Funds)

Greenwood—54-37 M-1672-01—U.S. 54, from 0.5 mile east of the Butler/Greenwood county line, east to the Greenwood/Wilson county line, 31.1 miles, gore and guard fence modification. (State Funds)

Linn—69-54 M-1675-01—U.S. 69, 0.4 mile north of the Bourbon/Linn county line, north 0.3 mile, patching. (State Funds)

Neosho/Allen—169-106 K-4922-01—U.S. 169, 0.9 mile south of Earlton in Neosho County north to 5.0 miles north of the Neosho-Allen county line, 13.1 miles, sealing concrete joints. (State Funds)

Miami/Franklin—35-30 K-4897-01—I-35, from the U.S. 59 interchange northeast to the Miami-Franklin county line, 5.6 miles, overlay. (State Funds)

Miami—169-61 K-4902-01—U.S. 169, from FAS 1705 over the U.S. 169 bridge 28, 0.7 mile south of K-263, bridge repair. (State Funds)

Montgomery—160-63 M-1673-01—U.S. 160, from 900 feet south of the south city limits of Cherryvale north to the south city limits of Cherryvale, 0.2 mile, patching. (State Funds)

Montgomery—169-63 M-1674-01—U.S. 169, from the south junction of K-96, north to the north junction of K-96, 1.0 mile, patching. (State Funds)

Osage/Bourbon/Linn/Woodson—106 K-4903-01—Various locations on I-35 in Osage County, U.S. 69 in Bourbon and Linn counties and U.S. 75 in Woodson County, outlet flumes. (State Funds)

Wilson—103 C-2911-01—County road, 11 miles north of Fredonia, then east, 0.2 mile, grading and bridge. (Federal Funds)

District Five—Southcentral

Barton—96-5 K-4594-01—K-96, from the Rush-Barton county line east and southeast to the junction of U.S. 56 in Great Bend, 14.9 miles, grading, surfacing and bridge. (State Funds)

Comanche—17 C-2887-01—County road, 2.5 miles south and 2.0 miles west of Coldwater, 0.2 mile, grading and bridge. (Federal Funds)

Cowley—166-18 K-3701-01—U.S. 166, from Pin Oak Road to Springgate Road in Arkansas City, 0.7 mile, grading and surfacing. (State Funds)

Cowley—18 C-2886-01—County road, 10.5 miles west of Atlanta, then east, grading and bridge. (Federal Funds)

Reno—78 U-0946-01—Maple Street at Cow Creek in Hutchinson, bridge replacement. (Federal Funds)

Reno—78 U-1114-01—First Avenue bridge over Cow Creek in Hutchinson, bridge repair. (Federal Funds)

Rice—56-80 M-1679-01—U.S. 56, from the Rice/Barton county line, east to the west city limits of Lyons, 14.1 miles, overlay. (State Funds)

Sedgwick—135-87 K-4893-01—I-135, from north of the Pawnee Street interchange north to the 21st Street interchange in Wichita, 5.6 miles, signing. (State Funds)

Sedgwick—135-87 M-1668-01—I-135, between ramp areas at 53rd, 61st and 85th north, 1.0 mile, overlay. (State Funds)

Sedgwick—235-87 M-1680-01—I-235, bridge over Broadway east to the bridges over Hydraulic Avenue, including ramps, 1.1 miles, overlay. (State Funds)

District Six—Southwest

Finney—83B-28 M-1669-01—U.S. 83 Business, Arkansas River bridge 4, 0.7 mile south of the south junction of U.S. 50, bridge repair. (State Funds)

Ford—50-29 K-3383-01—U.S. 50, from the east junction of U.S. 283 northeast to 1.0 mile northeast of FAS 257, 10.8 miles, overlay. (Federal Funds)

Hamilton—38 C-2864-01—County road, 5.2 miles south and 2.8 miles west of Kendall, 0.2 mile, grading and bridge. (Federal Funds)

Haskell—56-41 M-1670-01—U.S. 56, from the Seward/Haskell county line, northeast to the Haskell/Gray county line, 25.2 miles, crack sealing. (State Funds)

Seward—54-88 K-3187-01—U.S. 54, from the four/lane and two/lane divided in Liberal, northeast 11.3 miles, grading and surfacing. (Federal Funds)

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

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

Plans and specifications for the projects 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. 010231

State of Kansas

Board of Technical Professions

Notice of Meeting

The State Board of Technical Professions will meet May 28-29 at the Crestview Country Club, Wichita. The Professional Engineer and Land Surveyor Committee and the Architect and Landscape Architect Committee will meet at 9 a.m. May 28. The full board will meet at 9 a.m. May 29. All meetings are open to the public.

Betty L. Rose
Executive Secretary

Doc. No. 012019

State of Kansas

Board of Emergency Medical Services

Notice of Meeting

The Board of Emergency Medical Services will meet at 9 a.m. Friday, June 5, in Room 11, State Defense Building, 2800 S. Topeka Blvd., Topeka. Agenda items include committee reports, waiver requests, evaluation of the administrator and FY 1993 aid to local units.

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

Bob McDanel
Administrator

Doc. No. 012016

(Published in the Kansas Register, May 21, 1992.)

Summary Notice of Bond Sale

City of Emporia, Kansas

\$4,110,000

General Obligation Bonds

Series 1992

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale and preliminary official statement dated May 13, 1992, sealed bids will be received by the Assistant City Manager of Emporia, Kansas, on behalf of the governing body at City Hall, 522 Mechanic, Emporia, until 10 a.m. C.D.T. on June 3, 1992, for the purchase of \$4,110,000 principal amount of General Obligation Bonds, Series 1992. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated June 1, 1992, and will become due on September 1 in the years as follows:

Year	Principal Amount
1993	\$230,000

1994	\$265,000
1995	\$415,000
1996	\$495,000
1997	\$590,000
1998	\$595,000
1999	\$505,000
2000	\$460,000
2001	\$340,000
2002	\$215,000

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 September 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 \$82,200 (2 percent of the principal amount of the bonds).

Delivery

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before June 25, 1992, 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 1991 is \$99,935,400. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$5,955,000.

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 Mark McAnarney, Assistant City Manager, (316) 343-4252; from the financial advisor, George K. Baum & Company, 12 Wyandotte Plaza, 120 W. 12th, Kansas City, MO 64105, Attention: Roger Edgar or David Perkins, (816) 474-1100; or from Gilmore & Bell, Bond Counsel, 6800 College Blvd., Financial Plaza II, Suite 150, Overland Park, KS 66211-1533, (913) 661-0001.

Dated May 13, 1992.

City of Emporia, Kansas
By Mark McAnarney
Assistant City Manager
522 Mechanic
Emporia, KS 66801-0928
(316) 343-4252

Doc. No. 012026

State of Kansas

Employee Award Board

Notice of Meeting

The Employee Award Board will meet at 1 p.m. Friday, May 22, in the Division of Personnel Services, Room 951-S, Landon State Office Building, 900 S.W. Jackson, Topeka.

Ben Barrett
Chairperson

Doc. No. 012006

(Published in the Kansas Register, May 21, 1992.)

Notice of Bond Sale

\$300,000

City of Spring Hill, Kansas
General Obligation Bonds
Series 1992-A

Sealed Bids

Sealed bids for the purchase of \$300,000 principal amount of General Obligation Bonds, Series 1992-A, of the city hereinafter described, will be received by the undersigned, city clerk of the city of Spring Hill, Kansas, on behalf of the governing body of the city at City Hall, 100 W. Nichols, Spring Hill, Kansas, until 7:30 p.m. C.D.T. on Thursday, May 28, 1992. All bids will be publicly opened and read at said time and place and will be acted upon by the city immediately thereafter. No oral or auction bids will be considered.

Bond Details

The bonds will consist of fully registered bonds without coupons in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated May 1, 1992, and will become due serially on September 1 in the years as follows:

Year	Principal Amount
1993	\$10,000
1994	15,000
1995	15,000
1996	15,000
1997	15,000
1998	15,000
1999	20,000
2000	20,000
2001	20,000
2002	20,000
2003	25,000
2004	25,000
2005	25,000
2006	30,000
2007	30,000

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

Place of Payment and Bond Registration

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

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

Redemption of Bonds Prior to Maturity

At the option of the city, bonds maturing on September 1, 2002, and thereafter will be subject to redemption and payment prior to maturity on September 1, 2001, and thereafter in whole or in part on any interest payment date (bonds of less than a single maturity to be selected by lot in multiples of \$5,000 principal amount by the paying agent and bond registrar in such equitable manner as it shall designate), at par, plus accrued interest if any, to the date of redemption.

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

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

Conditions of Bids

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the

(continued)

bidders, subject to the following conditions: The same rate shall apply to all bonds of the same maturity. Each interest rate specified shall be a multiple of $\frac{1}{8}$ or $\frac{1}{20}$ of 1 percent. No interest rate shall exceed the index of treasury bonds published by the weekly *MuniWeek*, f/k/a *Credit Markets*, in New York, New York, on the Monday next preceding the day on which the bonds are sold, plus 2 percent. The difference between the highest rate specified and the lowest rate specified shall not exceed 2 percent. No supplemental interest payments will be authorized. No bid of less than the principal amount of the bonds and accrued interest will be considered. Each bid shall specify the total interest cost to the city during the life of the bond issue on the basis of such bid, the premium, if any, offered by the bidder, and the net interest cost to the city on the basis of such bid. Each bid shall also specify the average annual net interest rate to the city on the basis of such bid. Bidders shall specify in the bid form the prices (exclusive of accrued interest), expressed as a dollar price, at which the bidder intends that each maturity amount of the bonds shall be initially offered to the public (the initial reoffering prices).

Basis of Award

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

Security for the Bonds

The bonds will be general obligations of the city payable as to both principal and interest in part from ad valorem taxes which may be levied without limitation upon all the taxable tangible property, real and personal, within the territorial limits of the city.

Internal Revenue Code of 1986

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

The code includes interest on tax-exempt obligations, such as the bonds, in the adjusted current earnings of certain corporations in the calculation of alternative

minimum taxable income with certain other adjustments. Furthermore, Section 59A of the code, as added by the Superfund Amendments and Reauthorization Act of 1986, provides for a new environmental tax generally based on corporate alternative minimum taxable income. The amount of the tax is equal to 0.12 percent of the excess of alternative minimum taxable income, without regard to net operating losses and the deduction for this tax, over \$2 million. The environmental tax is imposed whether or not the taxpayer is subject to the alternative minimum tax. The environmental tax may subject certain bondowners to additional taxation for interest earned on the bonds.

The code also requires property and casualty insurance companies to reduce the amount of their deductible underwriting losses by a percentage of the amount of tax-exempt interest received or accrued on such obligations. With the exception of certain "qualified tax-exempt obligations," the code provides that banks and thrift institutions may not deduct any portion of the interest cost of purchasing or carrying tax-exempt obligations such as the bonds. The city does intend to designate the bonds as "qualified tax-exempt obligations" under Section 265 of the code.

Legal Opinion

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

Delivery and Payment

The city will pay for printing the bonds and will deliver the bonds, without cost to the successful bidder, properly prepared, executed and registered, on or about March 31, 1992, at such bank or trust company in the state of Kansas or the greater Kansas City, Missouri, metropolitan area as may be specified by the successful bidder. Delivery elsewhere will be at the bidder's expense. Said bidder will also be furnished with a certified transcript of the proceedings evidencing the authorization and issuance of the bonds and the usual closing documents, including a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity and a certificate regarding the completeness and accuracy of the official statement. Payment for the bonds shall be made in Federal Reserve funds, immediately subject to use by the city. The denominations of the bonds and the names, addresses and Social Security or taxpayer identification numbers of the registered owners shall be submitted in writing by the successful bidder to the city and bond registrar not later than 3

p.m. C.D.T. on June 8, 1992. In the absence of such information, the city will deliver bonds in the denomination of each maturity registered in the name of the successful bidder.

The successful bidder shall furnish the city by 3 p.m. C.D.T. on June 8, 1992, a certificate acceptable to the city's bond counsel to the effect that (i) the successful bidder has made a bona fide public offering of the bonds at the initial reoffering prices, and (ii) a substantial amount of the bonds was sold to the public (excluding brokers and other intermediaries) at such initial reoffering prices. Such certificate shall state that: (1) it is made on the best knowledge, information and belief of the successful bidder, and (2) 10 percent or more in par amount of the bonds of each maturity was sold to the public at or below the initial reoffering prices (such amount being sufficient to establish the sale of a "substantial amount" of the bonds).

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$6,000 payable to the order of the city to secure the city from any loss resulting from the failure of the bidder to comply with the terms of the bid. No interest will be paid upon the deposit made by the successful bidder. Said check shall be returned to the bidder if the bid is not accepted. If a bid is accepted, said check shall be held by the city until the bidder shall have complied with all of the terms and conditions of this notice, at which time said check shall, at the option of the city, be returned to the successful bidder or deducted from the purchase price. If a bid is accepted but the city shall fail to deliver the bonds to the bidder in accordance with the terms and conditions of this notice, said check shall be returned to the bidder. If a bid is accepted but the bidder shall default in the performance of any of the terms and conditions of this notice, the proceeds of such check shall be forfeited to the city, and the city reserves the right to pursue any consequential damages as a result of such default.

CUSIP Numbers

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

Bid Forms

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

Submission of Bids

Bids must be submitted in sealed envelopes addressed to the undersigned city clerk and marked "Proposal for the Purchase of General Obligation Bonds." Bids may be submitted by mail or delivered in person

to the undersigned at city hall and must be received by the undersigned prior to 7:30 p.m. C.D.T. on Thursday, May 28, 1992.

Date and Delivery of Preliminary and Final Official Statement

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

The preliminary official statement, when amended to include the interest rates specified by the purchaser and the price or yield at which the purchaser will reoffer the bonds to the public, together with any other information required by law, will constitute a "Final Official Statement" with respect to the bonds as that term is defined in Rule 15c2-12. No more than seven business days after the date of the sale, the city will provide without cost to the purchaser a reasonable number of printed copies of the final official statement and further copies, if desired, will be made available at the purchaser's expense. If the sale of the bonds are awarded to a syndicate, the city will designate the senior managing purchaser of the syndicate as its agent for purposes of distributing copies of the final official statement to each participating purchaser. Any purchaser executing and delivering a bid form with respect to the bonds agrees thereby that if the bid is accepted it shall accept such designation and shall enter into a contractual relationship with all participating purchasers for the purpose of assuring the receipt and distribution by each such participating purchaser of the final official statement.

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

Copies of the city's preliminary official statement relating to the bonds may be obtained from the city clerk or the city's financial advisor, Piper Jaffray Inc., Kansas City, Missouri, Attention: William P. Henderson, Managing Director, (816) 221-4311.

Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property within the city for the year 1992 is \$7,525,473. The total general obligation bonded indebtedness of the city as of the date of the bonds, including the bonds, is \$1,920,000. The financial advisor will not be submitting a bid or participating in a group submitting a bid for the purchase of the bonds.

Dated May 14, 1992.

City of Spring Hill, Kansas
Alice Youngman
City Clerk
City Hall
100 W. Nichols
Spring Hill, KS 66083
(913) 686-3664

Doc. No. 012032

State of Kansas

State Corporation Commission

Permanent Administrative Regulations

Article 4.—MOTOR CARRIERS OF PERSONS AND PROPERTY

82-4-1. Definitions. The following terms used in connection with the regulations of the state corporation commission governing motor carriers shall be considered and defined as follows:

(a) The term "motor carrier" means any corporation, partnership or individual subject to the provisions of the motor carrier law of Kansas and under the jurisdiction of the state corporation commission of the state of Kansas.

(b) The term "certificate" refers to a document evidencing a certificate of convenience and necessity issued to intrastate common carriers to operate motor vehicles as common carriers.

(c) The term "permit" refers to the document evidencing authority of a motor carrier to operate motor vehicles as a contract or private carrier.

(d) The term "license" refers to the document evidencing the registration of an interstate common or contract motor carrier or interstate exempt motor carrier to operate motor vehicles in the state of Kansas in interstate commerce.

(e) The term "tariff publication" means the rates, charges, classification, ratings, or rules and regulations published by, for or on behalf of common or contract motor carriers of property or passengers.

(f) For the purpose of this rule, the term "entire direct case" shall include, but not be limited to, all testimony, exhibits and other documentation offered in support of the proposed rates.

(g) The term "distance" means air line distances. Distances shall be computed from the corporate limits of incorporated communities and from the post office of unincorporated communities. If there is no post office in the unincorporated community, the distance shall be computed from the center of the business district.

(h) The term "express carrier" means a common or contract carrier who carries shipments, the maximum weight of which do not exceed 350 pounds for each package or parcel.

(i) The term "KCC" means the state corporation commission of Kansas.

(j) The term "driveaway operation" or "towaway operation" means any operation in which a motor vehicle constitutes the commodity being transported and one or more set of wheels of the vehicle being transported are on the surface of the roadway during transportation.

(k) The term "driver" means a commercial motor vehicle operator.

(l) The term "organization" means a legal entity which administers an agreement approved under K.A.R. 82-4-69.

(m) The term "single line rate" means a rate, charge, or allowance established by a single common or contract motor carrier of property or passengers that is applicable only over its line and for which the transportation can be provided by that carrier.

(n) The term "joint line rate" means a rate, charge, or allowance established by two or more common motor carriers of property or passengers that is applicable over their lines and for which the transportation can be provided by these carriers.

(o) The term "docketing" means entering the proposal in the organization files and then giving notice of the proposal to other carrier members of the organization and shipper subscribers.

(p) The terms "general increase" or "general decrease" mean a common or contract motor carrier rate increase or decrease proposed as a general adjustment of substantially all the rates published in a tariff.

(q) The term "notice" means advance notification to shipper subscribers through the organization's docket service.

(r) The term "affiliate" means a person or company controlling, controlled by, or under common control or ownership with, another person or company.

(s) The term "ownership" means an equity holding in a business entity of at least 5%.

(t) The term "industry average carrier cost information" means the average intrastate cost of the carriers who participate in an organization tariff and who have authority from the commission to transport the commodities indicated in the organization tariff.

(u) Except when used in 49 CFR Part 391 subpart H, the term "commercial motor vehicle" designates:

(1) A vehicle that has a gross vehicle weight rating or gross combination weight rating of 10,001 or more pounds;

(2) A vehicle designed to transport more than 15 passengers, including the driver; or

(3) A vehicle used in the transportation of hazardous materials in a quantity requiring placarding under 49 C.F.R. 172.500 through and including 172.514, effective as of October 1, 1990.

(v) The term "licensed physician" means a licensed doctor of medicine or osteopathy.

(w) The term "administrator" means the administrator of the transportation division of the state corporation commission. (Authorized by and implementing K.S.A. 66-1,112, 66-1,112a, 66-1,112g; effective Jan. 1, 1971; modified L. 1981, Ch. 424, May 1, 1981; amended, T-83-45, Dec. 8, 1982; amended May 1, 1983; amended May 1, 1984; amended April 30, 1990; amended Sept. 16, 1991; amended July 6, 1992.)

82-4-3. Motor carrier safety regulations. (a) The following parts of the federal rules and regulations promulgated by the U.S. department of transportation, federal highway administration, and office of motor carriers, are hereby incorporated by reference as the rules and regulations of the state corporation commission of the state of Kansas. The incorporation by reference shall cover the parts as they exist on February 1, 1991. (1) Federal motor carrier safety regulations: General, 49 CFR Part 390, except:

- (A) 49 CFR 390.3(b), and (f);
- (B) The following terms as they appear in 49 CFR 390.5; "motor vehicle," "person" and "private motor carrier of property"; "commercial motor vehicle," "motor carrier," and "driver"; and
- (C) 49 CFR 390.11.
- (2) Qualifications of drivers: 49 CFR Part 391, except sections 49 CFR 391.2(a), (b) & (c), 391.11(b)(1), 391.49 and 391.69. Subpart H of 49 CFR Part 391 shall not apply to motor carriers operating in intrastate commerce.
- (3) Driving of motor vehicles: 49 CFR Part 392, except sections 49 CFR 392.2, 392.30, 392.31, 392.32, 392.40 and 392.41.
- (4) Parts and accessories necessary for safe operation: 49 CFR Part 393, except sections 49 CFR 393.81, 393.87 and 393.95 (a).
- (5) Notification and reporting of accidents: 49 CFR Part 394.
- (6) Hours of service of drivers: 49 CFR Part 395, except section 395.8(l)(2).
- (7) Inspection, repair and maintenance: 49 CFR Part 396.
- (8) Transportation of hazardous materials; driving and parking rules: 49 CFR Part 397.
- (9) Transportation of migrant workers: 49 CFR Part 398.
- (10) Employee safety and health standards: 49 CFR Part 399.
- (11) Minimum levels of financial responsibility for Motor Carriers: 49 CFR Part 387.
- (12) Procedures for transportation workplace drug testing programs: 49 CFR Part 40, applicable only to interstate motor carriers.
- (b) Whenever the incorporated federal regulations refer to portions of the federal regulations that are not included under subsection (a), those references shall not be applicable to this regulation.
- (c) The following terms as used in this regulation and the identified sections of the regulations adopted by reference are defined as follows:
- (1) The term "special agent of FHWA or special agent of the federal highway administration and authorized representatives of the federal highway administration," as used in 49 CFR 394.15(a), 395.13(a), 398.8(a) and 399 appendix B, means authorized representatives of the state corporation commission of Kansas, and members of the Kansas highway patrol who have been certified in the inspection of motor carriers based on the motor carrier safety assistance program standards.
- (2) The term "authorized personnel," as used in 49 CFR 396.9(c), means members of the Kansas highway patrol or authorized representatives of the state corporation commission of Kansas who have been certified in the inspection of motor carriers based on the motor carrier safety assistance program standards.
- (3) The term "associate regional administrator, motor carrier safety, federal highway administration," as used in 49 CFR 394.9(d), means the superintendent of the Kansas highway patrol.

(4) The term "director, regional motor carrier safety office of the federal highway administration," as used in 49 CFR 390.40, 391.51(g), 394.7(a), 394.9(a), 394.11(a), 395.8(k)(2) and 397.19(b), means the superintendent of the Kansas highway patrol and the administrator of the transportation division of the state corporation commission of Kansas.

(5) The term "regional federal highway administrator," as used in 49 CFR 391.51(b)(2), means the administrator of the transportation division of the state corporation commission of Kansas.

(6) The term "department of transportation act," as used in 49 CFR 394.3(a), means the department of transportation act and the motor carrier act of the state of Kansas.

(d) Copies of the motor carrier safety regulations promulgated by the U.S. department of transportation may be obtained from the superintendent of documents, United States government printing office, Washington, D.C. 20402. (Authorized by and implementing K.S.A. 66-1,112, 66-1,112a, 66-1,112g and K.S.A. 1991 Supp. 66-1,129; effective Jan. 1, 1971; modified, L. 1981, ch. 424, May 1, 1981; amended May 1, 1984; amended May 1, 1985; amended May 1, 1987; amended April 30, 1990; amended Sept. 16, 1991; amended July 6, 1992.)

82-4-20. Transportation of hazardous materials by motor vehicles. (a) The following parts of the federal hazardous materials rules and regulations promulgated by the U.S. department of transportation are incorporated by reference as the rules and regulations of the state corporation commission of the state of Kansas: Title 49 CFR, Parts 107.103(b) and 107.105, 171, 172, 173, 177, 178, and 180; except for section 49 CFR 171.7(d)(27), as in effect on October 1, 1990. 49 CFR 180 shall not apply to motor carriers operating in intrastate commerce until September 1, 1992. Cargo tanks in existence on July 1, 1991 and utilized by an intrastate carrier transporting petroleum crude oil, flammable liquid, U.N. 1267 between an oil field tank battery and an oil well are exempt from the packing requirements of 49 CFR 173.119. Any cargo tank placed into service after July 1, 1991 and used for the transportation of petroleum crude oil, flammable liquid, U.N. 1267 shall comply with the requirements of 49 CFR 173.119.

(b) Whenever the incorporated federal regulations refer to portions of the federal regulations that are not included under subsection (a), those references shall not be applicable to this regulation.

(c) The following subsections of the federal regulations are not adopted by reference in this regulation: 49 CFR 171.7 (d)(1); (d) (3)(ii), (iii) and (iv); (d)(5)(i), (ii), (vi), (vii), (ix), (xix), (xx), (xxi), (xxii), (xxiii), (xxiv), (xxv), (xxvi), (xxvii), (xxviii), (xxix), (xxx), (xxxi), (xxxii) and (xxxiii); (d)(6); (d)(7) (i), (ii), (iii) and (iv); (d)(13); (d)(14); (d)(15)(i) and (ii); (d)(16)(i); (d)(17); (d)(18); (d)(19); (d)(20); (d)(21); (d)(22); (d)(25); (d) 26; (d) 27; and (d) (28). (Authorized by K.S.A. 66-1,112, 66-1,112a, 66-1,112g and K.S.A. 1991 Supp. 66-1,129; implementing K.S.A. 66-1,112 and K.S.A. 1991 Supp. 66-1,129; effective Jan. 1, 1971; amended May 1, 1981;

(continued)

amended May 1, 1984; amended May 1, 1985; amended May 1, 1987; amended May 1, 1988; amended April 30, 1990; amended Sept. 16, 1991; amended July 6, 1992.)

82-4-27c. Applications for transfer for purposes of change in the form of business organization. (a) Any application to transfer a certificate of convenience and necessity issued to a common motor carrier or to transfer any permit issued to a contract carrier shall be considered by the commission without a hearing, pursuant to K.S.A. 1991 Supp. 66-1,115a, when the transfer is required because of:

(1) Incorporation of the proprietorship or partnership holding the certificate or permit to be transferred;

(2) The dissolution of the corporation holding the certificate or permit and the formation of a partnership or sole proprietorship by the entities comprising the former corporation; or

(3) The dissolution of the partnership holding the certificate or permit and formation of a sole proprietorship by a former partner.

(b) The application for transfer shall contain all applicable information required by K.A.R. 82-4-27a and a signed affidavit from the transferor stating that the transfer is for the incorporation of the present proprietorship or partnership, the dissolution of a corporation to form a partnership or sole proprietorship, or the dissolution of partnership to form a sole proprietorship and that the management, operations and equipment of the transferee will be the same as that of the transferor. (Authorized by K.S.A. 66-1,112, K.S.A. 66-1,112a, K.S.A. 1991 Supp. 66-1,117; implementing K.S.A. 66-1,112, 66-1,112a, K.S.A. 1991 Supp. 66-1,114, K.S.A. 66-1,115, K.S.A. 1991 Supp. 66-1,115a, K.S.A. 1991 Supp. 66-1,117; effective May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended Sept. 16, 1991; amended July 6, 1992.)

82-4-27e. Application to merge or consolidate intrastate common or contract authority; or to acquire control or management of an intrastate common or contract motor carrier operation. (a) This regulation applies to individuals, partnerships or corporations who intend to merge or consolidate motor carrier operations, or to acquire control or management of a motor carrier operation by, but not limited to, a stock acquisition, transfer of a partnership interest, or conditional sales contract that possess common or contract interstate authority as well as intrastate authority, or possess intrastate authority.

(b) Any entity who has received approval or exemption from the interstate commerce commission to make any transaction described in (a) shall send a copy of that approval or exemption to the commission and provide the information set out in paragraph (d) of this regulation on the required application.

(c) Any entity that desires to make any transaction described in (a) and has not received approval or exemption of the interstate commerce commission shall provide the information set out in paragraph (d) and (e) of this regulation and comply with the requirements of paragraph (f) of this regulation.

(d) The applicant shall file an original and two copies of the application with the commission. The application shall contain the following information:

(1) The background of the transaction, including the names of the entities involved, their addresses, the reasons for the transaction, items to be retained, including equipment, property, and any other item relevant to the transaction; and

(2) a signed affidavit stating whether all ad valorem taxes have been paid to the state of Kansas, and who shall be responsible for paying any outstanding ad valorem tax obligation.

(e) Those applicants who have not received approval or exemption from the interstate commerce commission shall also provide the following information:

(1) With respect to a partnership transaction, the percentage of the partnership being transferred, and the percentage of each partner as a result of the transaction;

(2) With respect to a stock transaction, the total number of shares outstanding, the total number of shares being transferred and to whom, and the total number of shares any transferee held prior to the stock transaction; and

(3) Written testimony which sets forth a detailed explanation of why the applicant is fit, willing and able to provide the service sought. Such testimony shall demonstrate how the proposed operation will be managed in a safe and reasonable manner, a thorough knowledge of the applicable rules and regulations, and any other information which is relevant to show that applicant is fit, willing and able to perform the proposed service.

(f) All applications filed under this regulation, with the exception of those carriers that have received approval or exemption from the interstate commerce commission, shall be noticed to the public and set for hearing as required by K.S.A. 1991 Supp. 66-1,114 and 66-1,112b. (Authorized by K.S.A. 66-1,112 and 66-1,112a; implementing K.S.A. 66-1,112a, K.S.A. 1991 Supp. 66-1,112c, 66-1,114 and 66-1,118; effective May 1, 1986; amended July 6, 1992.)

82-4-27g. Applications for transfer for purposes of name change of a motor carrier. Any application to transfer a certificate of convenience and necessity because of a name change of an entity holding a certificate or permit shall be considered by the Commission without a hearing pursuant to K.S.A. 1991 Supp. 66-1,115a. The application must state the reasons for the name change. (Authorized by and implementing K.S.A. 1991 Supp. 66-1,115a; effective July 6, 1992.)

Judith McConnell
Executive Director

Doc. No. 012004

State of Kansas

Office of Judicial Administration

Court of Appeals Docket

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

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

Monday, June 1, 1992

Before Briscoe, C.J.; Brazil and Davis, JJ.

1:00 p.m.

Case No.	Case Name	Attorneys	County
67,284	Dorothy E. Bekemeyer, Appellant, v. Paul Monty, Appellee.	Stephen W. Cavanaugh James D. Griffin	Washington
67,169	In the Matter of the Marriage of Larry J. Enfield and Dorothy Ann Enfield.	Daniel C. Walter John T. Bird	Norton
66,798	In the Matter of the Appeal of Moore Business Form, Inc.	James Bartle S. Lucky Defries	Original
2:30 p.m.			
67,168	Ronald J. Zoeller, Appellant, v. American Family Insurance Co., et al., Appellees.	Steven M. Dickson Pedro L. Irigonegaray J. Franklin Hummer N. Jack Brown	Shawnee
66,807	Tanney Thomas Coberly, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen Attorney General County Attorney	Gove

Tuesday, June 2, 1992

Before Briscoe, C. J., Brazil, J.; and Karen M. Humphreys,
 District Judge, assigned.

9:30 a.m.

Case No.	Case Name	Attorneys	County
67,194	Lee Washington II, Appellant, v. State of Kansas, Appellee.	Dennis E. Mitchell Lou Allen	Shawnee
67,434	Jacob Louis Wieland, Appellee, v. Lisa Bayless, Appellant.	Henry O. Boaten Steven M. Tilton Stuart Messer	Shawnee
67,111	State of Kansas, Appellee, v. Raymond Stansbury, Appellant.	Gene M. Olander Attorney General Margaret A. Gatewood	Shawnee

(continued)

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	County
66,837	State of Kansas, Appellee,	County Attorney Attorney General	Ellsworth
	v.		
	David Zahradnik, Appellant.	Hazel Haupt	
67,648	Clifford Fowler, Appellee,	Edwin M. Wheeler Jr.	Marion
	v.		
	Walter Johnson, Appellant.	Walter Johnson, <i>pro se</i>	

Before Briscoe, C.J., Davis, J.; and Karen M. Humphreys,
District Judge, assigned.

11:00 a.m.

Case No.	Case Name	Attorneys	County
66,836	State of Kansas, Appellee,	County Attorney Attorney General	Saline
	v.		
	Craig Ryan Shelton, Appellant.	Rebecca E. Woodman	
67,102	State of Kansas, Appellant,	County Attorney Attorney General	Saline
	v.		
	Richard Dale Watson, Appellee.	Mickey W. Mosier	
67,590	Elmer R. Cassiday, Appellant,	Mark A. Buck	Smith
	v.		
	Lindley Trucking Serv., <i>et al.</i> , Appellees.	Allen G. Glendenning Lisa J. Lewis	

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	County
67,627	Mary Leidig, Appellant,	C. Richard Comfort	Cloud
	v.		
	Jerry Leidig, Appellee.	Jerry Leidig, <i>pro se</i>	
66,890	State of Kansas, Appellee,	County Attorney Attorney General	Saline
	v.		
	Vernon C. Brown, Jr., Appellant.	Dan D. Boyer	

Before Brazil, P.J., Davis, J.; and Karen M. Humphreys,
District Judge, assigned.

2:00 p.m.

Case No.	Case Name	Attorneys	County
67,132	State of Kansas, Appellee,	County Attorney Attorney General	Geary
	v.		
	Victor M. Velez, Appellant.	John L. Swarts III	
67,510	William C. Foss, Appellant,	William C. Foss, <i>pro se</i> E. Dudley Smith	Shawnee
	v.		
	Mark W. Neis, Appellee.	Mark W. Neis	
66,848	State of Kansas, Appellee,	Gene M. Olander Attorney General	Shawnee
	v.		
	Edward E. Holloman, Appellant.	Elizabeth Sterns	

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	County
67,224	Frank Blackburn, <i>et al.</i> , Appellants, v. Gary Pearson, <i>et al.</i> , Appellees.	O. W. Bobo III Edward W. Pugh	Waubaunsee
66,815	State of Kansas, Appellee, v. Michael Todd Potter, Appellant.	County Attorney Attorney General Wendy Slayton	Chase

Kansas Court of Appeals
Court of Appeals Courtroom, 3rd Floor, Old Sedgwick County Courthouse
510 N. Main, Wichita, Kansas

Monday, June 1, 1992

Before Rees, P.J.; Elliott and Pierron, JJ.

1:00 p.m.

Case No.	Case Name	Attorneys	County
67,411	In the Matter of the Marriage of Delores Ann White and Lynn Dale White.	Warren D. Andreas Otis W. Morrow	Cowley
67,001	State of Kansas, Appellee, v. Steve Roy, Appellant.	County Attorney Attorney General Hazel Haupt	Cowley
66,847	State of Kansas, Appellee, v. Eric Harbacek, Appellant.	County Attorney Attorney General J. Patrick Lawless Jr.	Reno

2:00 p.m.

Case No.	Case Name	Attorneys	County
67,067	MGM, Inc., <i>et al.</i> , Appellees, v. Liberty Mutual Insurance Co., Appellant.	James R. Schaefer Lynn D. Preheim	Sedgwick
66,846	Kenneth Crease, Appellant, v. State of Kansas, Appellee.	Steven R. Zinn Attorney General Debra Byrd Wagner	Sedgwick

Tuesday, June 2, 1992

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

9:00 a.m.

Case No.	Case Name	Attorneys	County
66,910	State of Kansas, Appellee, v. Eric L. Goodwin, Appellant.	Debra Byrd Wagner Attorney General Elizabeth Sterns	Sedgwick
66,891	Robert Redgate, Appellant, v. City of Wichita, Appellee.	Douglas C. Hobbs Kendall R. Cunningham	Sedgwick

(continued)

67,227 In the Matter of the Marriage of Ranae S. Cline and Ronald R. Cline. David N. Johnson
N. Trip Shawver Sedgwick

10:00 a.m.

Case No.	Case Name	Attorneys	County
67,225	Richard Murphy, Appellant, v. Silver Creek Oil & Gas, et al., Appellees.	James E. Benfer III Arthur S. Chalmers	Sedgwick
66,917	Glenn Schniepp, Appellant, v. Coop. Grain & Supply Co., Appellee.	Thomas C. Boone Larry D. Tittel	Ness

Tuesday, June 2, 1992

Before Rulon, P.J.; Rees and Pierron, JJ.

1:00 p.m.

Case No.	Case Name	Attorneys	County
66,501	In the Matter of the Appl. of Carroll E. Noel Jr.	Terry R. Fuller District Attorney Brenda Hagerman County Attorney	Pawnee
67,051	Denzil E. Ruttgen, Appellant, v. Jesse Russell, et al., Appellees.	Thomas A. Devore Fred W. Johnson	Labette
66,909	State of Kansas, Appellee, v. Walter L. Davis, Appellant.	Roger M. Theis Debra Byrd Wagner Attorney General Rick Kittel	Sedgwick

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	County
66,685	State of Kansas, Appellee, v. Godfrey B. Thomas, Appellant.	Debra Byrd Wagner Attorney General Lucille Marino	Sedgwick
66,899	State of Kansas, Appellee, v. Clarence E. Howland, Appellant.	Debra Byrd Wagner Attorney General Elizabeth Sterns	Sedgwick

Tuesday, June 2, 1992

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

2:30 p.m.

Case No.	Case Name	Attorneys	County
66,792 66,793	State of Kansas, Appellee, v. Clifton E. Logan, Appellant.	Jeffrey E. Goering Attorney General Thomas Jacquinet	Sedgwick

66,605	State of Kansas, Appellee, v. Larry L. Negaard, Appellant.	Debra Byrd Wagner Attorney General Geary N. Gorup	Sedgwick
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Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	County
66,850	State of Kansas, Appellee, v. Charles Webber, Appellant.	County Attorney Attorney General Rebecca Woodman	Montgomery
67,163	Jackie H. Parrett, Jr., Appellant, v. State of Kansas, Appellee.	Lucille Marino Attorney General County Attorney	Harper
66,898	State of Kansas, Appellee, v. Clarence Howland, Appellant.	Debra Byrd Wagner Attorney General Elizabeth Sterns	Sedgwick

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

Tuesday, June 2, 1992

Before Lewis, P.J.; Larson and Gernon, JJ.

1:00 p.m.

Case No.	Case Name	Attorneys	County
67,489	Charles D. Brooks, Appellant, v. Eugene Humble, Appellee.	Pamela G. Phalen A. J. Wachter	Crawford
66,840	Robert Burton, Appellee, v. Jason C. Frahm, et al., Appellants.	Richard T. Merker Bernard F. Weinand Bud Willer, pro se Tom Parker, pro se Edward M. Boyle	Johnson
67,283	Haas & Wilkerson, Inc., et al., Appellants, v. Walter Howell, et al., Appellees.	A. Bradley Bodamer W. Terry Fitzgerald	Johnson

2:30 p.m.

Case No.	Case Name	Attorneys	County
67,248	Security Nat'l Bank of Kansas City, et al., Appellees, v. Luther D. White, et al., Appellants.	Joseph Hemberger Thomas Decoursey	Wyandotte
67,295	Robert W. Wiggins, Appellant, v. Dynalectric Co. and Royal Insurance Co., Appellees.	David W. White John David Jurcyk	Wyandotte

(continued)

Wednesday, June 3, 1992

9:00 a.m.

Case No.	Case Name	Attorneys	County
66,978	Charles F. Courtois, Appellant, v. Kansas Dept. of Revenue, Appellee.	John Ivan Brian Cox	Wyandotte
66,931	H.E. Bohrer Excav. Co., Inc., Appellee, v. City of Kansas City, Appellant.	Edward H. Powers, Sr. Kurt Tilton	Wyandotte
67,299	In the Matter of the Guardianship and Conservatorship of Arza B. Fogle.	Mary Ann Neath Karl G. Johnson Joyce Fackler Hendrix	Franklin

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	County
67,164	State of Kansas, Appellee, v. Winfred D. Rhea, Appellant.	District Attorney Attorney General Rick Kittel	Johnson
66,994	State of Kansas, Appellee, v. Eugene T. Cosey, Jr., Appellant.	District Attorney Attorney General Rick Kittel	Douglas
67,280	In the Matter of G.B.	Craig Lubow District Attorney	Wyandotte
67,324	State of Kansas, Appellee, v. Terry S. Huskey, Sr., Appellant.	District Attorney Attorney General Carl E. Cornwell Keith C. Sevedge	Wyandotte
67,005 67,006 67,007	State of Kansas, Appellee, v. Jorge Vera, Jr., Appellant.	District Attorney Attorney General Steven R. Zinn	Johnson
66,491	State of Kansas, Appellee, v. Wayne Bohrn, Appellant.	District Attorney Attorney General Elizabeth Sterns	Johnson
67,217	State of Kansas, Appellee, v. Edson W. Perkins, Appellant.	District Attorney Attorney General David R. Gilman	Wyandotte

Carol Green
Clerk of the Appellate Courts

Doc. No. 012009

State of Kansas

Secretary of State

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

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

Bill Graves
Secretary of State

(Published in the Kansas Register, May 21, 1992.)

HOUSE BILL No. 3038

AN ACT concerning scholarships available to medical students admitted to or enrolled at the university of Kansas school of medicine; relating to repayment and service obligations; amending K.S.A. 1991 Supp. 76-376 and repealing the existing section.

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

Section 1. K.S.A. 1991 Supp. 76-376 is hereby amended to read as follows: 76-376. (a) (1) Except as otherwise provided in paragraphs (2), (3), (4), (5) and (6), (7), (8) and (9) of this subsection (a) or in K.S.A. 76-377 and amendments thereto, upon the failure of any person to satisfy the obligation to engage in the full-time practice of medicine and surgery within the appropriate service commitment area of this state for the required period of time under any agreement entered into pursuant to K.S.A. 76-373 through 76-377a, and amendments thereto, such person shall repay to the university of Kansas school of medicine an amount equal to the total of (A) the amount of money received by such person pursuant to such agreement, or the amount of money determined under rules and regulations of the university of Kansas plus (B) annual interest at a rate of 10%, if the agreement was entered into prior to January 1, 1982, 15%, if the agreement was entered into after December 31, 1981, from the date such money was received.

(2) Any person first awarded a scholarship after December 31, 1985, who fails to apply for and enter an approved three-year primary care postgraduate residency training program shall be required to repay all moneys received pursuant to an agreement entered into for any such scholarship, plus accumulated interest at an annual rate of 15% within 90 days of graduation from the school of medicine, or termination or completion of a residency training program which does not comply with the provisions of this section, whichever occurs later.

(3) If a person fails to satisfy an obligation to engage in the full-time practice of medicine and surgery within a service commitment area I for the required period of time under an agreement entered into pursuant to K.S.A. 76-373 through 76-377a, and amendments thereto, but is engaged in the full-time practice of medicine and surgery within this state in a service commitment area II which would have applied to such person had such person received a type II scholarship under an agreement entered into pursuant to K.S.A. 76-373 through 76-377a, and amendments thereto, and if the chancellor of the university of Kansas, or the designee of the chancellor, finds that exceptional circumstances caused the failure of such person to engage in such practice in a service commitment area I, such person shall not be required to repay the amount of money received by such person for up to 50% of tuition fees pursuant to such agreement.

(4) If a person fails to satisfy an obligation to engage in the full-time practice of medicine and surgery in Kansas for the required period of time under an agreement entered into pursuant to K.S.A. 76-373 through 76-377a, and amendments thereto, because such person is engaged in the full-time practice of medicine and surgery in a state other than Kansas and if such person is subject to or currently making repayments under this section and if such person subsequently commences the practice of medicine and surgery in this state which complies with the agreements entered into under such statutes, the balance of the repayment amount, including interest thereon, from the time of such commencement of practice until the

obligation of such person is satisfied, or until the time such person again becomes subject to repayments, shall be waived. All repayment amounts due prior to such commencement of practice in this state, including interest thereon, shall continue to be payable as provided in this section. If subsequent to such commencement of practice, the person fails to satisfy such obligation, the person again shall be subject to repayments, including interest thereon, as otherwise provided in this section.

(5) Any person awarded a type I scholarship prior to January 1, 1986, who is satisfying the obligation to engage in the full-time practice of medicine and surgery in a service commitment area I by complying with the provisions of subsection (e)(3) of K.S.A. 76-375 and amendments thereto and who except for the provisions of such section (e)(3) would not otherwise be eligible to satisfy such obligation in the area in which such person is engaged in the full-time practice of medicine and surgery shall repay all moneys received by the person pursuant to the type I scholarship for living expenses, including interest thereon as otherwise provided in this section, in accordance with the repayment schedule established for the purposes of this paragraph by the chancellor of the university of Kansas.

(6) If, during the time a person is satisfying the service requirement of an agreement entered into pursuant to K.S.A. 76-373 through 76-377a, and amendments thereto, such person desires to engage in less than the full-time practice of medicine and surgery within the appropriate service commitment area of the state and remain in satisfaction of such service requirement, such person may make application to the chancellor of the university of Kansas or the designee of the chancellor for permission to engage in less than such full-time practice of medicine and surgery. Upon a finding of exceptional circumstances made by the chancellor of the university of Kansas, or the designee of the chancellor, such person may be authorized to engage in less than the full-time practice of medicine and surgery within the appropriate service commitment area of the state for the remaining required period of time under such agreement and for an additional period of time which shall be equal to the length of the originally required period of time multiplied by the decimal fraction which is equal to the reduction of the full-time practice of medicine and surgery to be authorized hereunder, multiplied by two. In any such determination of the period required to be engaged in the less than full-time practice of medicine and surgery, the decimal fraction utilized shall not exceed .5 and any person granted permission to engage in less than the full-time practice of medicine and surgery in accordance with the provisions of this paragraph (6) shall be required to engage in at least the half-time practice of medicine and surgery.

(7) Any person first awarded a scholarship after December 31, 1985, who enters but fails to complete an approved three-year primary care postgraduate residency training program, or who enters and completes an approved three-year primary care postgraduate residency training program but fails to satisfy the obligation to engage in the full-time practice of medicine and surgery within the appropriate service commitment area of this state for the required period of time shall be required to repay all money received pursuant to an agreement entered into for any such scholarship, plus accumulated interest at an annual rate of 15% within 90 days of failure to complete an approved residency or 90 days of failure to commence qualifying practice, whichever occurs first. This provision shall apply only to agreements entered into from and after the effective date of this act.

(8) Any person who was satisfying such person's obligation to engage in the full-time practice of medicine and surgery within the appropriate service commitment area of the state for the required period of time under any agreement entered into pursuant to K.S.A. 76-373 through 76-376 and amendments thereto, by practicing in the specialty of emergency medicine at Memorial Hospital in Topeka, Kansas, may satisfy the remainder of such person's obligation to engage in the full-time practice of medicine and surgery by practicing in a critically medically underserved area in the specialty of emergency medicine.

(9) Any person who was first awarded a type I scholarship prior to January 1, 1986, who has completed an approved three-year primary care postgraduate residency training program in pediatrics, who is employed as a clinical assistant professor in the department

(continued)

of pediatrics and as director of the sexual abuse program at the university of Kansas medical center on at least a 55% full-time equivalent basis and who provides on-call services 24 hours per day for sexual abuse evaluations and consultations and administrative decisions, may satisfy the remainder of such person's obligation to engage in the full-time practice of medicine and surgery in a service commitment area I by continuing to provide such services in such capacities on at least a 55% full-time equivalent basis with the university of Kansas medical center, and such person shall be credited for such service against the annual obligation of such person under agreements entered into pursuant to K.S.A. 76-373 through 76-377a, and amendments thereto, at the percentage rate of the full-time equivalent employment of such person as determined by the chancellor of the university of Kansas for each year such person qualifies under this subsection.

(b) Except as otherwise provided in this section, if the person first entered into an agreement under K.S.A. 76-374 and amendments thereto prior to January 1, 1982, the person shall make 10 equal annual installment payments totaling the entire amount to be repaid under all such agreements for which such obligations are not satisfied, including all amounts of interest at the rate prescribed.

(c) If the person first entered into an agreement under K.S.A. 76-374 and amendments thereto after December 31, 1981, the person shall repay an amount totaling the entire amount to be repaid under all such agreements for which such obligations are not satisfied, including all amounts of interest at the rate prescribed. Except as otherwise provided in this section, such repayment shall be in installment payments and each such installment shall be not less than the amount equal to $\frac{1}{5}$ of the total amount which would be required to be paid if repaid in five equal annual installments.

(d) All installment payments under this section shall commence six months after the date of the action or circumstance that causes the failure of the person to satisfy the obligations of such agreements, as determined by the university of Kansas school of medicine based upon the circumstances of each individual case. In all cases where the person first entered into an agreement under K.S.A. 76-374 and amendments thereto after December 31, 1981, if an installment payment becomes 91 days overdue, the entire amount outstanding shall become immediately due and payable, including all amounts of interest at the rate prescribed.

(e) The total repayment obligation imposed under all agreements entered into under K.S.A. 76-374 and amendments thereto may be satisfied at any time by any person who first entered into an agreement under such statute prior to January 1, 1982, and at any time prior to graduation from the university of Kansas school of medicine by any persons who first entered into an agreement under such statute after December 31, 1981, by making a single lump-sum payment equal to the total of (1) the entire amount to be repaid under all such agreements upon failure to satisfy the obligations under such agreements to practice in Kansas, plus (2) all amounts of interest thereon at the rate prescribed to the date of payment.

(f) There is hereby created in the state treasury the medical scholarship repayment fund. The university of Kansas school of medicine shall remit all moneys received under this section to the state treasurer at least monthly. Upon receipt of each such remittance the state treasurer shall deposit the entire amount thereof in the state treasury, and such amount shall be credited to the medical scholarship repayment fund. All expenditures from the medical scholarship repayment fund shall be for scholarships awarded under K.S.A. 76-373 through 76-377a; and amendments thereto, for payment of the salary of the medical scholarship program coordinator and for the expenses of administration of these sections and shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the chancellor of the university of Kansas or by a person designated by the chancellor.

Sec. 2. K.S.A. 1991 Supp. 76-376 is hereby repealed.

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

(Published in the Kansas Register, May 21, 1992.)

SENATE BILL No. 533

AN ACT relating to state governmental ethics; concerning nepotism; amending K.S.A. 1991 Supp. 46-246a and repealing the existing section.

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

Section 1. K.S.A. 1991 Supp. 46-246a is hereby amended to read as follows: 46-246a. (a) From and after the effective date of this act, no state officer or employee shall advocate or cause the employment, appointment, promotion, transfer or advancement to any office or position of the state, or supervise or manage of a member of such officer's or employee's household or a family member.

(b) No state officer or employee shall participate in an action relating to the employment or discipline of a member of the officer's or employee's household or a family member.

(c) The provisions of this section shall not apply to appointments of members of the governor's staff, nor shall it apply to any action involving the employment, appointment, promotion, transfer or advancement of any officer or employee occurring prior to the effective date of this act.

(d) *The provisions of this section shall be subject to interpretation and enforcement by the Kansas commission on governmental standards and conduct in the manner provided by K.S.A. 46-253 through 46-263, and amendments thereto.*

Sec. 2. K.S.A. 1991 Supp. 46-246a is hereby repealed.

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

(Published in the Kansas Register, May 21, 1992.)

SENATE BILL No. 616

AN ACT concerning certain state correctional institutions; relating to consolidations and name changes; adjusting imprest funds; amending K.S.A. 75-5205 and K.S.A. 1991 Supp. 21-4602, 75-3058 and 75-5202 and repealing the existing sections.

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

New Section 1. (a) On the effective date of this act, the El Dorado correctional work facility shall be transferred to, consolidated with and become a part of the El Dorado correctional facility. All properties, moneys, appropriations, rights and authorities now vested in the El Dorado correctional work facility shall be transferred to and be vested in the El Dorado correctional facility. Whenever the El Dorado correctional work facility, or words of like effect, is referred to or designated by any statute, contract or other document, such reference or designation shall be deemed to apply to the El Dorado correctional facility.

(b) On the effective date of this act, officers and employees who, immediately prior to such date, were engaged in the performance of powers, duties or functions of the institution being transferred by subsection (a) and who, in the opinion of the secretary of corrections are necessary to perform the powers, duties and functions of the institution with which it is consolidated, shall be transferred to, and shall become officers and employees thereof. Any such officer or employee shall retain all retirement benefits and all rights of civil service which had accrued to or vested in such officer or employee prior to the effective date of this act. The service of each such officer and employee so transferred shall be deemed to have been continuous.

Sec. 2. K.S.A. 1991 Supp. 21-4602 is hereby amended to read as follows: 21-4602. As used in K.S.A. 21-4601 through 21-4621, and amendments thereto:

(1) "Court" means any court having jurisdiction and power to sentence offenders for violations of the laws of this state.

(2) "Suspension of sentence" means a procedure under which a defendant, found guilty of a crime, upon verdict or plea, is released by the court without imposition of sentence. The release may be with or without supervision in the discretion of the court. In felony cases, the court may include confinement in a county jail not to exceed 60 days, which need not be served consecutively, as a condition of suspension of sentence pursuant to subsection (2)(d) of K.S.A. 21-4603 and amendments thereto.

(3) "Probation" means a procedure under which a defendant,

found guilty of a crime upon verdict or plea, is released by the court after imposition of sentence, without imprisonment except as provided in felony cases, subject to conditions imposed by the court and subject to the supervision of the probation service of the court. In felony cases, the court may include confinement in a county jail not to exceed 60 days, which need not be served consecutively, as a condition of probation pursuant to subsection (2)(c) of K.S.A. 21-4603 and amendments thereto.

(4) "Parole" means the release of a prisoner to the community by the Kansas parole board prior to the expiration of such prisoner's term, subject to conditions imposed by the board and to the secretary of correction's supervision. "Parole" also means the release by a court of competent jurisdiction of a person confined in the county jail or other local place of detention after conviction and prior to expiration of such person's term, subject to conditions imposed by the court and its supervision. Where a court or other authority has filed a warrant against the prisoner, the Kansas parole board or paroling court may release the prisoner on parole to answer the warrant of such court or authority.

(5) "Institution" means the Lansing correctional facility, Hutchinson correctional facility, Topeka correctional facility, Norton correctional facility, Ellsworth correctional facility, Winfield correctional facility, Osawatomie correctional facility, Larned correctional mental health facility, ~~El Dorado correctional work facility~~, Toronto correctional work facility, ~~Stockton correctional facility~~, Wichita work release facility, El Dorado correctional facility, and any other correctional institution under control of the secretary of corrections.

(6) "Community correctional services program" means a program which operates under the community corrections act and to which a defendant is assigned for supervision, confinement, detention, care or treatment, subject to conditions imposed by the court. A defendant assigned to a community correctional services program shall be subject to the continuing jurisdiction of the court and in no event shall be considered to be in the custody of or under the supervision of the secretary of corrections.

Sec. 3. K.S.A. 1991 Supp. 75-5202 is hereby amended to read as follows: 75-5202. As used in this act, unless the context clearly requires otherwise:

(a) "Secretary" means the secretary of corrections.

(b) "Parole board" means the Kansas parole board established by K.S.A. 22-3707 and amendments thereto.

(c) "Inmate" means any person incarcerated in any correctional institution of the state of Kansas.

(d) "Correctional institution" means the Lansing correctional facility, Hutchinson correctional facility, Topeka correctional facility, Norton correctional facility, Ellsworth correctional facility, Winfield correctional facility, Osawatomie correctional facility, Larned correctional mental health facility, ~~El Dorado correctional work facility~~, Toronto correctional work facility, ~~Stockton correctional facility~~, Wichita work release facility, El Dorado correctional facility, and any other correctional institution hereafter established by the state for the confinement of offenders.

(e) "Warden" means the person in charge of the operation and supervision of a correctional institution.

(f) "Corrections officer" means a full-time, salaried officer or employee under the jurisdiction of the secretary, whose duties include the receipt, custody, control, maintenance, discipline, security and apprehension of persons convicted of criminal offense in this state and sentenced to a term of imprisonment under the custody of the secretary.

(g) "Parole officer" means a full-time salaried officer or employee under the jurisdiction of the secretary whose duties include:

(1) Investigation, supervision, arrest and control of persons on parole and the enforcement of the conditions of parole; and

(2) services which relate to probationers and parolees and are required by the uniform act for out-of-state parolee supervision.

Sec. 4. K.S.A. 75-5205 is hereby amended to read as follows: 75-5205. (a) The secretary of corrections shall have the general supervision and management of the correctional institutions of the state and such other facilities as may be acquired by lease, purchase or contract for the housing of persons in the secretary's custody. The secretary shall have general supervision, management and control of any manufacturing or other business that may be carried on in behalf

of the state pursuant to law, other than business enterprises operating under K.S.A. 75-5288, and amendments thereto, in and about any correctional institution or facility and shall have the power to receive, take charge, sell or otherwise dispose of any articles manufactured or produced for the benefit of the state, in the manner prescribed by law, other than articles, products and services produced or provided by business enterprises operating under K.S.A. 75-5288, and amendments thereto. The secretary shall have charge and general supervision of the grounds and buildings of such correctional institutions, and the secretary is hereby authorized to purchase the necessary material and supplies therefor. *The secretary shall be authorized to consolidate the administration and operations of any correctional institutions.*

(b) For purpose of carrying out the secretary's duties, the secretary shall have the authority to receive and expend federal funds and to contract with qualified individuals, partnerships, corporations, organizations, other agencies of the state and the federal government and its agencies.

(c) The secretary shall devote the secretary's entire time to the duties conferred upon the secretary by this act. The secretary may appoint such employees as may be necessary for the efficient management and administration of the department of corrections and as are within available appropriations therefor, and such employees shall be within the classified service under the Kansas civil service act unless otherwise specifically provided by law. Any person appointed as an attorney shall be in the unclassified service under the Kansas civil service act.

(d) The secretary may appoint such advisors or groups of advisors as the secretary deems necessary to carry out the duties imposed by this act. Such advisors or groups of advisors will serve at the pleasure of the secretary and may receive mileage and subsistence allowances.

(e) The secretary may accept and receive for the department of corrections or a correctional institution any gift of property which the secretary determines would enhance the services provided by the department of corrections.

(f) The secretary of administration shall provide the department of corrections with office space at Topeka.

Sec. 5. K.S.A. 1991 Supp. 75-3058 is hereby amended to read as follows: 75-3058. The following imprest funds are hereby established for institutions, other units or functions of the department of corrections:

Lansing correctional facility	\$40,000
Hutchinson correctional facility	37,000
Toronto correctional work facility	5,000
El Dorado correctional work facility	4,000
Wichita work release facility	2,000
Winfield correctional facility	10,000
Topeka correctional facility	23,000
Ellsworth correctional facility	12,000
Norton correctional facility	16,000
Osawatomie correctional facility	4,000
El Dorado correctional facility	15,000 19,000
Larned correctional mental health facility	5,000

New Sec. 6. On the effective date of this act or as soon thereafter as the transactions can be accomplished, the director of accounts and reports, pursuant to the amendments contained in section 5, shall transfer all amounts remaining in the imprest funds which are being discontinued to the imprest funds which are being increased under section 5, if needed to carry out the intent of section 5, and if not so needed, then to the state general fund.

Sec. 7. K.S.A. 75-5205 and K.S.A. 1991 Supp. 21-4602, 75-3058 and 75-5202 are hereby repealed.

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

(Published in the Kansas Register, May 21, 1992.)

Substitute for HOUSE BILL No. 2941

AN ACT concerning the university of Kansas school of medicine; relating to medical student scholarships and loans; enacting the medical student loan act; amending K.S.A. 76-377a and K.S.A. 1991 Supp. 76-376 and repealing the existing sections.

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

New Section 1. The provisions of sections 1 through 7 shall be known and may be cited as the medical student loan act.

New Sec. 2. As used in sections 1 through 7:

- (a) "Act" means the medical student loan act;
- (b) "approved postgraduate residency training program" means a residency training program in general pediatrics, general internal medicine, family medicine, family practice or emergency medicine;
- (c) "service commitment area" means (1) any community within any county in Kansas other than Douglas, Johnson, Sedgwick, Shawnee or Wyandotte county, (2) any state medical care facility or institution, (3) any medical center operated by the veterans administration of the United States, or (4) the full-time faculty of the university of Kansas school of medicine in family medicine or family practice; and
- (d) "state medical care facility or institution" includes, but is not limited to, the Kansas state school for the visually handicapped, the Kansas state school for the deaf, any institution under the secretary of social and rehabilitation services, as defined by subsection (b) of K.S.A. 76-12a01 and amendments thereto or by subsection (b) of K.S.A. 76-12a18 and amendments thereto, the Kansas soldiers' home and any correctional institution under the secretary of corrections, as defined by subsection (d) of K.S.A. 75-5202 and amendments thereto, but shall not include any state educational institution under the state board of regents, as defined by subsection (a) of K.S.A. 76-711 and amendments thereto, except as specifically provided by statute.

New Sec. 3. (a) There is hereby established the medical student loan program at the university of Kansas school of medicine.

(b) Subject to the provisions of appropriation acts, the university of Kansas school of medicine may make medical student loans in accordance with the provisions of this act to undergraduate students enrolled in or admitted to the university of Kansas school of medicine in a course of instruction leading to the degree of doctor of medicine who enter into a written medical student loan agreement with the university of Kansas school of medicine in accordance with section 4.

(c) Each medical student loan agreement under this act shall provide to the person receiving the loan the payment of all tuition and a stipend for living expenses in an amount of up to \$1,500 per month for each month enrolled in such school during a year. Subject to the maximum amount, the amount of the monthly stipend shall be determined on an annual basis by the student receiving the loan.

(d) Subject to the provisions of appropriation acts, medical student loan agreements under this act may be entered into on an annual basis and shall provide the payment of the amounts specified under subsection (c) for one year unless otherwise terminated before such period of time. Subject to the provisions of appropriation acts, an undergraduate student enrolled in or admitted to the university of Kansas school of medicine in a course of instruction leading to the degree of doctor of medicine may receive a separate loan under this act for each separate year the student enters into a written medical student loan agreement with the university of Kansas school of medicine in accordance with section 4. For each separate year a student receives a loan under this act, the student shall engage in the full-time practice of medicine and surgery in an appropriate service commitment area for a period of 12 months unless such obligation is otherwise satisfied as provided in section 7.

New Sec. 4. A medical student loan agreement entered into by the university of Kansas school of medicine and an undergraduate student enrolled in or admitted to the university of Kansas school of medicine in a course of instruction leading to the degree of doctor of medicine for the purpose of receiving a medical student loan under this act shall require that the person receiving the loan:

(a) Complete the required course of instruction and receive the degree of doctor of medicine and apply for, enter and complete an approved postgraduate residency training program;

(b) apply for and obtain a license to practice medicine and surgery in Kansas;

(c) engage in the full-time practice of medicine and surgery for a period of 12 months within a service commitment area, except as otherwise provided in subsection (c) of section 5 for service as a full-time faculty member of the university of Kansas school of medicine in family medicine or family practice;

(d) commence such full-time practice of medicine and surgery within nine months after completion of an approved postgraduate residency training program and licensure in a service commitment area and continue such full-time practice in such service commitment area for a consecutive period of months equal to the total number of months required under the agreement;

(e) agree that the service commitment for each agreement entered into under this act is in addition to the service commitment contained in any other agreement which has been or may be entered into under this act for the purpose of obtaining a medical student loan or under K.S.A. 76-373 through 76-377a and amendments thereto for the purpose of obtaining scholarship aid;

(f) maintain records and make reports to the university of Kansas school of medicine to document the satisfaction of the obligation under such agreement to engage in the full-time practice of medicine and surgery within a service commitment area and to continue such full-time practice in such service commitment area for a consecutive period of months equal to the total number of months required under the agreement; and

(g) upon failure to satisfy an agreement to engage in the full-time practice of medicine and surgery within a service commitment area for the required period of time under any such agreement, the person receiving a medical student loan under this act shall repay amounts to the university of Kansas school of medicine as provided in section 6.

New Sec. 5. (a) Upon the selection of a service commitment area for the purposes of satisfying a service obligation under a medical student loan agreement entered into under this act, the person so selecting shall inform the university of Kansas school of medicine of the service commitment area selected.

(b) A person serving in a service commitment area pursuant to any agreement under this act may serve all or part of any commitment in the service commitment area initially selected by such person. If such person moves from one service commitment area to another service commitment area, such person shall notify the university of Kansas school of medicine of such person's change of service commitment area. Service in any such service commitment area shall be deemed to be continuous for the purpose of satisfying any agreement entered into under this act.

(c) A person receiving a medical student loan under this act, may satisfy the obligation to engage in the full-time practice of medicine and surgery in a service commitment area if the person serves as a full-time faculty member of the university of Kansas school of medicine in family medicine or family practice and serves two years for each one year of such obligation, or the equivalent thereof on a two-for-one basis.

(d) A person may satisfy the obligation to engage in the full-time practice of medicine and surgery in a service commitment area by devoting at least 100 hours per month to a local health department or nonprofit organization in this state serving medically indigent persons. As used in this subsection, "medically indigent" means a person: (1) Who is unable to secure health care because of inability to pay for all or a part of the costs thereof due to inadequate personal resources, being uninsured, being underinsured, being ineligible for governmental health benefits; or (2) who is eligible for governmental benefits but is unable to obtain medical services.

New Sec. 6. (a) (1) Except as otherwise provided in paragraphs (2), (3), (4) and (5) of this subsection (a) or in section 7, upon the failure of any person to satisfy the obligation to engage in the full-time practice of medicine and surgery within a service commitment area of this state for the required period of time under any medical student loan agreement entered into under this act, such person shall repay to the university of Kansas school of medicine in accordance with subsection (b) an amount equal to the total of (A) the amount of money received by such person pursuant to such agreement, or the amount of money determined under rules and regu-

lations of the university of Kansas plus (B) annual interest at a rate of 15% from the date such money was received.

(2) Any person who fails to apply for and enter an approved postgraduate residency training program shall be required to repay all moneys received pursuant to an agreement entered into for any such medical student loan, plus accumulated interest at an annual rate of 15% and shall commence such repayment in accordance with subsection (b) within 90 days of graduation from the school of medicine or upon termination or completion of a residency training program which does not comply with the provisions of this act, whichever is later.

(3) If at any time a person is failing to satisfy an obligation to engage in the full-time practice of medicine and surgery in Kansas for the required period of time under an agreement entered into under this act because such person is engaged in the full-time practice of medicine and surgery in a state other than Kansas, or within Kansas in an area that is not a service commitment area or in the practice of medicine and surgery which does not otherwise comply with the agreement entered into under this act, and if such person is subject to or currently making repayments under this section and if such person subsequently commences the practice of medicine and surgery in this state which is in a service commitment area or which otherwise complies with the agreement entered into under this act, the balance of the repayment amount, including interest thereon, from the time of such commencement of practice until the obligation of such person is satisfied, or until the time such person again becomes subject to repayments, shall be waived. All repayment amounts due prior to such commencement of practice, including interest thereon, shall continue to be payable as provided in this section. If subsequent to such commencement of practice, the person fails to satisfy such obligation, the person again shall be subject to repayments, including interest thereon, as otherwise provided in this section.

(4) If, during the time a person is satisfying the service requirement of an agreement entered into under this act, such person desires to engage in less than the full-time practice of medicine and surgery within a service commitment area of the state and remain in satisfaction of such service requirement, such person may make application to the chancellor of the university of Kansas or the designee of the chancellor for permission to engage in less than such full-time practice of medicine and surgery. Upon a finding of exceptional circumstances made by the chancellor of the university of Kansas, or the designee of the chancellor, such person may be authorized to engage in less than the full-time practice of medicine and surgery within a service commitment area of the state for the remaining required period of time under such agreement and for an additional period of time which shall be equal to the length of the originally required period of time multiplied by the decimal fraction which is equal to the reduction of the full-time practice of medicine and surgery to be authorized hereunder, multiplied by two. In any such determination of the period required to be engaged in the less than full-time practice of medicine and surgery, the decimal fraction utilized shall not exceed .5 and any person granted permission to engage in less than the full-time practice of medicine and surgery in accordance with the provisions of this paragraph (4) shall be required to engage in at least the half-time practice of medicine and surgery.

(5) Any person who enters but fails to complete an approved postgraduate residency training program, or who enters and completes an approved postgraduate residency training program but fails to satisfy the obligation to engage in the full-time practice of medicine and surgery within a service commitment area of this state for the required period of time shall be required to repay all money received pursuant to an agreement entered into under this act a medical student loan, plus accumulated interest at an annual rate of 15% and shall commence such repayment in accordance with subsection (b) within 90 days of failure to complete an approved postgraduate residency training program or 90 days of failure to commence qualifying practice, whichever occurs first.

(b) For any repayment requirement under this section, the person shall repay an amount totaling the entire amount to be repaid under all such agreements for which such obligations are not satisfied, including all amounts of interest at the rate prescribed. The repay-

ment shall be made in not more than 10 equal annual installment payments.

(c) All installment payments under this section shall commence six months after the date of the action or circumstance that causes the failure of the person to satisfy the obligations of such agreements, as determined by the university of Kansas school of medicine based upon the circumstances of each individual case. In all cases, if an installment payment becomes 91 days overdue, the entire amount outstanding shall become immediately due and payable, including all amounts of interest at the rate prescribed.

(d) The total repayment obligation imposed under all agreements entered into under this act may be satisfied by the person who entered into the agreements at any time prior to graduation from the university of Kansas school of medicine by making a single lump-sum payment equal to the total of (1) the entire amount to be repaid under all such agreements upon failure to satisfy the obligations under such agreements to practice in Kansas, plus (2) all amounts of interest thereon at the rate prescribed to the date of payment.

(e) The university of Kansas school of medicine shall remit all moneys received under this section to the state treasurer at least monthly. Upon receipt of each such remittance the state treasurer shall deposit the entire amount thereof in the state treasury, and such amount shall be credited to the medical scholarship and loan repayment fund.

New Sec. 7. (a) An obligation to engage in the practice of medicine and surgery in accordance with an agreement under this act shall be postponed: (1) During any required period of active military service; (2) during any period of service as a part of volunteers in service to America (VISTA); (3) during any period of service in the peace corps; (4) during any period of service commitment to the United States public health service; (5) during any period of religious missionary work conducted by an organization exempt from tax under subsection (c) of section 501 of the federal internal revenue code of 1986; or (6) during any period of temporary medical disability during which the person obligated is unable because of such medical disability to practice medicine and surgery. Except for clause (6) of this subsection (a), an obligation to engage in the practice of medicine and surgery in accordance with an agreement under this act shall not be postponed more than five years from the time the practice of medicine and surgery was to have been commenced under any such agreement. An obligation to engage in the practice of medicine and surgery in accordance with an agreement under this act shall be postponed under clause (6) of this subsection (a) during the period of time the medical disability exists.

(b) An obligation to engage in the practice of medicine and surgery in accordance with an agreement under this act shall be satisfied: (1) If the obligation to engage in the practice of medicine and surgery in accordance with an agreement under this act has been completed, (2) if the person obligated dies, or (3) if, because of permanent physical disability, the person obligated is unable to practice medicine and surgery.

Sec. 8. K.S.A. 1991 Supp. 76-376 is hereby amended to read as follows: 76-376. (a) (1) Except as otherwise provided in paragraphs (2), (3), (4), (5) and (6), (7) and (8) of this subsection (a) or in K.S.A. 76-377 and amendments thereto, upon the failure of any person to satisfy the obligation to engage in the full-time practice of medicine and surgery within the appropriate service commitment area of this state for the required period of time under any agreement entered into pursuant to K.S.A. 76-373 through 76-377a, and amendments thereto, such person shall repay to the university of Kansas school of medicine an amount equal to the total of (A) the amount of money received by such person pursuant to such agreement, or the amount of money determined under rules and regulations of the university of Kansas plus (B) annual interest at a rate of 10%, if the agreement was entered into prior to January 1, 1982, 15%, if the agreement was entered into after December 31, 1981, from the date such money was received.

(2) Any person first awarded a scholarship after December 31, 1985, who fails to apply for and enter an approved three-year primary care postgraduate residency training program shall be required to repay all moneys received pursuant to an agreement entered into for any such scholarship, plus accumulated interest at an annual rate

(continued)

of 15% within 90 days of graduation from the school of medicine, or termination or completion of a residency training program which does not comply with the provisions of this section, whichever occurs later.

(3) If a person fails to satisfy an obligation to engage in the full-time practice of medicine and surgery within a service commitment area I for the required period of time under an agreement entered into pursuant to K.S.A. 76-373 through 76-377a, and amendments thereto, but is engaged in the full-time practice of medicine and surgery within this state in a service commitment area II which would have applied to such person had such person received a type II scholarship under an agreement entered into pursuant to K.S.A. 76-373 through 76-377a, and amendments thereto, and if the chancellor of the university of Kansas, or the designee of the chancellor, finds that exceptional circumstances caused the failure of such person to engage in such practice in a service commitment area I, such person shall not be required to repay the amount of money received by such person for up to 50% of tuition fees pursuant to such agreement.

(4) If a person fails to satisfy an obligation to engage in the full-time practice of medicine and surgery in Kansas for the required period of time under an agreement entered into pursuant to K.S.A. 76-373 through 76-377a, and amendments thereto, because such person is engaged in the full-time practice of medicine and surgery in a state other than Kansas and if such person is subject to or currently making repayments under this section and if such person subsequently commences the practice of medicine and surgery in this state which complies with the agreements entered into under such statutes, the balance of the repayment amount, including interest thereon, from the time of such commencement of practice until the obligation of such person is satisfied, or until the time such person again becomes subject to repayments, shall be waived. All repayment amounts due prior to such commencement of practice in this state, including interest thereon, shall continue to be payable as provided in this section. If subsequent to such commencement of practice, the person fails to satisfy such obligation, the person again shall be subject to repayments, including interest thereon, as otherwise provided in this section.

(5) Any person awarded a type I scholarship prior to January 1, 1986, who is satisfying the obligation to engage in the full-time practice of medicine and surgery in a service commitment area I by complying with the provisions of subsection (e)(3) of K.S.A. 76-375 and amendments thereto and who except for the provisions of such section (e)(3) would not otherwise be eligible to satisfy such obligation in the area in which such person is engaged in the full-time practice of medicine and surgery shall repay all moneys received by the person pursuant to the type I scholarship for living expenses, including interest thereon as otherwise provided in this section, in accordance with the repayment schedule established for the purposes of this paragraph by the chancellor of the university of Kansas.

(6) If, during the time a person is satisfying the service requirement of an agreement entered into pursuant to K.S.A. 76-373 through 76-377a, and amendments thereto, such person desires to engage in less than the full-time practice of medicine and surgery within the appropriate service commitment area of the state and remain in satisfaction of such service requirement, such person may make application to the chancellor of the university of Kansas or the designee of the chancellor for permission to engage in less than such full-time practice of medicine and surgery. Upon a finding of exceptional circumstances made by the chancellor of the university of Kansas, or the designee of the chancellor, such person may be authorized to engage in less than the full-time practice of medicine and surgery within the appropriate service commitment area of the state for the remaining required period of time under such agreement and for an additional period of time which shall be equal to the length of the originally required period of time multiplied by the decimal fraction which is equal to the reduction of the full-time practice of medicine and surgery to be authorized hereunder, multiplied by two. In any such determination of the period required to be engaged in the less than full-time practice of medicine and surgery, the decimal fraction utilized shall not exceed .5 and any person granted permission to engage in less than the full-time practice of medicine and surgery in accordance with the provisions of this par-

agraph (6) shall be required to engage in at least the half-time practice of medicine and surgery.

(7) Any person first awarded a scholarship after December 31, 1985, who enters but fails to complete an approved three-year primary care postgraduate residency training program, or who enters and completes an approved three-year primary care postgraduate residency training program but fails to satisfy the obligation to engage in the full-time practice of medicine and surgery within the appropriate service commitment area of this state for the required period of time shall be required to repay all money received pursuant to an agreement entered into for any such scholarship, plus accumulated interest at an annual rate of 15% within 90 days of failure to complete an approved residency or 90 days of failure to commence qualifying practice, whichever occurs first. This provision shall apply only to agreements entered into from and after the effective date of this act.

(8) Any person who was satisfying such person's obligation to engage in the full-time practice of medicine and surgery within the appropriate service commitment area of the state for the required period of time under any agreement entered into pursuant to K.S.A. 76-373 through 76-376 and amendments thereto, by practicing in the specialty of emergency medicine at Memorial Hospital in Topeka, Kansas, may satisfy the remainder of such person's obligation to engage in the full-time practice of medicine and surgery by practicing in a critically medically underserved area in the specialty of emergency medicine.

(b) Except as otherwise provided in this section, if the person first entered into an agreement under K.S.A. 76-374 and amendments thereto prior to January 1, 1982, the person shall make 10 equal annual installment payments totaling the entire amount to be repaid under all such agreements for which such obligations are not satisfied, including all amounts of interest at the rate prescribed.

(c) If the person first entered into an agreement under K.S.A. 76-374 and amendments thereto after December 31, 1981, the person shall repay an amount totaling the entire amount to be repaid under all such agreements for which such obligations are not satisfied, including all amounts of interest at the rate prescribed. Except as otherwise provided in this section, such repayment shall be in installment payments and each such installment shall be not less than the amount equal to $\frac{1}{5}$ of the total amount which would be required to be paid if repaid in five equal annual installments.

(d) All installment payments under this section shall commence six months after the date of the action or circumstance that causes the failure of the person to satisfy the obligations of such agreements, as determined by the university of Kansas school of medicine based upon the circumstances of each individual case. In all cases where the person first entered into an agreement under K.S.A. 76-374 and amendments thereto after December 31, 1981, if an installment payment becomes 91 days overdue, the entire amount outstanding shall become immediately due and payable, including all amounts of interest at the rate prescribed.

(e) The total repayment obligation imposed under all agreements entered into under K.S.A. 76-374 and amendments thereto may be satisfied at any time by any person who first entered into an agreement under such statute prior to January 1, 1982, and at any time prior to graduation from the university of Kansas school of medicine by any persons who first entered into an agreement under such statute after December 31, 1981, by making a single lump-sum payment equal to the total of (1) the entire amount to be repaid under all such agreements upon failure to satisfy the obligations under such agreements to practice in Kansas, plus (2) all amounts of interest thereon at the rate prescribed to the date of payment.

(f) There is hereby created in the state treasury the medical scholarship and loan repayment fund. The university of Kansas school of medicine shall remit all moneys received under this section to the state treasurer at least monthly. Upon receipt of each such remittance the state treasurer shall deposit the entire amount thereof in the state treasury, and such amount shall be credited to the medical scholarship and loan repayment fund. All expenditures from the medical scholarship and loan repayment fund shall be for scholarships awarded under K.S.A. 76-373 through 76-377a, and amendments thereto, for medical student loans under the medical student loan act, for payment of the salary of the medical scholarship program

coordinator and for the expenses of administration of these sections K.S.A. 76-373 through 76-377a and amendments thereto and the medical student loan act and shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the chancellor of the university of Kansas or by a person designated by the chancellor. *On the effective date of this act, the director of accounts and reports shall transfer all moneys in the medical scholarship repayment fund to the medical scholarship and loan repayment fund. On the effective date of this act, all liabilities of the medical scholarship repayment fund are hereby imposed on the medical scholarship and loan repayment fund and the medical scholarship repayment fund is hereby abolished. Whenever the medical scholarship repayment fund, or words of like effect, is referred to or designated by any statute, contract or other document, such reference or designation shall be deemed to apply to the medical scholarship and loan repayment fund.*

Sec. 9. K.S.A. 76-377a is hereby amended to read as follows: 76-377a. (a) Within the limits of appropriations therefor and except as provided by subsection (d), commencing with the class of students enrolled in or admitted to the university of Kansas school of medicine in a course of instruction leading to the degree of doctor of medicine for the first time during the academic year first commencing after July 1, 1986, and for each academic year commencing thereafter, not more than 50 scholarships shall be awarded under K.S.A. 76-373 to 76-377, inclusive, and amendments thereto, during any such year to students of such class.

(b) If the scholarships allocated under subsection (a) for one class of students are not all awarded to members of such class, such scholarships may be awarded to eligible students in other classes, within the limits of appropriations therefor. Any person awarded a scholarship subject to the limitations of subsection (a) as it existed prior to the effective date of this act or as amended by this act may be awarded additional scholarships under K.S.A. 76-373 to 76-377, inclusive, and amendments thereto, so long as such person is eligible to receive such a scholarship. Scholarships subject to the limitations of subsection (a) as it existed prior to the effective date of this act or as amended by this act shall be awarded subject to criteria established by rules and regulations of the university of Kansas.

(c) Any person who, prior to the commencement of the first academic year commencing after the effective date of this act, was a recipient of a scholarship awarded under K.S.A. 76-373 to 76-377, inclusive, and amendments thereto may be awarded additional scholarships under K.S.A. 76-373 to 76-377, inclusive, and amendments thereto so long as such person is eligible under K.S.A. 76-373 to 76-377, inclusive, and amendments thereto to receive a scholarship.

(d) *Except as otherwise specifically provided in this subsection, no undergraduate student enrolled in or admitted to the university of Kansas school of medicine for any academic year commencing after the effective date of this act shall be awarded a scholarship under K.S.A. 76-373 to 76-377, inclusive, and amendments thereto. Any person who, prior to the commencement of the first academic year commencing after the effective date of this act, was a recipient of a scholarship awarded under K.S.A. 76-373 to 76-377, inclusive, and amendments thereto may be awarded additional scholarships under K.S.A. 76-373 to 76-377, inclusive, and amendments thereto so long as such person is eligible under K.S.A. 76-373 to 76-377, inclusive and amendments thereto to receive a scholarship. Nothing in this section shall be construed to modify or limit in any way the terms or conditions of any agreement entered into under K.S.A. 76-373 to 76-377, inclusive, and amendments thereto.*

New Sec. 10. Any person awarded a scholarship in accordance with the provisions of K.S.A. 76-373 through 76-377a and amendments thereto may satisfy any obligation to engage in the practice of medicine and surgery under any agreement entered into pursuant to K.S.A. 76-374 and amendments thereto by engaging in the full-time practice of medicine and surgery in a service commitment area, as defined by subsection (c) of section 2, in lieu of an appropriate service commitment as otherwise required under K.S.A. 76-373 through 76-377a and amendments thereto, but in accordance with and subject to the other conditions and requirements prescribed under those statutes, except that any such person, who also enters into a medical student loan agreement under the medical student loan act and who has not commenced the required primary care postgraduate residency training program on the effective date of this

act, may satisfy the requirement to enter and complete an approved three-year primary care residency training program under any such agreement by entering and completing an approved postgraduate residency training program as defined by subsection (b) of section 2. The provisions of this section shall apply only to residency training and the practice of medicine and surgery commenced on or after the effective date of this act.

Sec. 11. K.S.A. 76-377a and K.S.A. 1991 Supp. 76-376 are hereby repealed.

Sec. 12. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register, May 21, 1992.)

SENATE BILL No. 744

AN ACT concerning crime; relating to moneys payable to accused or convicted persons; amending K.S.A. 1991 Supp. 74-7319 and repealing the existing section.

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

Section 1. K.S.A. 1991 Supp. 74-7319 is hereby amended to read as follows: 74-7319. (a) Any individual, partnership, corporation or association which contracts with any person accused or convicted of the commission of a crime in this state, or with a representative or assignee of such a person, to use the crime committed or alleged to have been committed by such person or the expression of such person's thoughts, feelings, opinions or emotions regarding the crime in any book, magazine or other publication or in any movie, radio, television presentation or live entertainment shall pay to the crime victims compensation board all moneys which would otherwise be the terms of the contract be owed to the person who committed or is alleged to have committed the crime, or such person's representatives or assignees, *provided, such book, magazine or other publication, movie, radio or television presentation or live entertainment of any kind deals principally with the crime for which the person is accused and convicted. If any person is accused and convicted of the commission of two or more crimes, the crimes shall, for purposes of determining whether such publication, presentation or entertainment deals principally with the crime for which the person is accused and convicted, be combined and considered as one crime.*

(b) *Upon receipt of such funds pursuant to subsection (a), the crime victims compensation board immediately shall notify the victim of the crime, as defined in K.S.A. 74-7301, and amendments thereto, of such receipt. Within six months of such notification, the victim may file a claim with the board for disbursement of such moneys. If proper application is made and the victim can provide the board evidence of a money judgment within two years of such notification of the victim by the board, and such judgment is against the person accused or convicted of committing such crime, the board shall pay such amount, plus accrued interest at the rate imposed on civil money judgments, to the victim. Such amount shall not exceed the lesser of the amount of the judgment or the amount of the funds received by the board.*

(c) *In the event at the time of the notification provided in subsection (b), the applicable civil statute of limitations on filing a civil action against such person accused of or convicted of the crime shall have run, the victim shall have six months from such notification to file a notice of claim as provided in subsection (b) and a civil action against the person accused or convicted of the crime.*

(d) *For purposes of this section and a civil action for money damages filed hereunder, the limitations imposed on money damages in K.S.A. 60-1903, K.S.A. 1991 Supp. 60-19a01 and subsection (e) of K.S.A. 1991 Supp. 60-3701, and amendments thereto, shall not apply.*

Sec. 2. K.S.A. 1991 Supp. 74-7319 is hereby repealed.

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

(Editor's Note: The following bill contains a line-item veto by the Governor, which was sustained by the Legislature. A copy of the Governor's veto message is printed immediately following the bill.)

(Published in the Kansas Register, May 21, 1992.)

HOUSE BILL No. 2791

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

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

Section 1. For the fiscal year ending June 30, 1992, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, disbursements, procedures and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

Sec. 2. The department of revenue is hereby authorized and directed to pay the following amounts from the motor-vehicle fuel tax refund fund, for claims not filed within the statutory filing period prescribed in K.S.A. 79-3458 and amendments thereto, to the following claimants:

Alexander, Ted, Route 1, Box 74, Sun City, KS 67143	\$13.20	Davies Farms, c/o David Davies, Route 1, Osage City, KS 66523	1,052.51
Allen, Terry, Route 4, Box 187, Hiawatha, KS 66434	48.80	Davis, Raymond E., Portis, KS 67474	185.98
Anderes, Ronald J., Route 2, Box 64, Hope, KS 67451	74.70	Derowitsch, Max, Chester, NE 68327	60.00
Andres, David A., Route 1, Box 132, Council Grove, KS 66846	69.30	Dillon, Ralph E., Route 2, Box 25, Hope, KS 67451	209.11
Armstrong, James D., Route 2, Box 86, Frankfort, KS 66427	304.42	Dix, Robert, Route 1, Box 81, Stockton, KS 67669	242.19
Atwood, Charles W., Jr., Route 1, Box 80, La Cygne, KS 66040	69.45	Dolechek, Dennis D., 5549 N. W. Valencia Road, Silver Lake, KS 66539	121.50
Baker, Euell, Box 147, Williamsburg, KS 66095	29.55	Donley, Walter, 216 N. 6th Street, Lincoln, KS 67455	44.70
Bar-S Ranch, Inc., Box 9, Paradise, KS 67658	166.45	Dumcum, Bernard, Route 2, Box 123, La Cygne, KS 66203	309.28
Barnard, Kenneth W., Route 2, Box 63, Hope, KS 67451	62.25	Eastwood, Dee, Route 1, Box 34, Bronson, KS 66716	32.36
Bartel, Elgin, Route 1, Box 7, Hillsboro, KS 67063	195.25	Eddy, John A., Route 1, Box 0630, Maple Hill, KS 66507	284.50
Bates, Daryle, Route 2, Oskaloosa, KS 66066	28.50	Ediger, John F., Route 1, Inman, KS 67546	173.65
Batman Farms, HCR 2, Box 52, Meade, KS 67864	93.60	Elmer, Olvie, Route 2, Box 47, Walnut, KS 66780	65.00
Bauman Farms, Inc., Route 1, Box 176, Wathena, KS 66090	333.45	Engle, Voiland E., Route 3, Box 235, Abilene, KS 67410	98.34
Beall Farms, c/o Danny Beall, Box 277, Severy, KS 67137	119.01	Engstrom, Carl R., Route 1, Box 42, Toronto, KS 66777	27.15
Bean, Patrick S., Route 1, Box 232, Osage City, KS 66523	595.03	Erichsen, Wayne, Route 2, Box 26, Junction City, KS 66441	51.60
Beckmann, Dennis, Athol, KS 66932	28.05	Fairleigh Feed Yard, Route 2, Scott City, KS 67871	1,104.92
Bergling, Verol, Route 2, Box 54, Ludell, KS 67744	46.35	Farmers Cooperative Association, 2191 Main, Box 668, Talmage, KS 67482	288.14
Beyrle, Rose, 5755 S. W. 215 W. Viola, KS 67149	126.41	Fortman, Benjamin L., R. R., Pleasanton, KS 66075	188.60
Blankenship, Jack, Route 1, Box 278, Fall River, KS 67047	14.60	Fortman, Donald L., Route 1, Box 10A, Pleasanton, KS 66075	154.44
Bleam, Edwin K., Route 3, Box 263, Leavenworth, KS 66048	15.00	Fouser Farms, Inc., Box 416, Scott City, KS 67871	113.55
Bliss, Cyril, 500 N. 3rd, Atwood, KS 67730	75.30	Fred Beckmann, Inc., Route 1, Box 360, Athol, KS 66932	49.05
Bogner, John E., Box 14, Odin, KS 67562	48.85	Fredrickson, Harold T., Route 4, Osage City, KS 66523	28.89
Boos, Ray, Box 111, Lancaster, KS 66041	12.00	Friesen, Norman J., 1810 N.E. 96th St., Walton, KS 67151	25.95
Bossi, Frank, Route 4, Arkansas City, KS 67005	135.00	Fullinwider, J. David, Victory Farms, P.O. Box 1120, El Dorado, KS 67042	189.54
Bowin, Richard, Route 2, Box 138, McCune, KS 66753	28.50	Gardiner Farms, c/o Edmond Gardiner, Route 2, Box 14, Oxford, KS 67119	29.55
Brack, Larry, Route 2, Box 135, Leoti, KS 67861	59.25	Garretson, William A., Jr., Route 2, Box 176, Smith Center, KS 66967	180.77
Brayton, Wayne D., Route 2, Box 53, Beloit, KS 67420	452.47	Garten Brothers, Inc., Route 4, Abilene, KS 67410	747.85
Brink, Jack, Route 2, Box 60, Howard, KS 67349	206.55	Gibson, Larry, Route 1, Box 130, Kensington, KS 66951	234.32
Brox, Gerald, Route 4, Box 120, Atchison, KS 66002	231.39	Giefer, Johnnie, Route 1, Box 66, Spivey, KS 67142	15.00
Buckley, Nolan, Route 2, Box 53, Ames, KS 66931	29.10	Glenciff Farms, c/o Harrison Johnson, P.O. Box 667, Independence, KS 67301	176.44
Buchner, Dean, 147 Nebraska Street, Phillipsburg, KS 67661	112.05	Glissman, David P., Route 1, Box 95A, Corning, KS 66417	61.35
Burch, Raymond, Route 1, Box 144, Pleasanton, KS 66075	109.00	Goering, Duane, Route 1, Box 185, Moundridge, KS 67107	46.20
Burns, E. Gene, Route 1, Box 83, Portis, KS 67474	9.00	Gordon, Dale A., Route 1, Atlanta, KS 67008	34.76
Butts Farms, c/o Forrest Butts, Route 2, Box 479, Mulvane, KS 67110	274.05	Greenwood, Bobby D., Route 1, Box 57, Carlton, KS 67429	167.89
Campbell, Mildred E., Route 2, Box 105, McPherson, KS 67460	74.00	Griffiths, Henry, Route 3, Clay Center, KS 67432	62.28
Carlson, Ralph W., 30193 County Road 45, Kiowa, CO 80117	108.57	Hall, Eugene W., Route 1, Box 22, Garfield, KS 67529	74.14
Carrier, Don, 1064 West Chestnut, Junction City, KS 66441	64.05	Hammke, Alfred J., Claffin, KS 67525	27.30
Case, Louis, Route 1, Box 127, Eskridge, KS 66423	29.80	Hammers, Bill, Route 2, Box 50, Clearwater, KS 67026	135.89
Chambers, Kenneth E., Route 2, Box 194, Yates Center, KS 66783	120.00	Hammond, Bobbie, Route 1, Box 253, Olpe, KS 66865	105.30
Champlin Cattle Co., Route 1, Box 104, Grenola, KS 67346	327.87	Hansen, Paul, Route 3, Abilene, KS 67410	98.10
Chance Operations, Inc., 4219 Irving, Box 1232, Wichita, KS 67277	2,579.58	Harbert, Walter J., Box 106, Penalosa, KS 67121	84.75
Child, Daniel A., Route 1, Box 83, Whiting, KS 66552	73.95	Harms, Ronald E., HCR 34, Box 245, Dodge City, KS 67801	167.80
Circle E Feedlot, Inc., Box 248, Potwin, KS 67123	135.67	Haverkamp Dairy, Route 1, Box 19, Seneca, KS 66538	30.00
City of Kiowa, 618 Main, Kiowa, KS 67070	391.50	Haverkamp, Melvin W., Route 3, Box 13K, Seneca, KS 66538	30.00
City of McPherson Street Dept., 400 East Kansas Ave., Box 1008, McPherson, KS 67460	424.84	Hay, Donald C., Route 1, Box 52, Ottawa, KS 66067	104.89
City of Oxford, 121 S. Sumner, Box 337, Oxford, KS 67119	67.50	Hedstrom, Lloyd, Route 2, Box 33, Burdick, KS 66838	15.75
Cline, Fred, Jr., Route 1, Box 196, Garnett, KS 66032	49.50	Herl, Leonard, Box 126, Alamota, KS 67839	226.35
Coffeyville Country Club, Inc., Box 265, Coffeyville, KS 67337	282.29	Hermesch, Fred J., Route 3, Box 55, Seneca, KS 66538	404.73
Coltrane, Ronald D., Route 1, La Harpe, KS 66751	46.35	Hidden Lakes Golf Course, J. Graham Dorian, 6020 S. Greenwich, Derby, KS 67037	839.70
Comp, Jon, Box 122, Route 1, White City, KS 66872	189.81	Highland Park Cemetery Assoc., 3801 State Avenue, Kansas City, KS 66102	61.20
Conrad, Randal, Route 1, Box 224, Alton, KS 67623	31.05	High Plains Corporation, Box 47508, Wichita, KS 67201	13,462.90
Cook, Phil, Route 1, Box 85, Green, KS 67447	252.81	Hiner, Arvine, Route 2, Box 21, Clyde, KS 66938	120.96
Correll, Dale, Route 1, Abilene, KS 67410	234.60	Hird, Carl, Jr., Route 1, Box 185, Oskaloosa, KS 66066	27.15
Cossmann, Keith, Route 1, Box 75, Hanston, KS 67849	322.63	Hogan, Orlin, Route 1, Box 40, Long Island, KS 67647	40.95
Cotterill, Gary W., Route 2, Box 228, Cherryvale, KS 67335	195.14	Holmquist, Thomas N., 5792 S. Halstead Rd., Smolan, KS 67479	30.00
Czapanskiy, William R., Route 2, Box 157, Clyde, KS 66938	127.00	Houlton, Billy R., Route 1, Hazelton, KS 67061	474.25
Dauber, Joe, Jr., HC 69, Box 46, Bunker Hill, KS 67626	278.32	Howie, Alan, Route 3, Abilene, KS 67410	31.20
Davies, Brian, Route 1, Osage City, KS 66523	272.05	Hunter, Jim R., Route 1, Box 33, Howard, KS 67349	225.99
Davies Brothers, Route 2, Box 37, Reading, KS 66868	198.85	Hysten, Leonard W., Route 2, Box 291, Oskaloosa, KS 66066	163.84
		Irons Feed Lot, Inc., HCR 1, Box 181, Minneola, KS 67865	268.24
		Jenkins, Gary, 14277 Madison Road, Riley, KS 66531	168.91
		Jones & Buck Development, 304 E. Main, Sedan, KS 67361	178.27
		Jordan, Roland G., Box 68, Grenola, KS 67346	15.00
		Jorgensen, Francis, Route 2, Beloit, KS 67420	67.65
		Juennemann, Lawrence N., Route 1, Box 89, Selden, KS 67757	20.85
		Kaff, Lee W., Route 1, Box 175, Carbondale, KS 66414	94.95
		Kansas City Railcar Service, 1616 Argentine Blvd., Kansas City, KS 66105	5,267.96
		Kansas State University, Controller's Office, Anderson Hall, Room 212, Manhattan, KS 66506	963.90
		Karlin, Wilfric, 1963 A. Emmeram Road, Hays, KS 67601	510.15
		Katzer, Leo, Route 1, Garnett, KS 66032	28.50
		Kaufman, Richard, Route 4, Hutchinson, KS 67501	18.00
		Kear, Evan C., HC 1, Box 215, Brewster, KS 67732	73.00
		Kempton, Calvin, Grenola, KS 67346	270.76
		Kent, Wayne R., Route 1, Box 244, Wakefield, KS 67487	124.40
		Kerr, Willis, Box 307, Caldwell, KS 67022	116.88
		Kilian, Fred, Route 1, Box 30, Wamego, KS 66547	7.00
		Kisner, Marvin, Route 1, Bison, KS 67520	32.25
		Kline, Raymond, 3852 State, Salina, KS 66401	160.92
		Kloeker, Francis, 300 N. 14th, Marysville, KS 66508	120.90
		Knepp, Billie G., Route 2, Iola, KS 66749	79.72

Kniebel, Charles W. or Kevin, Route 1, Box 20, White City, KS 66872	168.35	St. Joseph Truss Company, Inc., Box 235, Wathena, KS 66090	108.51
Korber, David, Route 1, Box 34, Bern, KS 66408	316.69	Sanneman, Robert, Route 5, Clay Center, KS 67432	60.00
Kranz, Willis, Route 2, Box 110, Holton, KS 66436	26.25	Sattler, Robert E., Route 2, Box 118, Reading, KS 66868	132.75
Krehbiel, Gerald A., Route 2, Moundridge, KS 67107	25.48	Schalansky, Aldrich, Route 1, Box 158, Kirwin, KS 67644	15.00
Kvasnicka, Richard, HC 1, Box 1, Winona, KS 67764	73.65	Schmid, Randy, Route 1, Box 120, Naponee, NE 68960	202.46
L A B Cattle Co., c/o M. Crofoot, Route 1, Box 51, Matfield Green, KS 66862	139.68	Schmidt, Daniel, Route 1, Box 50, Olpe, KS 66865	141.70
Lake Perry Country Club, Route 1, Box 500, Ozawkie, KS 66070	69.31	Schneider, Joseph F., Route 1, Box 110, Olmitz, KS 67564	156.06
The Land Institute, 2440 E. Water Well Road, Salina, KS 67401	15.00	Schneider, Marvin L., Route 1, Box 72, Olmitz, KS 67564	29.70
Legleiter, William, Box 126, Liebenthal, KS 67553	77.55	Schrick, Donald A., Route 3, Box 91, Atchison, KS 66002	51.00
Levendofsky, George, 1711 G, Belleville, KS 66935	208.35	Schultz, Calvin R., Route 1, Box 33, Cawker City, KS 67430	63.40
Loe, Donald D., Route 1, Hope, KS 67451	19.05	Schultz, Fred W., Route 3, Box 236, Baldwin, KS 66006	206.00
Long, Brad, Route 1, Norcatur, KS 67653	289.22	Schurle, David M., 8357 Anderson Ave., Manhattan, KS 66502	71.94
Loroff, Phillip or Patricia, Route 2, Box 199, Troy, KS 66087	17.56	Schurle, Foster H., Route 3, Clay Center, KS 67432	33.00
M. F. Jarvis Trust, First National Bank, Box 545, Trust Dept., Winfield, KS 67156	56.25	Schurle, Raymond, 3041 W. 69th Ave., Manhattan, KS 66502	49.90
Mackey, Mark, Route 1, Box 113, Bucyrus, KS 66013	29.25	Schwartz, Henry, Jr., Route 4, Box 321, Leavenworth, KS 66048	147.42
Mader, Edward J., Route 3, Box 68, Garnett, KS 66032	35.55	Seematter, Kenneth or Paula, 890 Deep Creek Road, Manhattan, KS 66502	93.74
Magnison, J. B., Route 1, Box 81, Medicine Lodge, KS 67104	205.20	Sheets, Lowell, 7325 S.W. 21st, Topeka, KS 66614	17.37
Marshall, Etheled L., Exec. of Estate of C. E. Marshall, Jr., 213 West Ash, Box 23, Minneola, KS 67865	594.67	Shetlar, Luther, Route 1, Box 113, Conway Springs, KS 67031	61.50
Massmann, Henry F., Route 4, Box 72, Leavenworth, KS 66048	26.44	Smith, Dale A., HCR 1, Box 46, Oakley, KS 67748	135.81
McCaulley, J. R., Box 167, Mayetta, KS 66509	30.00	Soyez, William, Route 1, Florence, KS 66851	29.25
McClintock, Ted A., Route 1, Box 378, Holton, KS 66436	15.00	Spencer, Ralph W. or Maxine, Route 1, Lecompton, KS 66050	178.99
McClure, Paul, Route 1, Box 151, Alma, KS 66401	32.96	Spencer, Wesley E., Jr., Route 4, Yates Center, KS 66783	77.40
McGarity, Bob, Route 1, Box 376, Meriden, KS 66512	429.21	Sprott, L. W. or Ruth, Route 2, Jetmore, KS 67854	101.54
McCinn, Don Joe, Route 1, Sedgwick, KS 67135	15.00	Staab, Brian J., Route 1, Box 262, Hays, KS 67601	75.00
McMillen, Todd E. or Nancy, 7321 S. E. 45th, Tecumseh, KS 66542	100.20	Stauffer, Olen, 501 South Fry, Yates Center, KS 66783	90.75
Mellies, David, Box 463, Ness City, KS 67560	39.75	Stephens, Richard N., 20005 S. Gardner Road, Gardner, KS 66030	50.95
Merchant, John D., 304 Shawnee, Hiawatha, KS 66434	71.70	Stevens, Leroy, Route 2, Box 28, McCune, KS 66753	30.00
Meuli, John C., Sr., Route 2, Box 83, Hope, KS 67451	323.86	Stoffer, Glen E., Route 5, Abilene, KS 67410	395.76
Meyer, George A., Route 1, Box 145, Powhattan, KS 66527	269.55	Strube, George F., Route 1, Powhattan, KS 66527	244.57
Mid America Roofing, Route 1, Box 971, Pittsburg, KS 66762	524.86	Taylor Ranch, Route 1, Box 81, Studley, KS 67759	120.00
Midway Coop Assn., Inc., P.O. Box 40, Osborne, KS 67473	100.84	Tencleve Enterprise, Route 1, Mayfield, KS 67103	60.00
Millenbruck, Karen or Lynn, Route 1, Box 115, Home, KS 66438	145.66	Thiel, Luther, Box 275, Brewster, KS 67732	192.26
Miller, Harold, 13446 S.W. Hwy. K 4, Topeka, KS 66610	27.45	Thurlow, D. Jack, Route 1, Box 227, Wakefield, KS 67487	57.00
Miller, William, Jr., Route 1, Box 8, Enterprize, KS 67441	243.31	Tiffany Springs Ranch, Box 89, Paxico, KS 66526	266.62
Mills, Norman H., Box 157, Lake City, KS 67071	237.91	Traxson, Norman D., Route 2, Box 25, Edna, KS 67342	15.00
Minckley, Cary, Route 1, Colony, KS 66015	580.68	True, L. M., Gaylord, KS 67638	24.45
Montgomery, Ivan R., Route 1, Bern, KS 66408	51.10	Umscheid, Russell, 14045 Louisville Road, St. George, KS 66535	8.20
Moore, Malcolm, 7330 S.W. Urish Road, Auburn, KS 66402	17.67	Uphaus, Donald, Route 1, Seneca, KS 66538	49.00
Morris County Highway Department, Courthouse, Council Grove, KS 66846	158.22	Vacura, Dewayne, 403 N. Wolf, Oberlin, KS 67749	22.50
Morton, Royce, Route 2, Box 105, Ellis, KS 67637	45.00	Vandeloo, Leonard J., Route 1, Box 57, Huron, KS 66038	52.05
Munstermann, Arthur H., 408 N. Railroad, Hanover, KS 66945	30.00	Vinylplex, Zum Constructors, Inc., 1800 Atkinson, Pittsburg, KS 66762	556.47
Murphy, Kevin, Route 1, Hope, KS 67451	114.24	Vondra Bros., Route 2, Box 138, Geneseo, KS 67444	84.00
Neilson & Son, c/o Marlene Neilson, 202 E. Spencer, Mankato, KS 66956	73.66	W. P. Stark Lumber Co., Inc., Box 15216, Kansas City, KS 66115	363.96
Nelson, Paul H., Route 3, Box 47, McPherson, KS 67460	75.00	Walter, Douglas, Route 1, Box 18, Cawker City, KS 67430	62.25
Nickelson, Allen, Route 1, Box 119A, Penokee, KS 67659	75.24	Waner, Willard A., 2550 Thomas Terr., Ottawa, KS 66067	41.70
Niermeier, Niles, Ludell, KS 67744	27.15	Welsh, Danny R., Route Box 2A, Weskan, KS 67762	169.20
Nordhaus, Clarence, Baileyville, KS 66404	117.75	Wenderly, Daniel R., Route 1, Box 60, Redfield, KS 66769	30.00
Nutsch, Francis W., Route 1, Box 74, Mahaska, KS 66955	28.65	Wendling, Mrs. Gayhard, Route 1, Box 57A, Zurich, KS 67676	66.60
Oetinger-Lloyd Construction, Inc., Box 635, Clay Center, KS 67432	146.46	Wendt, Francis, Route 2, Box 60, Osawatomie, KS 66064	73.48
Oliver, Neil, Route 2, Box 34, Downs, KS 67437	498.09	White Construction Co., Inc., Box 38, Kanopolis, KS 67454	261.36
Painter, William J., Box 841, Meade, KS 67864	30.15	White, Vernon E., Box 87, St. John, KS 67576	35.70
Pair, W. Keith, Box 131, Burr Oak, KS 66836	19.35	Whiteman, John E., Route 2, Box 59, Little River, KS 67457	89.72
Paulsen, Jack, 1712 State, Concordia, KS 66901	27.75	Wichita Airport Authority, 2173 Air Cargo Road, Wichita Mid-Continent Airport, Wichita, KS 67209	270.94
Perkins Bros., Route 1, Box 50, Howard, KS 67349	326.70	Winn, George, Box 291, Hardtner, KS 67057	60.00
Peterson Farm & Livestock, 10729 S. Simpson Road, Assaria, KS 67416	172.80	Winter, John, Box 325, Hoxie, KS 67740	284.01
Peterson, Frank, 6146 N.E. Meriden Road, Topeka, KS 66617	201.29	Wohler, Lee, Waterville, KS 66548	243.11
Peterson, Kenneth, Route 1, Box 59, Sylvan Grove, KS 67481	95.00	Wolz, Robert F., HC 1, Box 12, St. Francis, KS 67756	42.50
Pierron, Louis, Route 1, Box 214, Easton, KS 66020	40.22	Woodard, Inc., c/o Gail Woodard, 4320 N. Maize Road, Maize, KS 67101	42.45
Place, Steve, 504 N. Topeka, El Dorado, KS 67042	176.04	Young Cattle Co., Route 1, Box 57, Tribune, KS 67879	455.62
Plinsky, Richard, Route 2, Box 95, Lincoln, KS 67455	720.02	Young, Duane, Route 1, Box 287, Melvern, KS 66510	49.00
Ploeger, Warren L., Route 1, Box 58, Morrill, KS 66515	76.50	Youngers, John, Route 3, Box 158, Kingman, KS 67068	148.50
Pochop, Frank L., Route 2, Box 93, Atwood, KS 67730	63.45	Zeckser, August, Route 1, Box 12, Alma, KS 66401	74.00
Postier, Lynn C., Route 1, Box 95, Inman, KS 67546	40.00	Total	\$61,452.28
Potter, Ray, Route 4, Box 262, Ottawa, KS 66067	99.80	Sec. 3. (a) The Lansing Correctional Facility is hereby authorized and directed to pay the following amounts from the operating expenditures account of the state general fund for reimbursement for loss of or damage to the claimants' personal property which was in the custody and control of personnel of such facility, to the following claimants:	
Pulliam, Duane W., Route 2, Box 12, Freeport, KS 67049	123.45	George Van Bebber, #19065, P. O. Box 2, Lansing, KS 66043	\$64.95
Quinlan, Gerald, Route 1, Box 61, Perry, KS 66073	394.72	Joe Wayne Clark, #7532, P. O. Box 2, Lansing, KS 66043	33.92
Raine, Bill or Linda, Route 8, Box 51, Topeka, KS 66615	16.50	Earl Wayne Allen, #37632, P. O. Box 2, Lansing, KS 66043	5.80
Reid, Wayne or Marie, Harveyville, KS 66431	25.00	Micheal Gordon, #51180, P. O. Box 2, Lansing, KS 66043	219.56
Reynolds, Charles, Route 1, Box 815, Arcadia, KS 66711	17.00	Mark Mims, #7177, P. O. Box 1568, Hutchinson, KS 67504-1568	14.49
Reynolds, Earl, Route 1, Arcadia, KS 66711	27.24	Steven Beem, #25072, P. O. Box 1568, Hutchinson, KS 67504-1568	28.12
Reynolds, Merhle, Route 1, Arcadia, KS 66711	27.88	Harrison Barnes, #38713, P. O. Box 2, Lansing, KS 66043	192.75
Richard, Loren, 412 E. 9th, Ellsworth, KS 67439	52.20	Carl Young, #20933, P. O. Box 107, Ellsworth, KS 67439-0107	58.10
Rieschick, Clyde, Soldier, KS 66540	63.00	William Schlicher, #24626, P. O. Box 311, El Dorado, KS 67042	28.00
Rilinger, Laurence, Route 2, Box 11, Goff, KS 66428	15.08	Glen Ballard, 719 Atchison St., Atchison, KS 66002	25.00
Rohlman, Levi, Route 3, Box 165, Kingman, KS 67068	202.36	Total	\$670.69
Rose, Carolyn S., Route 2, Box 67, Council Grove, KS 66846	102.15	(b) The Lansing Correctional Facility is hereby authorized and	
Ross, Theodore W., Route 2, Box 69, Smith Center, KS 66967	135.01	(continued)	
Rundus, James W., Route 1, Munden, KS 66959	30.00		
Russell, L. L., Route 1, Box 127, Osawatomie, KS 66064	78.50		
Russell, Larry, Route 1, Box 66, Scott City, KS 67871	21.30		
Russell, Leonard L., Route 1, Box 127, Osawatomie, KS 66064	16.46		
Russell, Max R., 15800 Highway 24 W, Wamego, KS 66547	29.25		

directed to pay the following amount from the other operating expenditures account of the state general fund for reimbursement of the claimant's automobile insurance deductible resulting from damage to claimant's automobile while parked at the facility, to the following claimant:

Janice Thomas, 8418 Freeman Court, Kansas City, KS 66112 \$500.00

Sec. 4. (a) The Hutchinson Correctional Facility is hereby authorized and directed to pay the following amounts from the operating expenditures account of the state general fund for reimbursement for loss of claimants' personal property which was in the custody and control of personnel of such facility, to the following claimants:

Kenneth Sellers, #46005, 400 S. Halstead, Hutchinson, KS 67501 \$25.00
 Jeffrey Cooper, #37271, P. O. Box 1568, Hutchinson, KS 67504-1568 7.24
 Total \$32.24

(b) The Hutchinson Correctional Facility is hereby authorized and directed to pay the following amount from the operating expenditures account of the state general fund for payment of funeral expenses incurred as a result of a fatal injury incurred by an inmate while in the performance of a work detail, to the following claimants:

James-Gahr Mortuary, Inc., 117 Seymour St., St. James, MO 65559;
 Ronald White, Rt. 1, Box 1602, St. James, MO 65559; and Phyllis White, c/o Dwight A. Corrin, P. O. Box 47828, Wichita, KS 67201-7828 \$2,000.00

Sec. 5. (a) The Norton Correctional Facility is hereby authorized and directed to pay the following amounts from the operating expenditures account of the state general fund for reimbursement for loss of claimants' personal property which was in the custody and control of personnel of such facility, to the following claimants:

Clarence E. Ferguson, #25713, P. O. Box 546, Norton, KS 67654 \$75.00
 Ricardo Walker, #36794, P. O. Box 546, Norton, KS 67654 50.00
 Tyrone Nelson, #47136, P. O. Box 546, Norton, KS 67654 50.00
 Total \$175.00

(b) The Norton Correctional Facility is hereby authorized and directed to pay the following amount from the operating expenditures account of the state general fund for payment for damage to claimant's motor vehicle sustained during an escape attempt by inmates of the facility, to the following claimant:

Joseph A. Amos, 429 E. 56th Street, Wichita, KS 67216 \$1,400.00

Sec. 6. The Topeka Correctional Facility is hereby authorized and directed to pay the following amount from the operating expenditure account of the state general fund for payment for damage to the claimant's personal property, to the following claimant:

Patrick May, #44238, Box 311, El Dorado, KS 67042 \$11.00

Sec. 7. The Winfield Correctional Facility is hereby authorized and directed to pay the following amount from the operating expenditures account of the state general fund for personal injuries sustained while in the performance of a work detail, to the following claimant:

Darin P. Willard, #52557, P. O. Box 653, Winfield, KS 67156-0653,
 c/o Phillip R. Fields, Attorney at Law, 106 W. Douglas, First National Bank, Suite 502, Wichita, KS 67202 \$7,002.61

Sec. 8. The Ellsworth Correctional Facility is hereby authorized and directed to pay the following amount from the operating expenditures account of the state general fund for reimbursement for the loss of claimant's personal property, which was in the custody and control of personnel of such facility, to the following claimant:

Thomas M. Phillips, #51851, P. O. Box 1568, Hutchinson, KS 67504-1568 \$22.67

Sec. 9. (a) There is appropriated from the state general fund the following amount for payment for confinement in prison beyond the claimant's release date, to the following claimant:

David C. Wheaton III, 8505 Grandview, Overland Park, KS 66212,
 c/o Edward L. Bigus, Attorney at Law, 10901 Lowell, Suite 120, Overland Park, KS 66210 \$7,500.00

(b) The department of corrections is hereby authorized and directed to pay the following amount from the correctional industries fund for personal injuries sustained while in the performance of a work detail, to the following claimant:

Victor E. Cecil, 316 N. Plum, Hutchinson, KS 67501, c/o Gary Jones,
 Attorney at Law, 830 Olive W. Garvey Bldg, 200 West Douglas,
 Wichita, KS 67202 \$12,462.46

Sec. 10. (a) The department of revenue is hereby authorized and directed to pay the following amounts from the sales tax refund fund for sales tax paid for materials or services incorporated in a tax-exempt project, to the following claimants:

Shawnee County, Kansas, 200 E. 7th Street, Topeka, KS 66603 \$1,897.43
 Central Mechanical Construction, Inc., P. O. Box 1063, Manhattan, KS 66502 267.90
 St. Joseph Medical Center, 3600 E. Harry, Wichita, KS 67218 2,368.44
 Jewell County Highway Department, Route 2, Box 41, Mankato, KS 66956 by Darrell Miller, County Attorney, 208 N. Commercial, Mankato, KS 66956 7,114.02
 Parish School of the Church of the Nativity, 3700 W. 119th Street, Leawood, KS 66209, by Joe Hamberger, McAnany, Van Cleave & Phillips, 707 Minnesota Ave., Suite 400, Kansas City, KS 66117 29,137.88
 Total \$40,785.67

(b) The department of revenue is hereby authorized and directed to pay the following amount from the motor-vehicle fuel tax refund fund for the refund of motor fuel taxes allowable but for the expiration of the applicable statute of limitations, to the following claimant:

Turon Mill and Elevator, Inc., P.O. Box 68, Turon, KS 67583 \$8,801.28

Sec. 11. (a) The department of wildlife and parks is hereby authorized and directed to pay the following amounts from the nongame wildlife improvement fund for the refund of donations made thereto due to error in completing the Kansas income tax return, to the following claimants:

William K. Linton, 901 S. Main, Hugoton, KS 67951 \$159.00
 John E. Mahoney, 8201 W. 71st Street, Overland Park, KS 66204 718.03
 Total \$877.03

(b) The department of wildlife and parks is hereby authorized and directed to pay the following amount from the boating fee fund as payment for services rendered relating to a boat ramp project, to the following claimant:

Rhodes Surveyors, P.A., 2803 New Jersey, Kansas City, KS 66102,
 c/o Deryl Wynn, Attorney at Law, McAnany, Van Cleave and Phillips, 707 Minnesota Ave., 4th Floor, Kansas City, KS 66117 \$4,826.87

Sec. 12. (a) The department of administration is hereby authorized and directed to pay the following amounts from the cancelled warrants payment fund for payment of expired warrants, to the following claimants:

Edmund Burton Ward, 8800 East Harry, Apt 804, Wichita, KS 67207 \$545.94
 Darrell Herman, Route 1, Box 106, Lincoln, KS 67455, c/o Daniel D. Metz, Attorney at Law, P.O. Box 36, Lincoln, KS 67455 144.89
 Total \$690.83

(b) The department of administration is hereby authorized and directed to pay the following amount from the information technology reserve fund for voice equipment invoices for which were submitted or processed in an untimely manner, to the following claimant:

AT&T Credit Corporation, 2 Gatehall Drive, Attn: Greg Wong, Parsippany, New Jersey 07054-4513 \$1,243.69

Sec. 13. The Emergency Medical Services Board is hereby authorized and directed to pay the following amounts from the operating expenditures account of the state general fund for payments for the provision of tower space for antennas for use in the state emergency medical communication system invoices for which were submitted or processed in an untimely manner, to the following claimants:

Butler County Community College, 901 South Haverhill Road, El Dorado, KS 67042 \$1,625.00
 Value West, Inc., P. O. Box 108, Oberlin, KS 67749 1,738.75
 Total \$3,363.75

Sec. 14. (a) The Kansas State University is hereby authorized and directed to pay the following amount from the operating expenditures (including official hospitality) account of the state general fund for payment for materials purchased the invoice for which was submitted or processed in an untimely manner, to the following claimant:

K-State Union Corporation, 17th and Anderson, Manhattan, KS 66506 \$24.30

(b) The Kansas State University is hereby authorized and directed to pay the following amount from the general fees fund for payment for materials purchased the invoice for which was submitted or processed in an untimely manner, to the following claimant:

K-State Union Corporation, 17th and Anderson, Manhattan, KS
66506 \$382.10

(c) The Kansas State University is hereby authorized and directed to pay the following amount from the K-State printing services account of the service clearing fund for payment for materials purchased the invoice for which was submitted or processed in an untimely manner, to the following claimant:

Midwestern Paper Company, 1225 Bedford Avenue, North Kansas City,
MO 64116 \$1,120.50

(d) The Kansas State University is hereby authorized and directed to pay the following amount from the public safety services account of the service clearing fund for payment for materials purchased invoices for which were submitted or processed in an untimely manner, to the following claimant:

Amsterdam Printing and Lito Corporation, Wallins Corners Rd, Am-
sterdam NY 12010 \$508.00

(e) The Kansas State University is hereby authorized and directed to pay the following amount from the general fees fund for payment for a registration fee for attendance at an advanced pavement management course, the invoice for which was untimely submitted or processed, to the following claimant:

Federal Highway Administration, c/o Alfonso P. Febraio, Chief, Finance
Division, 400 7th Street S.W., Room 4314, Washington, D.C.
20590 \$600.00

Sec. 15. (a) The department of social and rehabilitation services is hereby authorized and directed to pay the following amount from the social welfare fund for damages to claimant's motorcycle caused by a foster child, to the following claimant:

Melvin W. Kirkwood, 434 No. Edwards, Wichita, KS 67203 \$650.00

(b) The department of social and rehabilitation services is hereby authorized and directed to pay the following amount from the social services clearing fund for retroactive payment of aid to families with dependent children, to the following claimant:

Nova Lietzen, 2906 Douglas Avenue, Kansas City, KS 66106 \$9,252.00

(c) The department of social and rehabilitation services is hereby authorized and directed to pay the following amount from the social welfare fund for reimbursement of expenses incurred by the claimant in resolving insufficient fund checks resulting from claimant's payroll check not being deposited pursuant to the automatic deposit system, to the following claimant:

Wanda J. Vanderpool, 114 East Republic, Salina, KS 67401 \$60.00

Sec. 16. The Topeka State Hospital is hereby authorized and directed to pay the following amount from the operating expenditures account of the state general fund for payment for damages to claimant's automobile while parked on hospital grounds caused by falling tree limbs, to the following claimant:

Robbie Berry, 1900 W. Lyman, #19, Topeka, KS 66608 \$150.00

~~Sec. 17. (a) The Adjutant General is hereby authorized and directed to pay the following amount from the rehabilitation and repair projects account of the state general fund for payment for architectural services incurred in the design of a regional training site for maintenance, to the following claimant:~~

~~Brent Bowman & Associates Architects, P.A., 228 Poyntz Avenue, P. O.
Box 1040, Manhattan, KS 66502 \$15,104.40~~

(b) The Adjutant General is hereby authorized and directed to pay the following amount from the operating expenditures account of the state general fund for payment for carpet and tile floor coverings of the Garden City armory the invoice for which was untimely submitted or processed to the following claimant:

Schiffelbein Carpet and Tile, 519 W. Mary, Garden City, KS
67846 \$1,366.00

Sec. 18. The State Corporation Commission is hereby authorized and directed to pay the following amount from the conservation fee

fund for payment for services rendered at the Macksville sinkhole invoices for which were untimely submitted, to the following claimant:

Clarke Well & Equipment, Inc., Route 1, Airport, Great Bend, KS
67530 \$15,685.95

Sec. 19. The department of transportation is hereby authorized and directed to pay the following amount from the other operating expenditures account of the state highway fund for payment for damages to claimant's automobile caused by the operation of chipper machine, to the following claimant:

Nancy A. Cree, Route 1, Box 146, Lecompton, KS 66050 \$502.00

Sec. 20. (a) The department of human resources is hereby authorized and directed to pay the following amount from the employment security administration fund for materials purchased and services rendered invoices for which were submitted in an untimely manner, to the following claimant:

Modern Office Methods of Kansas, Inc., 3214 W. 29th Street, Topeka,
KS 66614 \$6,810.80

(b) The department of human resources is hereby authorized and directed to pay the following amount from the workmen's compensation fee fund for materials purchased and services rendered invoices for which were submitted in an untimely manner, to the following claimant:

Modern Office Methods of Kansas, Inc., 3214 W. 29th Street, KS
66614 \$2,519.10

Sec. 21. The Kansas State School for the Deaf is hereby authorized and directed to pay the following amount from the other operating expenditures account of the state general fund for payment for materials purchased invoices for which were submitted or processed in an untimely manner, to the following claimant:

Kansas Correctional Industries, P.O. Box 2, Lansing, KS 66043 \$676.47

Sec. 22. The university of Kansas medical center is hereby authorized and directed to pay the following amount from the operating expenditures (including official hospitality) account of the state general fund for reimbursement for replacement of camera equipment stolen from claimant's office, to the following claimant:

Sharon Hartbauer, 2926 Charlotte Street, Kansas City, MO 64109-
1420 \$2,865.50

Sec. 23. The Parsons state hospital and training center is hereby authorized and directed to pay the following amount from the operating expenditures account of the state general fund for payment for damages to claimants' real and personal property caused by arson committed by a client of the hospital, to the following claimants:

Donald L. and Wuanita Steeby, 1020 N. 25th, Parsons, KS 67357,
c/o Richard C. Tucker, P.O. Box 875, Parsons, KS 67357 \$7,210.89

Sec. 24. (a) Except as otherwise provided by this act, the director of accounts and reports is hereby authorized and directed to draw warrants on the state treasurer in favor of the claimants specified in this act, upon vouchers duly executed by the state agencies directed to pay the amounts specified in such sections to the claimants or their legal representatives or duly authorized agents, as provided by law.

(b) The director of accounts and reports shall secure prior to the payment of any amount to any claimant, other than amounts authorized to be paid pursuant to section 2 as motor-vehicle fuel tax refunds or as transactions between state agencies as provided by this act, a written release and satisfaction of all claims and rights against the state of Kansas and any agencies, officers and employees of the state of Kansas regarding their respective claims.

Sec. 25. This act shall take effect and be in force from and after its publication in the Kansas register.

State of Kansas

Office of the Governor

Message to the House of Representatives of the State of Kansas:

Pursuant to Article 2, Section 14 of the Constitution of the State of Kansas, I hereby return House Bill 2791 with my signature approving the bill, except for the item enumerated below.

Section 17(a) that reads as follows has been line-item vetoed:

"(a) The Adjutant General is hereby authorized and directed to pay the following amount from the rehabilitation and repair projects account of the state general fund for payment for architectural services incurred in the design of a regional training site for maintenance, to the following claimant:

Brent Bowman & Associates Architects, P.A.,
228 Poyntz Avenue, P.O. Box 1046,
Manhattan, KS 66502..... \$15,194.40"

This section directs the Adjutant General to pay a claimant from the agency's State General Fund Rehabilitation and Repair account. However, subsequent to the passage of this bill, the Adjutant General has learned that the federal government will pay directly \$10,260.39 of this claim, leaving a balance of \$4,934.01 to be paid by the Adjutant General. I recommend that the Legislature direct the Adjutant General to pay the above claimant \$4,934.01 from the State General Fund Rehabilitation and Repair account.

Dated April 27, 1992.

Joan Finney
Governor

(Published in the Kansas Register, May 21, 1992.)

SENATE BILL No. 628

AN ACT concerning privileged communications; relating to certified public accountant records and peer review information; amending K.S.A. 1-401 and repealing the existing section.

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

Section 1. K.S.A. 1-401 is hereby amended to read as follows: 1-401. (a) Except as otherwise provided in this section, all statements, records, schedules and memoranda, commonly known as working papers, made by a certified public accountant, or by any employee of a certified public accountant, incident to, or in the course of professional service to clients by such certified public accountant, except reports delivered to a client by such certified public accountant, shall be and remain the property of such certified public accountant in the absence of a written agreement between the certified public accountant and the client to the contrary.

(b) No certified public accountant shall be examined through judicial process or proceedings without the consent of the client as to any communication made by the client to the certified public accountant in person or through the media of books of account and financial records, or as to advice, reports or working papers given or made thereon in the course of professional employment, nor shall a secretary, stenographer, clerk or assistant of a certified public accountant be examined without the consent of the client concerned, concerning any fact the knowledge of which any such person has acquired in such capacity or relationship with the certified public accountant. *Nothing in this section shall be construed as limiting the authority of this state or of the United States or any agency of this state or of the United States to subpoena books of account, financial*

records, reports or working papers or other documents and use such information in connection with any investigation, public hearing or court proceeding. This privilege shall not exist in all cases except when any such communication is material to the defense of an action against a certified public accountant and as otherwise provided by this section.

(c) Nothing in subsection (a) shall prohibit a certified public accountant, or any employee of a certified public accountant, from disclosing any data to any other certified public accountant, or anyone employed by a certified public accountant in connection with peer reviews of such certified public accountant's accounting and auditing practice. Nothing in subsection (a) shall prohibit the board of accountancy from securing working papers in connection with any investigation authorized under law. Nothing in subsection (b) shall prohibit a certified public accountant or anyone employed by a certified public accountant from disclosing any data to any other certified public accountant or anyone employed by a certified public accountant in connection with peer reviews of such certified public accountant's accounting and auditing practice nor shall such disclosure waive the privilege. Persons conducting such peer reviews shall be subject to the same duty of confidentiality in regard to such data as is applicable to certified public accountants under this section.

(d) As used in this section, "certified public accountant" means a person who holds a permit from the board of accountancy to engage in practice as a certified public accountant in this state.

New Sec. 2. On and after July 1, 1992: (a) As used in this section:

(1) "Veterinary medical center" means the Kansas state university veterinary medical center.

(2) "Review committee" means a committee or group of individuals designated by the veterinary medical center to act as a review committee under this section.

(3) "Peer review" means any of the following functions performed by a review committee:

(A) Evaluate and improve the quality of veterinary services rendered by the veterinary medical center;

(B) determine that veterinary services rendered were professionally indicated or were performed in compliance with the applicable standard of care;

(C) reduce morbidity or mortality;

(D) review and make recommendations regarding the cost of veterinary services;

(E) determine if the veterinary medical center's facilities are being properly utilized;

(F) evaluate the quantity, quality and timeliness of veterinarian services rendered in the veterinary medical center;

(G) evaluate, review or improve methods, procedures or treatments being utilized by the veterinary medical center.

(4) "Peer review committee or officer" means a review committee or an individual employed, designated or appointed by a review committee and authorized to perform peer review.

(b) Except as provided by subsections (c) and (d), the reports, statements, memoranda, proceedings, findings and other records of peer review committees or officers shall be privileged and shall not be subject to discovery, subpoena or other means of legal compulsion for their release to any person or entity or be admissible in evidence in any judicial or administrative proceeding. Information contained in such records shall not be discoverable or admissible at trial in the form of testimony by an individual who participated in the peer review process. This privilege may be claimed by the veterinary medical center.

(c) Subsection (b) shall not apply to proceedings in which a veterinarian contests the revocation, denial, restriction or termination of staff privileges or the veterinarian's license or proceedings involving the evaluation, discipline or termination of faculty by Kansas state university.

(d) Nothing in this section shall limit the authority, which may otherwise be provided by law, of the state board of veterinary examiners to require a peer review committee or officer to report to it any disciplinary action or recommendation of such committee or officer or; to transfer to it records of such committee's or officer's proceedings or actions to restrict or revoke the license of a veterinarian. Reports and records so furnished shall not be subject to discovery, subpoena or other means of legal compulsion for their release to any person or entity and shall not be admissible in evi-

dence in any judicial or administrative proceeding other than a disciplinary proceeding by the state board of veterinary examiners.

(e) A peer review committee or officer may report to and discuss its activities, information and findings to other peer review committees or officers or to officers of Kansas state university without waiver of the privilege provided by subsection (b) and the records of all such committees or officers relating to such report shall be privileged as provided by subsection (b).

Sec. 3. K.S.A. 1-401 is hereby repealed.

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

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, June 1, 1992

28948

Department of Health and Environment—Family planning pharmaceuticals and supplies

28950

University of Kansas—Publication of "Kansas Alumni" Magazine

28971

Kansas Correctional Industries—Metal containers (quarts thru fives)

28972

Kansas Correctional Industries—Vinyl acrylic and various emulsions

28984

Department of Transportation—Removal of waste and refuse from safety rest areas, various locations

28989

Statewide—Water softener salt

92383

Department of Social and Rehabilitation Services—Asbestos removal services, Chanute

Tuesday, June 2, 1992

A-6817(a)

University of Kansas—Hoch Auditorium demolition, asbestos abatement and lead reclamation/clean-up/disposal

28967

Statewide—July (1992) meat products

28973

Kansas Correctional Industries—55-gallon steel drums (lined)

28974

Kansas Correctional Industries—Acrylic polymer emulsion

28985

University of Kansas Medical Center—Clinical analyzer reagents (Beckman Astra*)

92278

Department of Transportation—Pre-stress concrete bridge plank, Republic County

92279

Department of Human Resources—Safety equipment

92280

University of Kansas Medical Center—DNA thermal cyclers

92281

Kansas State University—Offset press

92282

Kansas Lottery—Vending trailer

92296

Department of Transportation—Aggregate, Emporia

92297

Youth Center at Atchison—Riding mower

92301

Pittsburg State University—Bunk beds

92302

University of Kansas—Carpet

92303

University of Kansas—Unix workstation

92304

University of Kansas—Library furniture

92305

University of Kansas—Electroanalytical system

92306

University of Kansas—Color postscript printer

92313

Kansas State University—Corn and hi-pro soybean meal

92384

Kansas State University—Hand held computer and software

92385

Department of Administration, Division of Budget—Laser printer

Wednesday, June 3, 1992

A-6584

University of Kansas—Watkins Hospital VAV retrofit

A-6710

Youth Center at Beloit—Replace 160 L.F. of utility tunnel from paint room to Shadyside Cottage

A-6741(A)

Kansas State University—Salina—Remove/replace underground storage tanks

28969

Statewide—Thermal bedspreads and blankets

28975

Kansas Correctional Industries—Alkyd resin for traffic paint

(continued)

28976
Kansas Correctional Industries—Methyl carbitol,
various glycols and phosphate

28981
Statewide—Cereal, cooked and baby

92314
Department of Health and Environment—
Microfilm camera

92321
Kansas State University—Busway system

92326
University of Kansas Medical Center—Mainframe
computer processor complex

92327
Larned State Hospital—Arts and crafts supplies

92363
Osawatomie State Hospital—Software-laboratory
system

Thursday, June 4, 1992

A-6676
Topeka State Hospital—Architectural projects at
various buildings

A-6677
Topeka State Hospital—Reroof staff houses and
gable roof at Center Building

A-6854
Department of Human Resources—Computer room
modifications

28968
Department of Social and Rehabilitation Services
and Winfield State Hospital and Training Center—
Consultant dietitian services

28977
Kansas Correctional Industries—Silica and calcium
carbonate for paint

28978
Kansas Correctional Industries—Rutile titanium
dioxide (W-5)

28980
Kansas Highway Patrol—MCR uniforms

92336
Department of Transportation—Aggregate, various
locations

92337
University of Kansas—Resurface tennis courts

92338
University of Kansas—Paper, printing and binding

92339
University of Kansas—DEC upgrade SGL board
and software

92340
University of Kansas Medical Center—Computing
platform (Micro-VAX 3100 10E)

92341
University of Kansas—Printing of undergraduate
viewbook

92342
Lansing Correctional Facility—Air compressor

92343
University of Kansas—Special watermark cotton
bond

92386
State Board of Education—Line printers

92387
Fort Hays State University—Microcomputer, IBM
and peripherals

92402
Department of Transportation—Hot air lance,
various locations

92403
Kansas Highway Patrol—Engine oil

92404
Youth Center at Atchison and Lansing
Correctional Facility—Forklift and stacker

92405
University of Kansas Medical Center—
Hemodialysis unit

92406
University of Kansas Medical Center—Syringe
infusion pumps

92407
University of Kansas Medical Center—Seizure
analysis computer and software

92408
University of Kansas Medical Center—
Electroencephalograph (EEG)

92409
Pittsburg State University—Student TNG
workstation

92413
Department of Wildlife and Parks—Furnish and
construct block toilets

Friday, June 5, 1992

A-6545(a)
Kansas State University—Shellenberger Hall roof
replacement, Phase II

A-6655(b)
Kansas State University—Denison Hall—reroof
designated areas

28966
Larned State Hospital—Software—Laboratory
information system

28979
Kansas Correctional Industries—Various medium
oil and alkyd modified resins

28992
University of Kansas—Transportation services

92365
Board of Emergency Medical Services—ASCII
terminals and database software

92366
Department of Administration, DISC—On-line and
batch application performance measurement software

92367
University of Kansas—Furnish all labor and
materials for boiler repair

92368
Department of Social and Rehabilitation Services—
Microcomputers 486/50MHZ

92369
 Kansas State University-Salina—Professional A/V equipment

92370
 University of Kansas—32-bit Unix workstations

92371
 Department of Transportation—Refrigerant recovery systems, various locations

92372
 Osawatomie State Hospital—Acoustical enclosure

92388
 Larned State Hospital—LAN equipment

92389
 University of Kansas Medical Center—Laryngoscopic surgical instruments

92390
 Topeka Correctional Facility—Washer and dryers

92391
 Lansing Correctional Facility—Furnish and install windows

92392
 Department of Transportation—Radio equipment shelter, Norton

92393
 Department of Transportation—Plastic snow fence, Norton

92394
 Board of Agriculture—Display booth

92395
 Larned Correctional Mental Health Facility—Step van

92396
 Department of Social and Rehabilitation Services—Upgrades from MV10000 to MV9600 (board and disk)

92397
 University of Kansas Medical Center—Oscilloscope

92398
 University of Kansas—Loader/backhoe

92399
 Kansas Lottery—Printed novelties

92400
 University of Kansas—Interior graphics

92401
 Department of Administration, DISC—Disk array with cache memory

92410
 Kansas State University-Salina—Microcomputers 80486/33MHZ

92411
 Kansas Correctional Industries—LAN

92412
 University of Kansas Medical Center—Library database system

Tuesday, June 9, 1992

A-6671, A-6672, A-6673

Osawatomie State Hospital—Architectural projects at various buildings

A-6832
 Fort Hays State University—Campus exterior graphics—Phase I

A-6858
 El Dorado Correctional Facility—Reroof Rayl Building

Wednesday, June 10, 1992

A-6736
 University of Kansas—Chiller replacement and variable frequency drive installation

Thursday, June 11, 1992

A-6701
 Youth Center at Topeka—Dining facility addition

A-6843
 Kansas State University—Life safety improvements, Seaton Court—Phase I

Friday, June 12, 1992

A-6608
 University of Kansas Medical Center—Fire code modifications—Hinch Hall

A-6801
 University of Kansas—Remodel Room 213, Bailey Hall

Monday, June 22, 1992

92364
 Department of Wildlife and Parks—Hay lease, Eisenhower State Park

Request for Proposals

Tuesday, June 9, 1992

28993
 Instant game lottery tickets for the Kansas Lottery

Thursday, June 11, 1992

28990
 Public broadcasting study for the Kansas Public Broadcasting Commission

Friday, June 12, 1992

28991
 Controlled substance testing for the Department of Social and Rehabilitation Services

Monday, June 15, 1992

28982
 Direct mail/telemarketing list for the Kansas Department of Commerce

28983
 Business information reports for the Kansas Department of Commerce

Jack R. Shipman
 Director of Purchases

Doc. No. 012030

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and re-vo- ked 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 3 columns: Reg. No., Action, Register. Lists regulations from 1-2-30 to 1-49-1.

AGENCY 4: BOARD OF AGRICULTURE

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 4-3-47 to 4-33-2.

AGENCY 5: BOARD OF AGRICULTURE— DIVISION OF WATER RESOURCES

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 5-23-3 to 5-42-3.

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 5-44-1 through 5-45-17.

AGENCY 7: SECRETARY OF STATE

Table with 3 columns: Reg. No., Action, Register. Lists regulations 7-30-1, 7-32-1, 7-32-2.

AGENCY 9: ANIMAL HEALTH DEPARTMENT

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 9-13-1 through 9-24-3.

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

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 14-19-24 to 14-23-4.

AGENCY 17: STATE BANKING DEPARTMENT

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 17-11-17 to 17-20-1.

AGENCY 19: KANSAS COMMISSION ON GOVERNMENTAL STANDARDS AND CONDUCT

Table with 3 columns: Reg. No., Action, Register. Lists regulations 19-1-1, 19-1-11.

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 19-3-2 to 19-63-6.

AGENCY 21: KANSAS HUMAN RIGHTS COMMISSION

Table with 3 columns: Reg. No., Action, Register. Lists regulations 21-34-1 through 21-34-21.

AGENCY 23: DEPARTMENT OF WILDLIFE AND PARKS

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 23-3-16 to 23-21-14.

AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT

Table with 3 columns: Reg. No., Action, Register. Lists regulations 25-4-1, 25-4-4.

AGENCY 26: DEPARTMENT ON AGING

Table with 3 columns: Reg. No., Action, Register. Lists regulations 26-8-1 through 26-8-14.

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 28-4-405 to 28-39-77.

28-53-1 through 28-53-5 28-59-1 through 28-59-8	New New	V. 10, p. 199 V. 10, p. 111-113
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**AGENCY 30: SOCIAL AND
REHABILITATION SERVICES**

Reg. No.	Action	Register
30-2-16	Amended	V. 10, p. 1353
30-4-34	Amended	V. 10, p. 956
30-4-41	Amended	V. 10, p. 1648
30-4-63	Amended	V. 10, p. 1353
30-4-64	Amended	V. 10, p. 1355
30-4-90	Amended	V. 10, p. 1356
30-4-101	Amended	V. 10, p. 1357
30-4-111	Amended	V. 10, p. 341
30-4-112	Amended	V. 10, p. 1648
30-4-113	Amended	V. 10, p. 693
30-4-120	Amended	V. 10, p. 343
30-4-130	Amended	V. 10, p. 961
30-4-140	Amended	V. 11, p. 365
30-5-58	Amended	V. 11, p. 365
30-5-59	Amended	V. 11, p. 371
30-5-64	Amended	V. 11, p. 372
30-5-65	Amended	V. 11, p. 372
30-5-70	Amended	V. 11, p. 372
30-5-77	Amended	V. 10, p. 1291
30-5-78	New	V. 10, p. 1364
30-5-79	New	V. 10, p. 1364
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. 11, p. 205
30-5-101	Amended	V. 10, p. 1365
30-5-103	Amended	V. 10, p. 1365
30-5-104	Amended	V. 10, p. 701
30-5-110	Amended	V. 11, p. 373
30-5-112	Amended	V. 10, p. 963
30-5-113	Amended	V. 10, p. 963
30-5-114	Amended	V. 10, p. 1365
30-5-115	Amended	V. 10, p. 963
30-5-116	Amended	V. 10, p. 1496, 1649
30-5-116a	Amended	V. 10, p. 1496, 1649
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
30-6-53	Amended	V. 10, p. 1366
30-6-55	Amended	V. 11, p. 374
30-6-56	Amended	V. 11, p. 374
30-6-65	Amended	V. 10, p. 1650
30-6-74	Revoked	V. 10, p. 1366
30-6-77	Amended	V. 10, p. 701
30-6-82	New	V. 10, p. 702
30-6-86	Amended	V. 10, p. 348
30-6-94	New	V. 10, p. 1651
30-6-103	Amended	V. 10, p. 1651
30-6-106	Amended	V. 10, p. 1651
30-6-107	Amended	V. 10, p. 705
30-6-111	Amended	V. 10, p. 351
30-6-112	Amended	V. 10, p. 1653
30-6-113	Amended	V. 10, p. 706
30-7-65	Amended	V. 10, p. 707
30-7-75	Amended	V. 10, p. 708
30-7-76	Amended	V. 10, p. 1654
30-7-77	Amended	V. 10, p. 1655
30-7-78	Amended	V. 10, p. 1655
30-10-1a	Amended	V. 11, p. 205
30-10-1b	Amended	V. 11, p. 376

30-10-7	Amended	V. 10, p. 354
30-10-11	Amended	V. 11, p. 376
30-10-15a	Amended	V. 10, p. 708
30-10-15b	Amended	V. 10, p. 1372
30-10-16	Revoked	V. 10, p. 709
30-10-17	Amended	V. 10, p. 1373
30-10-18	Amended	V. 11, p. 378
30-10-19	Amended	V. 10, p. 1376
30-10-23a	Amended	V. 11, p. 379
30-10-23b	Amended	V. 11, p. 380
30-10-24	Amended	V. 10, p. 1377
30-10-25	Amended	V. 10, p. 1378
30-10-27	Amended	V. 10, p. 1379
30-10-29	Amended	V. 10, p. 1379
30-10-30	Revoked	V. 10, p. 355
30-10-200	Amended	V. 11, p. 207
30-10-207	Amended	V. 10, p. 1200
30-10-208	Amended	V. 10, p. 1200
30-10-210		
30-10-226	New	V. 10, p. 48-57
30-10-210	Amended	V. 11, p. 209
30-10-211	Amended	V. 10, p. 1203
30-10-212	Amended	V. 11, p. 210
30-10-213	Amended	V. 10, p. 1204
30-10-214	Amended	V. 10, p. 1230
30-10-215	Amended	V. 10, p. 1206
30-10-217	Amended	V. 11, p. 210
30-10-218	Amended	V. 10, p. 1207
30-10-219	Amended	V. 11, p. 211
30-10-220	Amended	V. 10, p. 1208
30-10-221	Amended	V. 10, p. 1208
30-10-226	Revoked	V. 10, p. 1209
30-22-1	Amended	V. 10, p. 1380
30-22-2	Amended	V. 10, p. 1380
30-22-5	Amended	V. 10, p. 1381
30-22-5	Amended	V. 10, p. 1381
30-22-11		
30-22-28	Revoked	V. 10, p. 1381
30-41-1	Amended	V. 10, p. 710
30-41-7a	Amended	V. 10, p. 711
30-41-7i	New	V. 10, p. 711
30-41-20	New	V. 10, p. 711
30-46-13	Amended	V. 10, p. 1381
30-46-14	Revoked	V. 10, p. 1381
30-46-15	Amended	V. 10, p. 1381
30-60-1	New	V. 10, p. 1381
30-60-2	New	V. 10, p. 1381
30-60-5	New	V. 10, p. 1382
30-60-6	New	V. 10, p. 1382
30-60-7	New	V. 10, p. 1383
30-60-10	New	V. 10, p. 1383
30-60-11	New	V. 10, p. 1383
30-60-12	New	V. 10, p. 1384
30-60-17	New	V. 10, p. 1384
30-60-18	New	V. 10, p. 1384
30-60-19	New	V. 10, p. 1384
30-60-25	New	V. 10, p. 1385
30-60-26	New	V. 10, p. 1385
30-60-27	New	V. 10, p. 1385
30-60-28	New	V. 10, p. 1386
30-60-40	New	V. 10, p. 1386
30-60-41	New	V. 10, p. 1386
30-60-45	New	V. 10, p. 1386
30-60-46	New	V. 10, p. 1386
30-60-47	New	V. 10, p. 1386
30-60-50	New	V. 10, p. 1387
30-60-55	New	V. 10, p. 1387
30-60-60	New	V. 10, p. 1388
30-60-61	New	V. 10, p. 1389
30-60-62	New	V. 10, p. 1389
30-60-70	New	V. 10, p. 1389
30-60-71	New	V. 10, p. 1390
30-60-72	New	V. 10, p. 1390
30-60-73	New	V. 10, p. 1390
30-60-74	New	V. 10, p. 1390
30-60-75	New	V. 10, p. 1390
30-60-76	New	V. 10, p. 1390
30-61-1	New	V. 10, p. 1391
30-61-2	New	V. 10, p. 1391
30-61-5	New	V. 10, p. 1391
30-61-6	New	V. 10, p. 1391
30-61-10	New	V. 10, p. 1391
30-61-15	New	V. 10, p. 1391
30-61-16	New	V. 10, p. 1392

AGENCY 36: DEPARTMENT OF TRANSPORTATION		
Reg. No.	Action	Register
36-1-1	Amended	V. 10, p. 88
36-1-28		
through 36-1-34	New	V. 10, p. 88-91
36-13-30		
through 36-13-34	Amended	V. 11, p. 657-662
36-13-36	Revoked	V. 11, p. 663
36-13-37	Amended	V. 11, p. 663
36-13-38	New	V. 11, p. 664
36-13-39	New	V. 11, p. 664

**AGENCY 40: KANSAS INSURANCE
DEPARTMENT**

Reg. No.	Action	Register
40-1-28	Amended	V. 10, p. 1582
40-1-38	New	V. 10, p. 1693
40-2-15	Amended	V. 10, p. 1693
40-2-20	New	V. 10, p. 259, 383
40-2-21	New	V. 10, p. 1583
40-3-22	Amended	V. 10, p. 1693
40-3-46	New	V. 10, p. 381
40-3-47	New	V. 10, p. 381
40-3-48	New	V. 10, p. 1584
40-4-35	Amended	V. 11, p. 82
40-4-37	Amended	V. 10, p. 1695

**AGENCY 44: DEPARTMENT OF
CORRECTIONS**

Reg. No.	Action	Register
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. 11, p. 230
44-6-124	Amended	V. 11, p. 230
44-6-125	Amended	V. 11, p. 231
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. 11, p. 231
44-6-142	Amended	V. 10, p. 1198
44-7-113	Amended	V. 11, p. 316
44-7-115	New	V. 11, p. 316
44-12-101	Amended	V. 11, p. 316
44-12-102	Amended	V. 11, p. 316
44-12-104	Amended	V. 11, p. 316
44-12-105	Amended	V. 11, p. 317
44-12-201	Amended	V. 11, p. 317
44-12-202	Amended	V. 11, p. 317
44-12-204	Amended	V. 11, p. 317
44-12-205	Amended	V. 11, p. 317
44-12-208	Amended	V. 11, p. 317
44-12-209	Amended	V. 11, p. 317
44-12-209	Amended	V. 11, p. 317
44-12-301	Amended	V. 11, p. 317
44-12-307	Amended	V. 11, p. 317
44-12-308	Amended	V. 11, p. 317
44-12-309	Amended	V. 11, p. 317
44-12-312	Amended	V. 11, p. 317
44-12-313	Amended	V. 11, p. 318
44-12-314	Amended	V. 11, p. 318
44-12-315	Amended	V. 11, p. 318
44-12-316	Revoked	V. 11, p. 318
44-12-317	Amended	V. 11, p. 318
44-12-319	Amended	V. 11, p. 318
44-12-321	Amended	V. 11, p. 318
44-12-323	Amended	V. 11, p. 318
44-12-324	Amended	V. 11, p. 319
44-12-325	Amended	V. 11, p. 319
44-12-326	Amended	V. 11, p. 319
44-12-328	New	V. 11, p. 319
44-12-401	Amended	V. 11, p. 319
44-12-501	Amended	V. 11, p. 319
44-12-502	Amended	V. 1, p. 319
44-12-503	Amended	V. 11, p. 319
44-12-505b	New	V. 11, p. 320
44-12-601	Amended	V. 11, p. 320
44-12-602	Amended	V. 11, p. 321
44-12-701	Revoked	V. 11, p. 321
44-12-901	Amended	V. 11, p. 321
44-12-902	Amended	V. 11, p. 322
44-12-1001	Amended	V. 11, p. 322

(continued)

44-12-1002	Amended	V. 11, p. 322
44-12-1101	Amended	V. 11, p. 322
44-12-1201	Amended	V. 11, p. 322
44-12-1202	Amended	V. 11, p. 322
44-12-1301	Amended	V. 11, p. 323
44-12-1302	Amended	V. 11, p. 323
44-12-1303	Amended	V. 11, p. 323
44-12-1304	Revoked	V. 11, p. 323
44-12-1306	Amended	V. 11, p. 323
44-12-1307	Amended	V. 11, p. 324
44-13-101	Amended	V. 11, p. 324
44-13-101a	Amended	V. 11, p. 325
44-13-103	Amended	V. 11, p. 325
44-13-104	Amended	V. 11, p. 325
44-13-106	Amended	V. 11, p. 325
44-13-115	Revoked	V. 11, p. 325
44-13-201	Amended	V. 11, p. 325
44-13-201b	New	V. 11, p. 326
44-13-202	Amended	V. 11, p. 327
44-13-203	Amended	V. 11, p. 327
44-13-301	Revoked	V. 11, p. 327
44-13-302	Revoked	V. 11, p. 327
44-13-302a	New	V. 11, p. 327
44-13-303	Revoked	V. 11, p. 328
44-13-304	Amended	V. 11, p. 328
44-13-401	Amended	V. 11, p. 328
44-13-402	Amended	V. 11, p. 328
44-13-403	Amended	V. 11, p. 328
44-13-404	Amended	V. 11, p. 330
44-13-405	Revoked	V. 11, p. 331
44-13-405a	Amended	V. 11, p. 331
44-13-406	Amended	V. 11, p. 331
44-13-407	Revoked	V. 11, p. 332
44-13-408	Amended	V. 11, p. 332
44-13-501	Amended	V. 11, p. 332
44-13-502	Revoked	V. 11, p. 332
44-13-502a	New	V. 11, p. 332
44-13-503	Revoked	V. 11, p. 332
44-13-504	Revoked	V. 11, p. 333
44-13-506	Amended	V. 11, p. 333
44-13-507	Amended	V. 11, p. 333
44-13-601	Amended	V. 11, p. 333
44-13-603	Amended	V. 11, p. 333
44-13-610	Amended	V. 11, p. 333
44-13-701	Amended	V. 11, p. 333
44-13-702	Amended	V. 11, p. 334
44-13-703	Amended	V. 11, p. 334
44-13-704	Amended	V. 11, p. 334
44-13-705	Amended	V. 11, p. 334
44-13-706	Amended	V. 11, p. 334
44-13-707	Amended	V. 11, p. 335
44-15-101	Amended	V. 11, p. 335
44-15-102	Amended	V. 11, p. 335
44-15-105a	New	V. 11, p. 336
44-16-104	Amended	V. 11, p. 337

AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—

DIVISION OF WORKERS' COMPENSATION

Reg. No.	Action	Register
51-24-1	Amended	V. 11, p. 212
51-24-4	Amended	V. 11, p. 212
51-24-8	New	V. 11, p. 213
51-24-9	New	V. 11, p. 213
51-24-10	New	V. 11, p. 214

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-3-105	Amended	V. 10, p. 1040
60-3-106	Amended	V. 10, p. 1040
60-4-101	Amended	V. 11, p. 83
60-8-101	Amended	V. 10, p. 496
60-9-101	Revoked	V. 10, p. 1040
60-9-102	Revoked	V. 10, p. 1040
60-9-103	Revoked	V. 10, p. 1041
60-9-104	Revoked	V. 11, p. 83
60-9-105	Amended	V. 11, p. 83
60-9-106	New	V. 10, p. 1041
60-9-107	New	V. 11, p. 83
60-9-109	New	V. 10, p. 1041
60-11-103	Amended	V. 11, p. 84
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, 1497
60-11-114	New	V. 11, p. 85

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. 11, p. 85
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
60-13-113	New	V. 11, p. 85
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 63: BOARD OF MORTUARY ARTS

Reg. No.	Action	Register
63-1-1	Amended	V. 10, p. 1698
63-1-3	Amended	V. 10, p. 1698
63-1-12	Amended	V. 10, p. 1699
63-3-11	Amended	V. 10, p. 1700
63-3-17	Amended	V. 10, p. 1700
63-3-19	Amended	V. 10, p. 1700
63-3-20	Amended	V. 11, p. 133
63-3-21	New	V. 11, p. 133
63-4-1	Amended	V. 10, p. 1701
63-6-1	Amended	V. 10, p. 1701

AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY

Reg. No.	Action	Register
65-4-1	through	
65-4-5	New	V. 11, p. 470, 471
65-5-1	through	
65-5-8	New	V. 11, p. 472, 473
65-6-8	Revoked	V. 11, p. 473
65-6-11	Revoked	V. 11, p. 474
65-6-12	Revoked	V. 11, p. 474
65-6-16	Revoked	V. 11, p. 474
65-6-25	Revoked	V. 11, p. 474
65-6-30	Revoked	V. 11, p. 474
65-6-33	Revoked	V. 11, p. 474
65-6-36	Revoked	V. 11, p. 474
65-6-37	Revoked	V. 11, p. 474
65-7-1	Revoked	V. 11, p. 474
65-7-2	Revoked	V. 11, p. 474
65-7-4	Revoked	V. 11, p. 474
65-7-8	Revoked	V. 11, p. 474
65-7-9	Revoked	V. 11, p. 474
65-7-11	Revoked	V. 11, p. 474
65-7-12	Revoked	V. 11, p. 474
65-7-13	Revoked	V. 11, p. 474
65-7-14	Revoked	V. 11, p. 474
65-8-1	through	
65-8-4	New	V. 11, p. 474, 475
65-9-1	through	
65-9-5	New	V. 11, p. 475, 476
65-10-1	New	V. 11, p. 476
65-10-2	New	V. 11, p. 477
65-10-3	New	V. 11, p. 477
65-11-1	New	V. 11, p. 477
65-11-2	New	V. 11, p. 477
65-11-3	New	V. 11, p. 477

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-6-1	Amended	V. 11, p. 406
66-6-3	Amended	V. 11, p. 407
66-6-4	Amended	V. 11, p. 407

66-6-6	through	
66-6-9	Amended	V. 11, p. 408
66-7-1	Amended	V. 11, p. 408
66-7-2	Amended	V. 11, p. 408
66-8-1	through	
66-8-6	Amended	V. 11, p. 409
66-9-1	through	
66-9-4	Amended	V. 11, p. 409, 410
66-10-1	through	
66-10-12	Amended	V. 11, p. 410, 411
66-11-1	Amended	V. 11, p. 411
66-11-2	Amended	V. 11, p. 412
66-11-3	Amended	V. 11, p. 412
66-12-1	New	V. 11, p. 412
66-13-1	New	V. 11, p. 412

AGENCY 67: BOARD OF HEARING AID EXAMINERS

Reg. No.	Action	Register
67-3-4	New	V. 10, p. 887

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-7-10	Amended	V. 10, p. 1082
68-9-1	Amended	V. 10, p. 1083
68-11-1	Amended	V. 10, p. 216
68-14-1	through	
68-14-7	New	V. 11, p. 665, 666
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 75: CONSUMER CREDIT COMMISSIONER

Reg. No.	Action	Register
75-6-26	Amended	V. 10, p. 1353

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, 1316
81-4-2	New	V. 10, p. 172
81-4-3	New	V. 10, p. 1440
81-5-8	Amended	V. 10, p. 1245
81-5-9	New	V. 10, p. 1440
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
82-3-103	Amended	V. 11, p. 38
82-3-106	Amended	V. 11, p. 38
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
86-1-4	Amended	V. 10, p. 1466
86-1-5	Amended	V. 10, p. 531
86-1-11	Amended	V. 10, p. 1466
86-3-10	Amended	V. 10, p. 1467
86-3-21	Amended	V. 10, p. 1467

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-2-1	Amended	V. 10, p. 1467
88-2-2	Amended	V. 10, p. 1467
88-2-3	Amended	V. 10, p. 1467
88-2-4	Amended	V. 10, p. 1468
88-3-1	Amended	V. 10, p. 1468
88-3-2	Amended	V. 10, p. 1508
88-3-3	Amended	V. 10, p. 1469
88-3-5	Amended	V. 10, p. 1469
88-3-8	Amended	V. 10, p. 1469
88-3-9	Amended	V. 10, p. 1469
88-3-10	Amended	V. 10, p. 1469
88-3-11	Amended	V. 10, p. 1469
88-3-12	Amended	V. 10, p. 1470

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-27d	New	V. 11, p. 765
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
91-12-23	Amended	V. 11, p. 765
91-12-25	Amended	V. 10, p. 1055
91-12-51	Amended	V. 10, p. 1056
91-12-61	Amended	V. 11, p. 766
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
92-12-112	New	V. 11, p. 559
92-51-34	Amended	V. 11, p. 559
92-52-9	Amended	V. 11, p. 559
92-52-9a	New	V. 11, p. 560
92-55-2a	New	V. 10, p. 531, 587

AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION

Reg. No.	Action	Register
93-5-1	New	V. 11, p. 554

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

Reg. No.	Action	Register
99-8-8	Amended	V. 10, p. 1322
99-8-9	Amended	V. 10, p. 1322
99-25-1	Amended	V. 10, p. 1322
99-25-2	Amended	V. 10, p. 1322
99-25-3	Amended	V. 10, p. 1322
99-30-2	Amended	V. 10, p. 1322
99-30-3	Amended	V. 10, p. 1323
99-30-4	Amended	V. 10, p. 1323
99-30-5	Amended	V. 10, p. 1323
99-30-6	Amended	V. 10, p. 1323
99-31-3	Amended	V. 10, p. 1323
99-31-4	Amended	V. 10, p. 1323
99-32-1 through 99-32-6	Revoked	V. 10, p. 1323

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 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-1-1	Amended	V. 11, p. 131
109-2-7	Amended	V. 10, p. 1789
109-5-1	Amended	V. 10, p. 1789
109-5-4	New	V. 10, p. 1790
109-7-1	Amended	V. 10, p. 1790
109-8-1	Amended	V. 10, p. 1791
109-9-1	Amended	V. 10, p. 1791
109-9-4	Amended	V. 10, p. 1791
109-9-5	New	V. 11, p. 133
109-11-2	Amended	V. 10, p. 1792
109-11-6	Amended	V. 10, p. 1792
109-11-9	New	V. 10, p. 1792

AGENCY 110: DEPARTMENT OF COMMERCE

Reg. No.	Action	Register
110-4-1 through 110-4-4	New	V. 11, p. 502-504

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	Amended	V. 11, p. 136
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	Revoked	V. 11, p. 413
111-2-19	Revoked	V. 11, p. 413
111-2-20	New	V. 11, p. 199
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 through 111-4-66	Amended	V. 7, p. 1190
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. 1410
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
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111-4-221 through 111-4-224	Revoked	V. 10, p. 1585
111-4-225 through 111-4-228	Revoked	V. 10, p. 1585
111-4-229 through 111-4-236	Revoked	V. 10, p. 1585, 1586
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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 111-4-286	Revoked	V. 11, p. 413, 414
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
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111-4-311	Amended	V. 10, p. 1472
111-4-312	Amended	V. 10, p. 1472
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111-4-332 through 111-4-335	New	V. 10, p. 1473
111-4-336 through 111-4-345	New	V. 10, p. 1526-1528
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111-5-11	Amended	V. 9, p. 505
111-5-12	Amended	V. 11, p. 415
111-5-17	Amended	V. 8, p. 211
111-5-18	Amended	V. 10, p. 13
111-5-19	Amended	V. 8, p. 212
111-5-21 through		
111-5-33	New	V. 11, p. 415-418
111-5-22	Amended	V. 11, p. 481
111-5-23	Amended	V. 11, p. 481
111-5-24	Amended	V. 11, p. 482
111-5-25	Amended	V. 11, p. 482
111-5-27	Amended	V. 11, p. 482
111-5-28	Amended	V. 11, p. 483
111-6-1 through		
111-6-15	New	V. 7, p. 213-217
111-6-1	Amended	V. 10, p. 1474
111-6-3	Amended	V. 9, p. 200
111-6-4	Amended	V. 10, p. 1413
111-6-5	Amended	V. 10, p. 14
111-6-6	Amended	V. 10, p. 1474
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	Revoked	V. 10, p. 1475
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. 10, p. 1475
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. 10, p. 1475
111-7-12 through		
111-7-32	New	V. 7, p. 1194-1196
111-7-33 through		
111-7-43	New	V. 7, p. 1197, 1198
111-7-33a	New	V. 8, p. 300
111-7-44 through		
111-7-54	New	V. 9, p. 1367-1370
111-7-46	Amended	V. 10, p. 1476
111-7-54	Amended	V. 10, p. 1476
111-7-55 through		
111-7-63	Revoked	V. 10, p. 1217
111-7-60	Amended	V. 10, p. 262
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111-7-75	New	V. 11, p. 13, 14
111-8-1	New	V. 7, p. 1633
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111-9-1 through		
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111-9-36	New	V. 10, p. 262
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111-9-48	New	V. 10, p. 1439, 1440
111-10-1 through		
111-10-9	New	V. 8, p. 136-138
111-10-7	Amended	V. 8, p. 301

AGENCY 112: KANSAS RACING COMMISSION

Reg. No.	Action	Register
112-4-1	Amended	V. 11, p. 36, 86
112-4-4	Amended	V. 11, p. 165
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
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112-9-11a	New	V. 11, p. 560
112-9-12 through		
112-9-21	Revoked	V. 11, p. 560, 561
112-9-12a	New	V. 11, p. 561
112-9-13a	New	V. 11, p. 561
112-9-14a	New	V. 11, p. 561
112-9-15a	New	V. 11, p. 562
112-9-16a	New	V. 11, p. 563
112-9-16b	New	V. 11, p. 563
112-9-17a	New	V. 11, p. 564
112-9-18a	New	V. 11, p. 564
112-9-19a	New	V. 11, p. 565
112-9-21a	New	V. 11, p. 566
112-9-22	Revoked	V. 11, p. 566
112-9-22a	New	V. 11, p. 566
112-9-39	Revoked	V. 11, p. 568
112-9-39a	New	V. 11, p. 568
112-9-40	Revoked	V. 11, p. 568
112-9-40a	New	V. 11, p. 568
112-9-41	Revoked	V. 11, p. 570, 754
112-9-41a	New	V. 11, p. 570, 754
112-9-42	New	V. 11, p. 571
112-9-43	New	V. 11, p. 573
112-10-34	Amended	V. 10, p. 169
112-10-35	Amended	V. 10, p. 170
112-10-36	Revoked	V. 11, p. 165
112-10-36a	New	V. 11, p. 37, 135
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. 1316-1318
112-18-2 through		
112-18-19	New	V. 11, p. 722-726

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-1-1	Amended	V. 11, p. 599
115-2-1	Amended	V. 11, p. 600
115-2-3	Amended	V. 11, p. 601
115-4-1	Amended	V. 10, p. 458
115-4-3	Amended	V. 11, p. 601
115-4-5	Amended	V. 11, p. 602
115-4-6	Amended	V. 11, p. 603
115-4-7	Amended	V. 11, p. 605
115-4-11	Amended	V. 10, p. 461
115-4-12	New	V. 10, p. 461
115-7-1	Amended	V. 10, p. 1820
115-8-9	Amended	V. 10, p. 1820
115-12-3	New	V. 10, p. 1821
115-13-1 through		
115-13-5	New	V. 10, p. 917-919
115-14-1 through		
115-14-10	New	V. 10, p. 1441-1443
115-17-6	Amended	V. 11, p. 606
115-17-7	Amended	V. 11, p. 606
115-17-9	Amended	V. 11, p. 607
115-17-10 through		
115-17-13	New	V. 10, p. 461, 462
115-17-14	New	V. 11, p. 607
115-18-8	New	V. 11, p. 608
115-20-3	Amended	V. 10, p. 1821
115-20-4	New	V. 10, p. 1821

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. 11, p. 657, 722
117-8-1	New	V. 10, p. 916, 956
117-9-1	New	V. 10, p. 916, 956
117-7-1	Amended	V. 11, p. 657

AGENCY 118: STATE HISTORICAL SOCIETY

Reg. No.	Action	Register
118-2-1	New	V. 11, p. 554

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

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