

Kansas Register

Bill Graves, Secretary of State

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State of Kansas

Social and Rehabilitation Services

Request for Proposals

The Department of Social and Rehabilitation Services will accept applications for the provision of social services to refugees for the service period October 1, 1993 through September 30, 1994. Applications must be received in the area SRS offices by July 2. Applications received after that date will not be considered.

Instructions for completing the application are described in the RFP, available on request from area SRS offices or from Philip P. Gutierrez, Department of Social and Rehabilitation Services, Refugee Resettlement Program, 300 S.W. Oakley, West Hall, Topeka 66606, (913) 296-5157.

Donna Whiteman
Secretary of Social and
Rehabilitation Services

Doc. No. 013351

State of Kansas

Social and Rehabilitation Services

Notice of 1993 Medicaid
Disproportionate Share Payments

Listed below are hospitals which received disproportionate share payments for 1993.

Facility Name	Medicaid Payment
Larned State Hospital	\$80,835,015
Osawatomie State Hospital	\$39,166,087
Topeka State Hospital	\$39,924,415
Rainbow State Mental Facility	<u>\$19,787,213</u>
Subtotal	\$179,712,730
Cimarron Memorial Hospt., OK	\$212
Coffeyville Reg. Med. Ctr.	\$78,693
North West Ks Med. Ctr. Goodland	\$223,198
Hospt. Dist. #5, Harper	\$21,356
Sheridan Co. Hospt., Hoxie	\$9,947
Stephens Co. Hospt., Hugoton	\$109,507
Hodgeman Co. Hospt., Jetmore	\$150,857
Children's Mercy Hospt., KCMO	\$249,724
Truman Med. Ctr., East	\$3,953
Truman Med. Ctr., West	\$648,103
Bethany Med. Ctr., Bethany	\$170,572
KU Med Center	\$440,358
Cushing Hospital	\$29,218
Hospt. Dist. #1, Rice Co., Lyons	\$173,659
Manhattan Menorial Hospt.	\$13,476
Ness Co. Dist #2, Ness City	\$22,683
Grisell Memorial Hospt., Ransom	\$110,789
Stormont-Vail Reg. Med. Ctr., Topeka	\$173,778
Wamego City Hospital	\$5,769
Riverside Hospt., Wichita	\$49,084
St. Joseph Med. Ctr., Wichita	\$193,123
Wesley Med. Ctr., Wichita	<u>\$319,052</u>
Subtotal	\$3,197,111
Grand Total	\$182,909,841

Donna L. Whiteman
Secretary of Social and
Rehabilitation Services

Doc. No. 013353

State of Kansas

Private Industry Council

Request for Bids

The Kansas Private Industry Council will accept sealed written bids as submitted to Ann Conway, Executive Director, 1020 Gateway Center II, 4th and State Ave., Kansas City, KS 66101, until 3 p.m. C.D.T. April 30.

Service to be provided: Outside payroll and tax service for non-profit organization.

Specifications:

Monthly/Bi-Weekly Payroll Processing
Payroll Management Software
Full Tax Filing Service

(file and deposit all federal, state, local, UC taxes, and assume liability for misfiling)

General Ledger Posting Report
Multi Funds Payroll Allocation
(hours/earnings)

Quarterly Employee Earnings Ledger
Payroll Register

Ability to Customize
Year-end W-2 Service

Ann Conway
Executive Director

Doc. No. 013365

State of Kansas

Social and Rehabilitation Services

Request for Proposals

Kansas Rehabilitation Services (KRS) is requesting proposals for the conduct of independent living service programs. Priority will be given to funding projects that meet the state's definition of an independent living center. The projects must provide services in the following Kansas counties: Allen, Anderson, Atchison, Doniphan, Coffey, Franklin, Geary, Jackson, Lyon, Morris, Osage, Pottawatomie, Riley and Wabaunsee.

Independent living program funds are available for three projects for one year. A total of \$15,000 is available to fund services in Osage, Coffey, Lyon, Franklin, Allen and Anderson counties. A total not to exceed \$15,000 is available to fund services in Atchison, Doniphan, and Jackson counties. A total not to exceed \$15,000 is available for funding a project for services in Riley, Pottawatomie, Geary, Morris, and Wabaunsee counties. The closing date for receipt of proposals is May 14.

To obtain a request for proposal and grant application packet, contact Melba Gwaltney at (913) 296-3911 or TDD (913) 296-7029.

Glen Yancey
Kansas Rehabilitation Services

Doc. No. 013352

State of Kansas

Social and Rehabilitation Services**Notice of Hearing on Proposed
Administrative Regulations**

A public hearing will be conducted at 9 a.m. Tuesday, June 1, in the SRS Staff Development Conference Room, 300 S.W. Oakley, Topeka, to consider proposed changes in an existing rule and regulation on a temporary and permanent basis.

This 30-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulation. All interested parties may submit written comments prior to the hearing to the Secretary of Social and Rehabilitation Services, Room 603-N, Docking State Office Building, 915 S.W. Harrison, Topeka 66612. All interested parties will be given a reasonable opportunity to present their views orally on the proposed regulation 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.

The temporary regulation is scheduled to become effective upon approval by the State Rules and Regulations Board. The permanent regulation will become effective 45 days after publication in the Kansas Register. A summary of the proposed regulation and its economic impact follows.

**Article 31.—ALCOHOL AND DRUG ABUSE
TREATMENT PROGRAMS**

30-31-7. Administration. This regulation is being amended to require licensed and certified alcohol and drug abuse treatment programs to maintain, on an individual basis, adequate records for each counselor and staff member employed. The records must document counselor and other staff requirements described in the standards adopted by the secretary. The regulation is being further amended to require that each licensed and certified alcohol and drug abuse treatment program must document that each counselor has attained at least 60 clock hours of continuing education activities, as described in standards adopted by the secretary, for the two-year period beginning January 1, 1993 and for each succeeding two-year period and to make technical changes.

Economic Impact: The economic impact to SRS Alcohol and Drug Abuse Services will be negligible, as the procedures will be carried out as part of the regularly scheduled site visits to licensed and certified alcohol and drug treatment programs to determine compliance with existing standards. The personnel records are already examined for compliance with existing criteria and the review of criteria for counselors can be completed at the same time.

Those subjected to the rules and regulations and standards will be the treatment programs and counselor staff. It is estimated that there are not more than 1000 counselors in the licensed and certified programs statewide. This will require that the personnel files for these 1000 counselors be enhanced to contain docu-

mentation of education and experience required. Documentation should require no more than one hour per file yearly. Assuming average staff costs of \$5 per hour, the costs to programs would not exceed \$5,000 annually. This cost would be divided among approximately 375 licensed and certified program components.

In addition, approximately 300 of the 1000 counselors are estimated to not currently maintain the on-going educational requirements of the rules, regulations and standards. These counselors would incur new expenses in maintaining their employment. The cost of complying with the new criteria (30 to 90 clock hours of educational activities) for these counselors would average about \$250 each. The cost for 300 counselors to maintain the required criteria would be \$75,000 annually.

No other costs to the general public are anticipated; thus, the total cost to all involved in the implementation of the rules, regulations and standards are estimated at \$80,000 annually.

Copies of the regulation and the economic impact statement may be obtained from the Office of the Secretary at the address above, (913) 296-3969.

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

Donna L. Whiteman
Secretary of Social and
Rehabilitation Services

Doc. No. 013354,

State of Kansas

Board of Emergency Medical Services**Notice of Hearing on Proposed
Administrative Regulations**

A public hearing will be conducted at 1:30 p.m. Monday, May 24, at 1102 S. Hillside, Wichita, to consider the adoption of proposed permanent rules and regulations of the Board of Emergency Medical Services.

All interested parties may submit written comments prior to the hearing to the chairman of the Board of Emergency Medical Services, 109 S.W. 6th, Topeka 66603-3826. All interested parties will be given a reasonable opportunity at the hearing to present their views orally in regard to the adoption of the proposed regulations. In order to give all parties an opportunity to express their view, it may be necessary to request each participant to limit oral presentation to five minutes.

Following the hearing, all written and oral comments submitted by interested parties will be considered by the Board of Emergency Medical Services as the basis for making changes to the proposed regulations.

A summary of K.A.R. 109-2-5, 109-2-8, 109-5-1, 109-10-2 and 109-11-4 follows. Copies of the regulations and the economic impact statement may be obtained

by contacting the Board of Emergency Medical Services at the address above, (913) 296-7296.

Summary of Proposed Regulations

K.A.R. 109-2-5. Service Permit. Amendments to this regulation specify the garaging requirements for ambulances and the conditions for reporting vehicles out of service. Additional amendments address the length of time which patient care records shall be maintained by the operator and establish "medical review requirements" for monitoring the activities of the attendants, review of patient care forms, and participation by the services' medical advisor. The proposed amendments to this regulation shall additionally require ambulance services to develop and implement medical and operational protocols by January 1, 1994, and lists mandatory subject matter to be covered.

K.A.R. 109-2-8. Standards for ambulance vehicles and equipment. This regulation is amended to indicate the required markings on each ambulance which identifies the ambulance service. Additional amendments address equipment and supplies which must be carried on each licensed ambulance.

K.A.R. 109-5-1. Continuing education. The changes proposed in this regulation will eliminate a required annual meeting of instructor-coordinators (I/Cs). Additionally, there are some language clarifications which do not change the meaning of the regulation.

K.A.R. 109-10-2. Sponsoring organization. This new regulation spells out the responsibilities of organizations sponsoring initial courses of instruction for emergency medical services training.

K.A.R. 109-11-4. Emergency medical technician; intermediate course approval. The changes proposed in this regulation are intended to have the students enrolled in this level course gain experience starting IVs on people rather than on training mannequins only. Additionally, there are some language clarifications which do not change the meaning of the regulation and some references to other existing regulations.

Economic Impact Statement

K.A.R. 109-2-5. Service Permit. The amendment to the regulation addressing garaging for ambulances is meant to clarify the garaging requirements. Since all currently licensed ambulance services meet these requirements, there should be no economic impact.

The amendments addressing "medical review requirements" should not have an economic impact on larger ambulance services since these services are already performing medical review at or above the level proposed by this regulation. It is impossible to determine the costs of medical review with smaller ambulance services due to the wide variance of resources and manpower. In most cases, adherence to the minimum requirements of medical review should have a negligible economic impact.

The regulations proposing the development and implementation of medical and operational protocols should have no economic impact since models of these

protocols already exist and may be used without cost as a guide for individual service protocol development.

K.A.R. 109-2-8. Standards for ambulance vehicles and equipment. The proposed regulation requiring each licensed ambulance to be marked with the name or logo of the ambulance service should have a minimal economic impact. Most ambulances licensed in Kansas already meet or exceed this requirement. Ambulance services which do not meet this regulation will have a one time expense of \$40 to \$150 per ambulance.

The additional equipment requirements proposed by this regulation will also have a minimal economic impact. The majority of ambulance services licensed in Kansas already meet or exceed the proposed requirements. Ambulance services needing to purchase a portable trauma kit will have an expense of \$25 to \$100 per kit. The additional equipment contained in these kits are generally acquirable from the services' spare supplies.

The regulation requiring ambulance services to furnish blood borne and body fluid pathogen protection equipment is already mandated by federal law and enforced through the Occupational Safety and Health Administration. There will be no additional economic impact.

K.A.R. 109-5-1. Continuing education. The changes proposed in this regulation will eliminate a required annual meeting of instructor-coordinators (I/Cs) and therefore will eliminate costs to the I/Cs to attend this meeting. This will save each I/C approximately \$75 for travel and motel costs.

K.A.R. 109-10-2. Sponsoring organization. This new regulation spells out the responsibilities of organizations sponsoring initial courses of instruction for emergency medical services training. The fiscal impact lies in the provision of training equipment and supplies.

Sponsoring organizations which do not have the necessary training equipment will have a one time expense of \$5,000 to \$25,000 to purchase the equipment and supplies. The high variation in the costs is dependent upon what level course is to be sponsored.

Post-secondary educational institutions, which are the usual sponsors of these courses, receive funds from the Kansas State Board of Education to help offset these costs. Additionally, many of these institutions already have the necessary training equipment and will have no fiscal impact.

K.A.R. 109-11-4. Emergency medical technician; intermediate course approval. The changes proposed in this regulation are intended to have the students enrolled in this level course gain experience starting IVs on people rather than on mannequins only. Since the training programs already have their students start IVs on mannequins and there already is a requirement for the student to be in the clinical environment, there is no additional cost to the training program and therefore no fiscal impact.

Bob McDanel
Administrator

Doc. No. 013347

State of Kansas

**Department of Administration
Division of Purchases**

Notice to Bidders

Sealed bids for items hereinafter listed 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, May 3, 1993

29622

Kansas State University—Natural gas services

95730

Pittsburg State University—Asbestos removal services

95731

University of Kansas—Address printer and conveyor

95744

Department of Social and Rehabilitation Services—Floor covering

95789

Department of Social and Rehabilitation Services—Vending machines

95814

University of Kansas—Organ music recording and compact disc production

95815

University of Kansas—Furnish and install multimedia language learning system

95816

Wichita State University—Truck

Tuesday, May 4, 1993

A-7118

Kansas State University—Two pre-engineered metal buildings, Hays

29604

Statewide—Graduated compression stockings

29610

Department of Commerce and Housing—Microcomputer maintenance

29617

University of Kansas Medical Center—June (1993) meat products

29618

University of Kansas—June (1993) meat products

95754

Kansas State University—Laser printer

95755

Department of Administration—Aircraft painting

95756

Department of Administration, Division of Information Systems and Communications—Cartridge tape rack system

95757

Topeka State Hospital—Multistation access units (MAU)

95804

Kansas State University—Milo and corn

Wednesday, May 5, 1993

A-6980

Kansas Neurological Institute—Replace key locks, Sunflower and Pleasantview Cottages

29605

University of Kansas Medical Center—Cardiac catheter supplies (interventional)

95769

University of Kansas—Paper, printing and binding

95790

University of Kansas—Video pan/tilt equipment

Thursday, May 6, 1993

29612

University of Kansas—Boiler life safety studies

29616

University of Kansas Medical Center—Miscellaneous frozen foods

95778

Department of Transportation—Bituminous plant mix, Hutchinson

95779

Wichita State University—Utility vehicle

95781

University of Kansas Medical Center—Glassware washer

Friday, May 7, 1993

A-6951

Topeka State Hospital—Revamp dock at Southard Building

A-6981

Kansas Neurological Institute—Replace double metal doors with sliding doors

A-7094

Pittsburg State University—Hughes Hall remodeling, 2nd floor corridor

95780

Emporia State University—Microcomputers

95788

Department of Social and Rehabilitation Services—Vinyl sheeting

95799

Hutchinson Correctional Facilities—Building and roofing materials

95800

Lansing Correctional Facility—Perimeter security system

95810

Wichita State University—Battery powered floor scrubbers

95811

University of Kansas Medical Center—Electrosurgical generator

95812

Kansas State University—Self-propelled sprayer, Tribune

95813

Department of Revenue—Shredder/Baler

95824

Wichita State University—Loader/backhoe

95825

Kansas State University—Raid 5 disk subsystems, drive module and controller

Tuesday, May 11, 1993

A-7089(c)

Kansas Highway Patrol—Asbestos abatement—Training Academy, various locations in Salina

Wednesday, May 12, 1993

A-6758

University of Kansas Medical Center—Olathe Pavilion, traction elevator modernization

A-6982

Kansas Neurological Institute—Replace deteriorated concrete sidewalks

Thursday, May 13, 1993

A-7095

University of Kansas—Upgrade classrooms, various buildings

Monday, May 17, 1993

95768

Kansas Banking Department—Furnish and install LAN

Tuesday, June 1, 1993

29623

Adjutant General's Department—Property insurance, National Guard armories

Request for Proposals

Wednesday, May 5, 1993

29593

Space lease, Olathe area office, for the Department of Social and Rehabilitation Services

Friday, May 14, 1993

95809

Video and audio production for the Department of Transportation

Tuesday, May 25, 1993

29621

Investigation of contaminated sites in Brown County for the Department of Health and Environment

Jack R. Shipman
Director of Purchases

Doc. No. 013350

State of Kansas

Department on Aging

Request for Proposals

The Kansas Department on Aging requests proposals for the Senior Community Service Employment Program funded under Title V of the Older Americans Act, as amended. The program covers an eight-county area, including Butler, Cowley, Harper, Harvey, Kingman, Reno, Sedgwick and Sumner. Organizations interested in receiving a formal RFP package should contact Richard Hernandez, Kansas Department on Aging, Room 122-S, Docking State Office Building, 915 S.W. Harrison, Topeka 66612-1500, (913) 296-4986. Completed proposals are due by 5 p.m. May 12.

Joanne E. Hurst
Secretary of Aging

Doc. No. 013338

State of Kansas

Department of Health and Environment

Notice of Available Grants

The Kansas Department of Health and Environment announces that grants are available for community-based early intervention services to infants and toddlers with disabilities and their families. Applications should include a service plan, budget and narrative, and appendix documenting community agreements for service provision. Federal funds through Part H of PL 99-457 are available July 1, 1993.

Recommendations regarding awards will be made to the Director of Health by an interagency team and will be based on how Kansas can best achieve an equitable distribution of service coverage statewide. Allocation of funds will be partially determined by projected numbers of children and families to be served within a defined geographical area. Contracts with KDHE will be required and are contingent upon receipt of Part H federal funding through the U.S. Office of Special Education Programs.

Applications must be postmarked no later than May 17 or may be hand-delivered no later than 4:30 p.m. May 17.

Additional information and application materials may be requested by contacting Marnie Campbell, Coordinator, Infant-Toddler Services, Kansas Department of Health and Environment, 10th Floor, Landon State Office Building, 900 S.W. Jackson, Topeka 66612-1290, (913) 296-6135; 1-800-332-6262 V/TDD.

Robert C. Harder
Secretary of Health and Environment

Doc. No. 013357

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permit

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, tentative permits have been prepared for discharges to the waters of the United States and the state of Kansas for the applicants described below. The tentative determinations for permit content are based on preliminary staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization to discharge subject to certain effluent limitations and special conditions.

Public Notice No. KS-AG-93-48

Name and Address of Applicant	Legal Description	Receiving Water
John C. Short 8461 S. Ohio Assaria, KS 67415-0301 Kansas Permit No. A-SHSA-B003	SW 1/4, Sec. 6, T16S, R2W, Saline County	Smoky Hill River Basin

The feedlot has capacity for approximately 500 cattle and a contributing drainage area of approximately 5.9 acres. This is a new facility.

Runoff Control Facilities: Feedlot runoff is impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of 2.9 acre-feet.

Compliance Schedule: None, existing control adequate.

Written comments on the proposed determinations may be submitted to Bethel Spotts, Permit Clerk, or Dorothy Geisler (agricultural permits), Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Topeka 66620. All comments postmarked or received on or before May 22 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-93-48) and the name of applicant as listed when preparing comments.

If no objections are received, during the public notice period, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61. Media coordination (newspapers, radio) for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The application, proposed permit, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other

information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 740, Forbes Field, Topeka, from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Robert C. Harder
Secretary of Health
and Environment

Doc. No. 013359

State of Kansas

Department of Health and Environment

Notice of Proposed Permit Action

The Secretary of Health and Environment is proposing to issue an air emission source construction permit in accordance with K.A.R. 28-19-14 (permits required) to Kalkaska Construction Service, Inc., Kalkaska, Michigan, to install and operate a portable contaminated soils remediator to be initially located at the Exxon Chemical Distribution Facility, 2315 Railroad Ave., Great Bend.

Written materials, including the permit application and information relating to the application submitted by Kalkaska, 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 May 20 by contacting Peter Denning, Air Quality District Representative, North Central District KDHE Office, Salina, (913) 827-9639. 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. Hinthier, 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 May 20.

Robert C. Harder
Secretary of Health
and Environment

Doc. No. 013358

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, KDOT, Topeka, until 10 a.m. C.S.T. May 20, 1993, and then publicly opened:

District One—Northeast

Chase—9 X-1758-01—Atchison, Topeka and Santa Fe Railway from Kansas City to the Chase/Butler county line, signing. (Federal Funds)

Douglas—23 U-1419-01—U.S. 59 at University and 21st Street in Lawrence, intersection improvement. (Federal Funds)

Nemaha—66 C-2958-01—County road, Bern north to the state line, 3.7 miles, grading and surfacing. (Federal Funds)

Riley—81 C-2755-01—County road, 2 miles northwest of the U.S. 24 and K-13 intersection, then north, 0.4 mile, grading. (Federal Funds)

Shawnee—89 C-2157-01—County road, 1 mile north and 7.2 miles east of Rossville, then east, 2.6 miles, grading, bridge and surfacing. (Federal Funds)

Shawnee—70-89 K-3343-04—I-70 and I-470 ramps and I-70 and U.S. 75 interchange, 0.8 mile, seeding. (State Funds)

Shawnee—470-89 K-3831-03—I-470, from the junction of I-70, southeast to the junction of Wanamaker Road (U.S. 75), 1.3 miles, seeding. (Federal Funds)

Shawnee—70-89 K-3344-02—I-70 and I-470, east to 2,000 feet east of the west junction of U.S. 75, 1.3 miles, seeding. (Federal Funds)

Statewide—K-5056-01—Santa Fe, Oregon Trail, and Frontier byways, signing. (Federal Funds)

District Two—Northcentral

Jewell—45 C-3034-01—County road, 1.5 miles south and 1.8 miles east of Formosa, then east, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

Mitchell—62 C-2769-01—County road, 0.5 mile east and 2 miles south of Beloit, then north, 0.3 mile, grading and bridge. (Federal Funds)

District Three—Northwest

Decatur—83-20 K-4225-01—U.S. 83, Victoria Street to Commercial Street in Oberlin, 0.3 mile, surfacing. (State Funds)

Norton—69 C-2384-01—County road, 0.5 mile west of Norton, then west, bridge replacement. (Federal Funds)

District Four—Southeast

Anderson—169-2 K-2875-01—U.S. 169, south fork Pottawatomie Creek, bridge 13, 8 miles northeast of U.S. 169B, bridge replacement. (Federal Funds)

District Five—Southcentral

Barber—4 X-1759-01—Atchison, Topeka and Santa Fe Railway from the Chase/Butler county line to Kiowa, signing. (Federal Funds)

Cowley—160-18 X-1549-02—South Kansas and Oklahoma Railway crossing of U.S. 160 east of Cambridge, grading and surfacing. (Federal Funds)

Cowley—160-18 X-1548-02—South Kansas and Oklahoma Railway crossing of U.S. 160 west of Burden, grading and surfacing. (Federal Funds)

Sedgwick—15-87 K-5014-01—K-15 and Madison in Derby, traffic signal. (State Funds)

Sedgwick—296-87 K-5278-01—K-296, 4.3 miles west of FAS 610, then east 0.3 mile, 0.3 mile, surfacing. (State Funds)

Sedgwick—54-87 K-5013-01—U.S. 54 and 199th Street in Goddard, traffic signal. (State Funds)

Sedgwick—87 U-1361-01—Maple Street bridge over Cowskin and Westlink tributaries, bridge replacement. (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. 013364

State of Kansas

State Corporation Commission

Notice of Hearing

The State Corporation Commission has directed that a hearing be conducted (pursuant to K.S.A. 1992 Supp. 55-603, 55-604, 55-703 and K.S.A. 55-703(a)) to allow the following to show cause as to why their basic proration orders should not be dissolved:

- In the matter of establishing a well spacing pattern in the Lansing-Kansas City Oil Reservoir of the Beeson Field, Rawlins County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 70,030-C (C-9772)
- In the matter of the application of Mull Drilling Company, Inc. for a basic proration order for a newly discovered common source of supply of oil in the Lansing-Kansas City Formation in Rawlins County, Kansas. Docket No. 84,692-C (C-14,514)
- In the matter of establishing a well spacing pattern in the Lansing-Kansas City Oil Reservoir of the Wilhelm Field in Rawlins County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 62,585-C (C-7660)
- In the matter of the application of Coastal Oil and Gas Corporation for an order establishing a well spacing pattern in the Cherokee Oil Pool, in Rawlins County, Kansas, and establishing allowables for wells producing therefrom. Docket No. 138,816-C (C-20,399)
- In the matter of the application of Edward J. Cahoj, dba Cahoj Oil & Gas, for an order establishing a well spacing pattern in the Celia South (Lansing-Kansas City) Oil Pool in Rawlins County, Kansas, and establishing allowables for wells producing therefrom. Docket No. 144,806-C (C-20,918)
- In the matter of establishing a well spacing pattern in the Lansing-Kansas City Oil Reservoir of the Albion North Field, Reno County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 71,070-C (C-10,125)
- In the matter of establishing a well spacing pattern in the Viola-Simpson Oil Reservoir of the Albion North Field, Reno County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 71,071-C (C-10,126)
- In the matter of establishing a well spacing pattern in the Misener Sand Oil Reservoir of the Castleton Field, Reno County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 66,547-C (C-8818)
- In the matter of establishing a well spacing pattern in the Viola Oil Reservoir of the Friendship Field, Reno County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 69,869-C (C-9728)
- In the matter of establishing a well spacing pattern in the Pennsylvania Conglomerate Oil Reservoir of the Sterling Southwest Field, Reno County Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 67,097-C (C-8959)
- In the matter of the application of National Cooperative Refinery Association for an order establishing a 40-acre well spacing pattern in unnamed pool (Kansas City formation) in Reno County, Kansas, and establishing appropriate allowables for wells drilled therein. Docket No. 113,856-C (C-18,976)
- In the matter of the application of Rock Island Oil & Refining Co., Inc. for an order establishing a well spacing pattern and well location restrictions in the Arbuckle Formation, being a separate common source of supply of oil and casing-head gas in the Hampton N. E. Pool, Rush County, Kansas and for the establishment of appropriate allowables for wells drilled therein. Docket No. 82-902-C (C-13,984)
- In the matter of the application of Frontier Oil Company for a basic proration order and well spacing pattern for a common source of supply of oil in the Lansing-Kansas City Formation in an area in Rush County, Kansas. Docket No. 83,714-C (C-14,218)
- In the matter of the application of McClure Oil Company, for a basic proration order for a common source of supply of oil in the Cherokee Sand Formation in Rush County, Kansas. Docket No. 83,868-C (C-14,242)
- In the matter of the application of Holly Resources Corporation for a basic proration order and well spacing pattern for a common source of supply of oil in the Cherokee Formation in Rush County, Kansas. Docket No. 85,989-C (C-14,864)
- In the matter of establishing a well spacing pattern in the Mississippi Oil Reservoir of the Schadel Field, Ness, Pawnee, and Rush counties, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 76,873-C (C-11,955)
- In the matter of the application of Pubco Petroleum Corporation for a basic proration order and well spacing pattern for a common source of supply of oil in the Cherokee Formation in Rush County, Kansas. Docket No. 88,698-C (C-15,431)
- In the matter of establishing a well spacing pattern in the Basal Pennsylvania Cherokee Oil Reservoir of the Shiley North Field, Rush County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 67,543-C (C-9087)
- In the matter of establishing a well spacing pattern in the Lansing-Kansas City Oil Reservoir of the Stremel Field, Rush County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 78,929-C (C-12,634)
- In the matter of establishing a well pattern in the Mississippi Oil Reservoir of the Cephas Field, Stafford County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 75,431-C (C-11,558)
- In the matter of establishing a well spacing pattern in the Lansing-Kansas City Oil Reservoir of the Green Ridge Field, Stafford County, Kansas, and for

- the establishment of appropriate allowables for wells drilled therein. Docket No. 70,345-C (C-9894)
- In the matter of establishing a well spacing pattern in the Simpson Sand Oil Reservoir of the Harter Field, Stafford County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 68,117-C (C-9187)
 - In the matter of establishing a well spacing pattern in the Lansing-Kansas City Oil Reservoir of the Haynes East Field, Stafford County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 73,447-C (C-10,912)
 - In the matter of establishing a well spacing pattern in the Mississippi Oil Reservoir of the Haynes East Field, Stafford County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 73,448-C (C-10,913)
 - In the matter of establishing a well spacing pattern in the Pennsylvania Conglomerate Oil Reservoir of the Max North Field, Stafford County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 75,827-C (C-11,691)
 - In the matter of establishing a well spacing pattern in the Lansing-Kansas City Oil Reservoir of the Vogel Pool, Stafford County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 64,174-C (C-8132)
 - In the matter of establishing a well spacing pattern in the Lansing-Kansas City Oil Reservoir of the Waters Field, Stafford County, Kansas and for the establishment of appropriate allowables for wells drilled therein. Docket No. 72,249-C (C-10,489)
 - In the matter of the application of Mobil Oil Corporation for an order establishing rules and regulations relating to the formation of drilling units, well spacing and location, and assignment of allowables, production, sale and conservation of oil in the Lower Chester Formation in certain lands in Stevens County, Kansas. Docket No. 142,805-C (C-20,674)
 - In the matter of establishing rules and regulations relating to the production, sale and conservation of crude oil in the Mississippi Reservoir in the Center Field in Stevens County, Kansas. Docket No. 70,014-C (C-9761)
 - In the matter of the application of Douglas Energy Company, Inc. for an order establishing a well spacing pattern for a Lower Chester Sand Oil Pool in Stevens County, Kansas, and establishing allowables for wells producing therefrom. Docket No. 143,189-C (C-20,727)
 - In the matter of the application of Cities Service Oil & Gas Corporation for an order establishing a basic proration order for the St. Louis Formation in the Southeast Quarter (SE/4) of Section 33, and the South Half (S/2) of Section 34, Township 34 South, Range 35 West, and the North Half (N/2) of Section 03 and the NE/4 of Section 04, Township 35 South, Range 35 West, Stevens County, Kansas. Docket No. 152,804-C (C-22,130)
 - In the matter of establishing rules and regulations relating to the production, sale and conservation of crude oil in the Mississippi Reservoir of the Voorhees Field in Stevens County, Kansas. Docket No. 76,361-C (C-11,832)
 - In the matter of establishing a well spacing pattern in the Lansing-Kansas City Oil Reservoir of the Brookover Field, Scott County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 71,881-C (C-10,383)
 - In the matter of establishing rules and regulations relating to the production, sale and conservation of crude oil in the Marmaton Reservoir of the Crist Field, in Scott, Finney and Kearny counties, Kansas. Docket No. 79,614-C (C-12,899)
 - In the matter of establishing a well spacing pattern in the Marmaton Oil Reservoir of the Newby Field, Scott County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 65,329-C (C-8470)
 - In the matter of establishing a well spacing pattern in the Lansing-Kansas City Oil Reservoir of the Newby Field, Scott County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 65,328-C (C-8469)
 - In the matter of the application of Dorset Company for a basic proration order and well spacing pattern for a common source of supply of oil in the Kansas City or Lansing-Kansas City Formation in the Alfalfa Pool, Harper County, Kansas. Docket No. 81,197-C (C-13,417-C)
 - In the matter of establishing a well spacing pattern in the Mississippi Oil Reservoir of the Newby Field, Scott County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 65,330-C (C-8471)
 - In the matter of establishing a well spacing pattern in the Mississippi Oil Reservoir of the Bauer Field, Harper County, Kansas, and for the establishment of appropriate allowables for wells drilled therein. Docket No. 78,189-C (C-12,412)
 - In the matter of the application of Anadarko Production Company for an order establishing rules and regulations relating to the formation of drilling units, well spacing and location, production, sale and conservation of oil in the Morrow and Chester Formations in certain lands in Haskell County, Kansas. Docket No. 105,720-C (C-17,990)
- The hearing will be at 9 a.m. Thursday, May 20, 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. 013339

State of Kansas

Board of Technical Professions

Notice of Meeting

The State Board of Technical Professions will meet Friday, April 30, at the Landon State Office Building, 900 S.W. Jackson, Topeka. The Professional Engineer and the Land Surveyor Committee will meet at 8 a.m. in Room 511. The Architect and Landscape Architect Committee will meet at 10 a.m. in Room 108. The full board will meet at the conclusion of the committee meetings in Room 108. All meetings are open to the public.

Betty L. Rose
Executive Director

Doc. No. 013336

State of Kansas

Office of the State Treasurer

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 75-4210 as amended per 1992 Session Laws of Kansas, Chapter 146. These rates and their uses are defined in K.S.A. 75-4201(l), 12-1675(b)(c)(d) and K.S.A. 75-4209(a)(1)(B), as amended by the 1992 Legislature.

Effective 4-26-93 through 5-3-93

Term	Rate
0-90 days	3.11%
3 months	2.88%
6 months	3.02%
12 months	3.26%
24 months	3.76%
36 months	4.31%
48 months	4.76%

Sally Thompson
State Treasurer

Doc. No. 013340

(Published in the Kansas Register, April 22, 1993.)

Summary Notice of Bond Sale
City of Atchison, Kansas
\$620,000

Sewer System Revenue Bonds, Series 1993A

Sealed Bids

Subject to the notice of bond sale dated April 19, 1993, and preliminary official statement dated April 19, 1993, sealed bids will be received by the finance director of the city of Atchison, Kansas (the issuer), on behalf of the governing body at City Hall, 515 Kansas Ave., Atchison, KS 66002, until 3 p.m. C.D.T. on May 3, 1993, for the purchase of \$620,000 principal amount of Sewer System Revenue Bonds, Series

1993A. 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 May 1, 1993, and will become due on September 1 in the years as follows:

Year	Principal Amount
1995	\$25,000
1996	30,000
1997	30,000
1998	30,000
1999	35,000
2000	35,000
2001	40,000
2002	40,000
2003	40,000
2004	45,000
2005	50,000
2006	50,000
2007	55,000
2008	55,000
2009	60,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1994.

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 \$12,400 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about May 28, 1993, at such location as may be specified by the successful bidder.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the finance director, (913) 367-5081, or from the financial advisor, George K. Baum & Company, Twelve Wyandotte Plaza, 120 W. 12th, Kansas City, MO 64105, 1-800-821-7195.

Dated April 19, 1993.

City of Atchison, Kansas

Doc. No. 013355

State of Kansas

Kansas Inc.

Notice of Meeting

The Kansas Inc. Board will meet from noon to 3 p.m. Wednesday, April 28, at Kansas Inc., 632 S.W. Van Buren, Suite 100, Topeka. The meeting is open to the public.

Charles R. Warren
President, Kansas Inc.

Doc. No. 013337

(Published in the Kansas Register, April 22, 1993.)

**Summary Notice of Bond Sale
Unified School District 437
Shawnee County, Kansas
(Auburn-Washburn)
\$13,700,000
General Obligation Bonds
Series 1993**

(general obligation bonds payable from
unlimited ad valorem taxes)

Sealed Bids

Subject to the official notice of bond sale and the preliminary official statement, sealed bids will be received by the clerk of Unified School District 437, Shawnee County, Kansas (Auburn-Washburn), on behalf of the Board of Education at the school district board office, 5928 S.W. 53rd, Topeka, until 11:30 a.m. Central Time on Tuesday, May 4, 1993, for the purchase of \$13,700,000 principal amount of General Obligation Bonds, Series 1993. 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, 1993, and will become due serially on September 1 in the years as follows:

Year	Principal Amount
1994	\$ 165,000
1995	425,000
1996	445,000
1997	470,000
1998	495,000
1999	525,000
2000	550,000
2001	585,000
2002	615,000
2003	650,000
2004	685,000
2005	720,000
2006	760,000
2007	800,000
2008	845,000
2009	890,000
2010	940,000

2011	990,000
2012	1,045,000
2013	1,100,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1994.

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 \$274,000 (2 percent of the principal amount of the bonds).

Delivery

The school district 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 15, 1993, at such bank or trust company in the state of Kansas or in Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere will be made at the expense of the successful bidder.

Assessed Valuation and Indebtedness

The school district's equalized assessed tangible valuation for computation of bonded debt limitations for the year 1992 was \$179,592,066. The total general obligation indebtedness of the school district as of the date of the bonds, including the bonds being sold, is \$39,315,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Overland Park, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the school district, 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 Howard Shuler, Superintendent, 5928 S.W. 53rd, Topeka, KS 66610, (913) 862-0419; from the financial advisor, B. C. Christopher, a division of Fahnstock & Co., Inc., 534 Kansas Ave. Topeka, KS 66603, Attention: John McArthur, (913) 235-9281; or from Gilmore & Bell, P.C., Bond Counsel, 6800 College Blvd., Financial Plaza II, Suite 150, Overland Park, KS 66211-1533, (913) 661-0001.

Dated April 19, 1993.

Unified School District 437
Shawnee County, Kansas
(Auburn-Washburn)

By Coreena Barth, Clerk
Unified School District 437
5928 S.W. 53rd
Topeka, KS 66610
(913) 862-0419

Doc. No. 013361

State of Kansas

Private Industry Council

Notice of Meeting

The monthly meeting of the corporate board of the Kansas Private Industry Council, Service Delivery Area III, will be at 8 a.m. Thursday, April 22, in the Kansas Private Industry Council conference room, Suite 1025, Gateway Centre Tower II, 400 State Ave., Kansas City, Kansas. The public is invited to attend.

Ann Conway
Executive Director

Doc. No. 013335

(Published in the Kansas Register, April 22, 1993.)

Notice of Bond Sale
\$93,000
City of Weir, Kansas
General Obligation Bonds
Series A, 1993
(Internal Improvements)

Sealed Bids

Sealed bids for the purchase of \$93,000 principal amount of General Obligation Bonds, Series A, 1993 (Internal Improvements), of the city hereinafter described, will be received by the undersigned, city clerk of the city of Weir, Kansas, on behalf of the governing body of the city at Weir City Hall until 8 p.m. C.D.T. on Tuesday, May 4, 1993. 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 \$1,000 or any integral multiple thereof. The bonds will be dated May 1, 1993, and will become due serially on May 1 in the years as follows:

Year	Principal Amount
1994	\$4,000
1995	4,000
1996	4,000
1997	5,000
1998	5,000
1999	5,000
2000	6,000
2001	6,000
2002	6,000
2003	7,000
2004	7,000
2005	8,000
2006	8,000
2007	9,000
2008	9,000

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 May 1

and November 1 in each year, beginning on May 1, 1994.

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 May 1, 2002, and thereafter will be subject to redemption and payment prior to maturity on May 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 \$1,000 principal amount by the paying agent and bond registrar in such equitable manner as it shall designate), at the principal amount thereof, plus accrued interest to the redemption date, without premium.

Whenever the city is to select the bonds for the purpose of redemption, it shall, in the case of bonds in denominations greater than \$1,000, if less than all of the bonds then outstanding are to be called for redemption, treat each \$1,000 of face value of each such fully registered bond as though it were a separate bond of the denomination of \$1,000.

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 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 index of treasury bonds published by *The Bond Buyer*, successor to *MuniWeek*, in New York, New York, on the Monday next preceding the day on which the bonds are sold, plus 2 percent. No supplemental interest payments will be authorized. No bid of less than the principal amount of the bonds and accrued interest will be considered. Each bid shall specify the total interest cost to the city during the life of the bond issue on the basis of such bid, the premium, if any, offered by the bidder, and the net interest cost to the city on the basis of such bid. Each bid shall also specify the average annual net interest rate to the city on the basis of such bid. Bidders shall specify in the bid form the prices (exclusive of accrued interest), expressed as a dollar price, at which the bidder intends that each 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 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 an 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 May 20, 1993, at such bank or trust company in the state of Kansas or 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

(continued)

submitted in writing by the successful bidder to the city and bond registrar not later than 5 p.m. C.D.T. on May 17, 1993. In the absence of such information, the city will deliver bonds in the denomination of each maturity registered in the name of the successful bidder.

The successful bidder shall furnish the city by 5 p.m. C.D.T. on May 17, 1993, 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 \$1,860, 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.

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 8 p.m. C.D.T. on Tuesday, May 4, 1993.

Date and Delivery of Preliminary and Final Official Statement

The city has authorized the preparation and disbursement of a preliminary official statement contain-

ing 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 the 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, Cooper Malone McClain, Inc., 100 N. Main, Suite 510, Wichita, KS, (316) 264-2400.

Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property within the city for the year 1993 \$1,090,684. The total general obligation bonded indebtedness of the city as of the date of the bonds, including the bonds, is \$260,000, including, as of the date of the bonds, temporary notes outstanding in the principal amount of \$92,000, of which \$92,000 will be retired out of the proceeds of the bonds herein offered for sale. In accordance with the financial advisor's agreement with the city, the financial advisor will be submitting a bid or participating in a group submitting a bid for the purchase of the bonds.

Dated April 13, 1993.

City of Weir, Kansas
Saundra S. Stricklin
City Clerk
City Hall
P.O. Box 78
Weir, KS 66781
(316) 396-8214

Doc. No. 013349

(Published in the Kansas Register, April 22, 1993.)

**Summary Notice of Bond Sale
City of Conway Springs, Kansas
\$120,000**

**General Obligation Bonds, Series 1993-1
(general obligation bonds payable from
unlimited ad valorem taxes)**

Sealed Bids

Subject to the notice of bond sale dated April 22, 1993, and preliminary official statement dated April 22, 1993, sealed bids will be received by the city clerk of Conway Springs, Kansas (the issuer), on behalf of the governing body at City Hall, 208 W. Spring, Conway Springs, KS 67031, until 7 p.m. C.D.T. on May 6, 1993, for the purchase of \$120,000 principal amount of General Obligation Bonds, Series 1993-1. 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 May 1, 1993, and will become due on October 1 in the years as follows:

Year	Principal Amount
1994	\$10,000
1995	10,000
1996	10,000
1997	10,000
1998	10,000
1999	10,000
2000	15,000
2001	15,000
2002	15,000
2003	15,000

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 April 1 and October 1 in each year, beginning on April 1, 1994.

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 \$2,400 (2 percent of the principal amount of the bonds).

Delivery

The issuer 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 16, 1993, 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 1992

is \$3,123,891. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$470,000.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the city clerk, (316) 456-2345, or from the financial advisor, George K. Baum & Company, One Main Place, Suite 810, Wichita, KS 67202, Attention: Charles M. Bouilly, (316) 264-9351.

Dated April 22, 1993.

City of Conway Springs, Kansas

Doc. No. 013343

(Published in the Kansas Register, April 22, 1993.)

**Summary Notice of Bond Sale
City of Manhattan, Kansas
\$1,579,000**

**General Obligation Bonds, Series 193
(general obligation bonds payable from
unlimited ad valorem taxes)**

Sealed Bids

Subject to the notice of bond sale dated April 22, 1993, and preliminary official statement dated April 22, 1993, sealed bids will be received by the city clerk of Manhattan, Kansas (the issuer), on behalf of the governing body at City Hall, 1101 Poyntz, Manhattan, KS 66502, until 4 p.m. C.D.T. on May 4, 1993, for the purchase of \$1,579,000 principal amount of General Obligation Bonds, Series 193. 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, except one bond in the denomination of \$4,000. The bonds will be dated May 1, 1993, and will become due on November 1 in the years as follows:

Year	Principal Amount
1994	\$ 84,000
1995	85,000
1996	90,000
1997	100,000
1998	100,000
1999	105,000
2000	115,000
2001	120,000
2002	125,000
2003	135,000
2004	40,000

(continued)

2005	45,000
2006	45,000
2007	45,000
2008	50,000
2009	55,000
2010	55,000
2011	60,000
2012	60,000
2013	65,000

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 November 1 and May 1 in each year, beginning on November 1, 1993.

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 \$31,580 (2 percent of the principal amount of the bonds).

Delivery

The issuer 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 17, 1993, at such bank or trust company in the contiguous United States of America 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 1992 is \$159,531,496. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$30,581,200.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the city clerk, (913) 537-1583, or from the financial advisor, George K. Baum & Company, One Main Place, Suite 810, Wichita, KS 67202, Attention: Charles M. Bouilly, (316) 264-9351.

Dated April 22, 1993.

City of Manhattan, Kansas

Doc. No. 013344

(Published in the Kansas Register, April 22, 1993.)

Summary Notice of Bond Sale City of Atchison, Kansas \$1,330,000

Water System Revenue Bonds, Series 1993A

Sealed Bids

Subject to the notice of bond sale dated April 19, 1993, and preliminary official statement dated April 19, 1993, sealed bids will be received by the finance director of the city of Atchison, Kansas (the issuer), on behalf of the governing body at City Hall, 515 Kansas Ave., Atchison, KS 66002, until 3 p.m. C.D.T. on May 3, 1993, for the purchase of \$1,330,000 principal amount of Water System Revenue Bonds, Series 1993A. 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 May 1, 1993, and will become due on September 1 in the years as follows:

Year	Principal Amount
1995	\$ 35,000
1996	35,000
1997	40,000
1998	40,000
1999	45,000
2000	50,000
2001	50,000
2002	55,000
2003	55,000
2004	60,000
2005	65,000
2006	70,000
2007	75,000
2008	80,000
2009	80,000
2010	85,000
2011	95,000
2012	100,000
2013	105,000
2014	110,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1994.

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 \$26,600 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about May 28, 1993, at such location as may be specified by the successful bidder.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the finance director, (913) 367-5081, or from the financial advisor, George K. Baum & Company, Twelve Wyandotte Plaza, 120 W. 12th, Kansas City, MO 64105, 1-800-821-7195.

Dated April 19, 1993.

City of Atchison, Kansas

Doc. No. 013356

(Published in the Kansas Register, April 22, 1993.)

**Summary Notice of Bond Sale
Unified School District 266
Sedgwick County, Kansas (Maize)
\$10,000,000
General Obligation Bonds, Series 1993
(general obligation bonds payable from
unlimited ad valorem taxes)**

Sealed Bids

Subject to the notice of bond sale dated April 22, 1993, and preliminary official statement dated April 22, 1993, sealed bids will be received by the clerk of Unified School District 266, Sedgwick County, Kansas (Maize) (the issuer), on behalf of the governing body at 201 S. Park, Maize, KS 67101, until 11 a.m. C.D.T. on April 29, 1993, for the purchase of \$10,000,000 principal amount of General Obligation Bonds, Series 1993. 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 May 1, 1993, and will become due on September 1 in the years as follows:

Year	Principal Amount
1996	\$ 80,000
1997	100,000
1998	175,000
1999	225,000

2000	280,000
2001	350,000
2002	415,000
2003	490,000
2004	530,000
2005	580,000
2006	630,000
2007	685,000
2008	740,000
2009	800,000
2010	865,000
2011	940,000
2012	1,015,000
2013	1,100,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1994.

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 \$200,000 (2 percent of the principal amount of the bonds).

Delivery

The issuer 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 May 27, 1993, at such bank or trust company in the contiguous United States of America 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 1992 is \$65,360,997. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$14,775,000.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (316) 722-0614, or from the financial advisor, Ranson Capital Corporation, 120 S. Market, Suite 450, Wichita, KS 67202, Attention: Stephen E. Shogran, (316) 262-4955.

Dated April 22, 1993.

Unified School District 266
Sedgwick County, Kansas (Maize)

Doc. No. 013360

(Published in the Kansas Register, April 22, 1993.)

**Summary Notice of Bond Sale
Unified School District 251
Lyon County, Kansas
\$3,950,000**

**General Obligation Bonds, Series 1993
(general obligation bonds payable from
unlimited ad valorem taxes)**

Sealed Bids

Subject to the notice of bond sale, sealed bids will be received by the clerk of Unified School District 251, Lyon County, Kansas, on behalf of the governing body at 614 Main, Americus, KS 66835, until 11 a.m. Central Time on Monday, May 3, 1993, for the purchase of \$3,950,000 principal amount of General Obligation Bonds, Series 1993.

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 May 1, 1993, and will become due on November 1 in the years as follows:

Year	Principal Amount
1994	\$ 80,000
1995	190,000
1996	200,000
1997	210,000
1998	225,000
1999	235,000
2000	250,000
2001	265,000
2002	275,000
2003	290,000
2004	310,000
2005	325,000
2006	345,000
2007	365,000
2008	385,000

The bonds will bear interest from the date of the bonds at rates to be determined when the bonds are sold as provided below, which interest will be payable semiannually on May 1 and November 1 in each year, beginning on May 1, 1994.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a certified check drawn on a bank located in the United States of America in the amount of \$79,000 (2 percent of the principal amount of the bonds).

Delivery

The district will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder and paid for by the district, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (316) 443-5116; from the financial advisor, Mark Twain Bank, Public Finance Division, 106 W. 11th, Suite 130, Kansas City, MO 64141, Attention: Jeff Ray, (816) 421-4440; or from Gilmore & Bell, P.C., Bond Counsel, 6800 College Blvd., Financial Plaza II, Suite 150, Overland Park, KS 66211-1533, (913) 661-0001.

Dated April 12, 1993.

Unified School District 251
Lyon County, Kansas
By Mary Oliver
Clerk
P.O. Box 527
Americus, KS 66835
(316) 443-5116

Doc. No. 013341

(Published in the Kansas Register, April 22, 1993.)

**Summary Notice of Bond Sale
\$600,000**

Scott County, Kansas

**General Obligation Hospital Improvement Bonds
(general obligation water system bonds payable
from unlimited ad valorem taxes)**

Details of the Sale

Subject to the terms and conditions of the complete official notice of bond sale dated as of April 22, 1993, of Scott County, Kansas, sealed, written bids shall be received at the offices of the county commissioners, Scott County Courthouse, 303 Court, Scott City, KS 67871, until 11 a.m. C.D.T. on Monday, May 3, 1993, for the purchase of the county's General Obligation Hospital Improvement Bonds, Series 1993, which are hereinafter described. All bids shall be publicly opened, read aloud and considered on said date and at said time and shall be immediately thereafter acted upon by the board of county commissioners of the county.

No oral or auction bids for the bonds shall be considered, and no bids for less than the entire amount of the bonds shall be considered.

Bids shall be accepted only on the official bid form which has been prepared for these bonds, which may be obtained from the county clerk or from First Securities of Kansas, Inc., Wichita, Kansas, the county's financial advisor. Bids may be submitted by mail or may be delivered in person and must be received at the place and no later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the county and shall be in the amount of \$12,000, which is equal to 2 percent of the principal amount of the bonds.

Details of the Bonds

The bonds to be sold are in the aggregate principal amount of \$600,000. The bonds shall be issued as fully

registered bonds in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount of the bonds maturing in any year. The bonds shall bear a dated date of May 1, 1993. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. Certain of the bonds shall be subject to redemption prior to their respective maturities as set forth in the official notice of bond sale.

Interest on the bonds shall be payable semiannually on May 1 and November 1 of each year, commencing May 1, 1994, and the bonds shall mature serially on May 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date
\$30,000	1995
30,000	1996
30,000	1997
35,000	1998
35,000	1999
35,000	2000
40,000	2001
45,000	2002
50,000	2003
50,000	2004
55,000	2005
55,000	2006
55,000	2007
55,000	2008

Payment of Principal and Interest

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

Security for the Bonds

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

Delivery of the Bonds

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the county to the successful bidder, or at its direction, on or about May 12, 1993, at such location in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

Legal Opinion

The bonds will be sold subject to the legal opinion of Hinkle, Eberhart & Elkouri, L.L.C., Wichita, Kansas,

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

Financial Matters

The county's assessed valuation for the year 1992 is as follows:

Assessed valuation of taxable tangible property.....	\$42,872,800
Taxable value of motor vehicles	<u>5,436,930</u>
Equalized assessed tangible valuation for computation of bonded debt limitations.....	<u>\$48,309,730</u>

On June 1, 1992, the county's outstanding bonded indebtedness, not including the bonds described herein, will be in the amount of \$35,940.

Official Statement

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

Additional information

For additional information regarding the county, the bonds and the sale, interested parties are invited to request copies of the complete official notice of bond sale and the county's preliminary official statement and official bid form for the bonds, all of which may be obtained from the undersigned or from the county's financial advisor by contacting Theron Froggatte, Vice President, First Securities Company of Kansas, Inc., 200 Hardage Center, 100 S. Main, Wichita, KS 67202, (316) 262-4411.

Scott County, Kansas
 By Janet L. Kuhlman, County Clerk
 Scott County Courthouse
 303 Court
 Scott City, KS 67871
 (316) 872-2420

Doc. No. 013362

(Published in the Kansas Register, April 22, 1993.)

Notice of Bond Sale
\$8,950,000
General Obligation School Improvement Bonds
Series 1993
of
Unified School District 348
Douglas County, Kansas

Unified School District 348, Douglas County, Kansas, will receive sealed bids addressed to Donna Saile, district clerk, at the district office, 416 Quayle, Box 67, Baldwin City, KS 66006-0067, until 11:30 a.m. local time on Thursday, May 6, 1993, for the purchase of \$8,950,000 General Obligation School Improvement Bonds, Series 1993, of the school district, at which time and place such bids will be publicly opened and read. No oral or auction bids will be considered.

Terms of the Bonds

The bonds will be dated June 1, 1993, and will mature serially on September 1 in the years and in the amounts set forth below. The bonds will consist of fully registered bonds, each in the denomination of \$5,000 or integral multiples thereof not exceeding the principal amount of bonds maturing on the same maturity date. Interest will be payable semiannually on March 1 and September 1 in each year (the interest payment dates), commencing March 1, 1994.

The bonds will become due on the stated maturity dates as follows:

Principal Amount	Maturity Date September 1:
\$220,000	1995
285,000	1996
310,000	1997
330,000	1998
345,000	1999
365,000	2000
385,000	2001
410,000	2002
435,000	2003
460,000	2004
485,000	2005
515,000	2006
555,000	2007
585,000	2008
595,000	2009
620,000	2010
660,000	2011
690,000	2012
700,000	2013

Bonds maturing on September 1, 2003, and thereafter will be subject to redemption prior to maturity at the option of the school district, as a whole or in part, in inverse order of maturity (selection of bonds for partial redemption of bonds of the same maturity to be by lot in \$5,000 amounts in a manner as the bond registrar deems appropriate) on September 1, 2002, or on any interest payment date thereafter, at the redemption price of 100 percent of the principal amount of bonds redeemed (without premium), plus

accrued interest to the redemption date. If the school district elects to redeem and pay any of the bonds prior to maturity, the school district, or the bond registrar acting on behalf of the school district, shall give written notice of the intention to redeem and pay the bonds on a specified redemption date, such bonds being described by number, principal amount and maturity, which notice shall be given at least 30 days prior to the redemption date by: (a) United States certified mail addressed to the paying agent and to the registered owner of each bond called, and (b) publication of the notice once in the official newspaper of the state of Kansas. Whenever a bond is called for redemption and payment as aforesaid, interest on that bond shall cease from and after the date for which call is made, providing funds are available for its payment.

The principal of the bonds will be payable at the principal office of the Kansas State Treasurer (the paying agent and bond registrar) to the registered owners thereof upon presentation of the bonds for payment and cancellation. Interest on the bonds will be payable to the registered owners appearing on the books maintained by the bond registrar as of the 15th day of the month preceding each interest payment date (the record dates). The fees of the bond registrar for registration and transfer of the bonds will be paid by the school district.

Conditions of Bids

Bids for the bonds which specify the rate or rates of interest at which the bidder will pay not less than par and accrued interest for the bonds will be received. The same rate will 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. The difference between the highest and lowest rates specified in any bid will not exceed $2\frac{1}{2}$ percent. No interest rate will exceed the maximum interest rate allowed by Kansas law, said rate being the index of treasury bonds published in the *MuniWeek* in New York, New York, on May 3, 1993, plus 2 percent. Bids of less than par and accrued interest and bids for less than the entire issue of bonds will not be considered.

As further conditions of the bid: (a) the number and denominations of bonds and names of the registered owners to be shown on the bonds initially delivered must be submitted in writing by the successful bidder to the bond registrar not later than June 7, 1993; (b) one week prior to the delivery of the bonds, the successful bidder shall furnish to the district the reoffering prices (excluding interest and expressed as dollar prices) to the public; and (c) a certificate stating that a substantial amount (i.e., 10 percent or more) of the bonds has been or will be sold to the public (excluding bondhouses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers) at such reoffering prices must be executed by the successful bidder and furnished to the school district at the time of closing.

Bid Form and Good Faith Deposit

Bids will be submitted on the official bid form which may be obtained from the district or financial advisor,

will be addressed to the district clerk at the district office at the address set forth above, and will be marked "Bond Bid." Each bid will specify the total interest cost to the school district and the average annual net interest rate on the basis of such bid. The net interest cost to the school district will be determined by subtracting the amount of the premium, if any, from the total interest cost and will be stated as a dollar amount in the bid. The school district will be entitled to rely on such dollar amount as stated in the bid as the basis for determining the lowest net interest cost bid. If there is any discrepancy between the net interest cost and the average annual interest rate specified, the specified net interest cost will govern and the rates specified in the bid will be adjusted accordingly.

Each bid must be accompanied by a certified or cashier's check in the amount of \$179,000 made payable to Treasurer, Unified School District 348, Douglas County, Kansas. In the event a bidder whose bid is accepted fails to carry out the contract to purchase the bonds, said deposit will be forfeited to the school district. The checks of unsuccessful bidders will be returned promptly.

Award of Bid

The school district reserves the right to reject any and all of the bids and to waive any irregularities, provided that no variation in the maturity schedule will be accepted. Unless all bids are rejected, the bonds will be awarded to the bidder whose proposal results in the lowest net interest cost to the school district.

Delivery of the Bonds

Delivery of the bonds will be made to the successful bidder on or before June 15, 1993, at any bank in the state of Kansas or Kansas City, Missouri, at the expense of the school district. Delivery elsewhere will be made at the expense of the purchaser. The purchase price, including accrued interest from the date of the bonds to the date of delivery, will be paid at delivery or the good faith deposit will be forfeited. Payment for the bonds will be made in Federal Reserve funds or other immediately available funds not later than 11 a.m. C.D.T. on the day of delivery. The purchaser will be furnished with a complete transcript of proceedings evidencing the authorization and issuance of the bonds and the usual closing documents, which will include a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity.

Approval of Bonds/Tax Exemption

The bonds will be sold subject to the unqualified approving opinion of Cosgrove, Webb & Oman, bond counsel, of Topeka, Kansas, a copy of whose opinion will be printed on the reverse side of each bond. Manually signed originals of the opinion will be furnished without expense to the purchaser of the bonds at the delivery thereof. The cost of the opinion of bond counsel and the expense of printing the bonds will be paid by the school district. Bond counsel's legal opinion will contain a statement to the effect that the bonds are issued pursuant to K.S.A. 72-6761, 75-2315 *et seq.* and 10-101 *et seq.*, as amended, and will constitute general

obligations of the school district, payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the school district.

The opinion will state that the interest on the bonds is, under existing law, excludable from gross income for federal income tax purposes and is not an item of tax preference for purposes of the federal alternative minimum tax imposed on individuals and corporations, provided that for the purpose of computing alternative minimum taxes imposed on corporations, bond interest is taken into account in determining adjusted current earnings. The opinion set forth herein is subject to the compliance by the district with all requirements of the Internal Revenue Code of 1986, as amended, which must be satisfied subsequent to the issuance of the bonds in order that interest thereon be, and continue to be, excluded from gross income for federal income tax purposes; failure to comply with those requirements could cause the interest on the bonds to be included in federal gross income retroactive to the date of issuance of the bonds. The district will covenant to comply with all such requirements. The opinion will state that interest on the bonds is excluded from the computation of Kansas adjusted gross income. No opinion concerning tax consequences other than stated above will be given.

Related Federal Tax Matters

Prospective bond purchasers are advised that: (a) with some exceptions, Section 265 of the code denies a deduction for interest on indebtedness incurred or continued to purchase or hold the bonds; (b) with respect to insurance companies subject to the tax imposed by Section 831 of the code, Section 832 of the code reduces the deduction for loss reserves by a percentage of the sum of certain items which include interest on the bonds; (c) for taxable years beginning before January 1, 1996, interest on the bonds earned by some corporations might be subject to the environmental tax imposed by Section 59A of the code; (d) interest on the bonds earned by certain foreign corporations doing business in the United States could be subject to the tax imposed by Section 884 of the code; (e) passive investment income, including interest on the bonds, may be subject to federal income taxation under Section 1375 of the code for Subchapter S corporations that have Subchapter C earnings and profits if greater than 25 percent of the gross receipts of the Supchapter S corporation is passive investment income; and (f) Section 86 of the code requires recipients of certain Social Security and Railroad Retirement benefits to take receipts or accruals of interest on the bonds into account in determining gross income. Bondholders should consult their tax advisors with respect to the above.

The school district will designate the bonds as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the code.

(continued)

Valuation and Bonded Indebtedness

The equalized valuation of property within the district for the year 1992 is as follows:

Equalized assessed valuation of taxable tangible property	\$22,562,051
Tangible valuation of motor vehicles	\$ 4,408,354
Equalized assessed tangible valuation for computation of bonded debt limitations	\$26,970,405

The district will have, on May 1, 1993, a bonded indebtedness of \$925,000, and, upon the issuance of the bonds described herein, its indebtedness will be \$9,875,00.

CUSIP Identification Numbers, Rating and Insurance

The district anticipates that CUSIP identification numbers will be printed on the bonds. All expenses in relation to printing of CUSIP numbers on the bonds and the expenses charged by the CUSIP Service Bureau for the assignment of said numbers shall be the responsibility of and shall be paid for by the school district.

The school district has not applied for a rating on the bonds.

The school district has applied for a commitment for municipal bond insurance for the bonds. The bonds may be purchased with or without this insurance at the option of the successful bidder. All expenses associated with the purchase of this insurance and rating agency fees will be the responsibility of the successful bidder. The insurance policy, if purchased, will insure timely payment of the principal and interest on the bonds.

Preliminary Official Statement and Official Statement

The district has prepared a preliminary official statement, copies of which may be obtained from the school district's financial advisor. Upon the sale of the bonds, the school district will furnish the successful bidder with a reasonable number of copies of the final official statement without additional cost, upon request.

Official Information

Further information and additional copies of this notice of bond sale and the official bid form may be obtained from John C. McArthur, B. C. Christopher Securities Co., One Townsite Plaza, 6th and Kansas Ave., Topeka, KS 66603, (913) 235-9281, the school district's financial advisor.

Dated April 28, 1993.

Unified School District 348
Douglas County, Kansas
By Donna Saile, Clerk
Board of Education

Doc. No. 013376

State of Kansas

**Board of Examiners
in Optometry****Permanent Administrative
Regulations****Article 4.—GENERAL PROVISIONS**

65-4-3. Fees. The following fees shall be collected by the board:

(a) Fee for initial license examination	\$ 150.00
(b) Fee for first retaking of license examination	\$ 50.00
(c) Fee for second and subsequent retaking of license examination	\$ 30.00
(d) Fee for license issued by examination	\$ 25.00
(e) Fee for reciprocal license	\$ 75.00
(f) (1) Fee for annual renewal of license	\$ 110.00
(2) Fee to obtain license renewal upon first failure to renew license prior to expiration date	\$ 250.00
(3) Fee to obtain license renewal upon second and subsequent failure to renew license prior to expiration date	\$ 300.00

(Authorized by K.S.A. 74-1504(a)(6); implementing K.S.A. 1991 Supp. 65-1505 and K.S.A. 1991 Supp. 65-1509; effective May 18, 1992; amended June 7, 1993.)

65-4-4. Notice to board. A licensee shall provide notice to the board in writing within 20 days of the following:

- the licensee's conviction of a felony, whether or not related to the practice of optometry;
- the revocation, suspension or limitation of a licensee's license to practice optometry in another state, territory, nation or the District of Columbia;
- the censure of the licensee by the proper licensing authority of another state, territory, nation or the District of Columbia;
- a finding by a court of competent jurisdiction that the licensee is mentally ill, disabled, not guilty by reason of insanity or incompetent to stand trial;
- sanctions or disciplinary actions taken against the licensee by a peer review committee, medical care facility or professional association or society;
- adverse action for acts or conduct similar to acts or conduct which would constitute grounds for disciplinary action under the optometry law taken against the licensee by another state or licensing jurisdiction, a peer review body, a medical care facility, a professional association or society, a governmental agency, by a law enforcement agency or a court;
- surrender of the licensee's license or authorization to practice optometry in another state or jurisdiction or surrender of the licensee's membership on any professional staff or in any professional association or society;
- an adverse judgment, award or settlement against the licensee resulting from a medical liability claim. (Authorized by and implementing K.S.A. 74-1504(a)(6); effective May 18, 1992; amended June 7, 1993.)

Phillip Erzen, O.D.
President of the Board

Doc. No. 013363

State of Kansas

Board of Regents

Permanent Administrative
RegulationsArticle 10.—TAX-SHELTERED ANNUITY
PROGRAM

88-10-4. Same; contracts. The voluntary tax-sheltered annuity program and annuities, contracts, and certificates associated with the voluntary tax-sheltered annuity program shall be separate from and in addition to the retirement program described in K.S.A. 74-4925(1)(b) and K.S.A. 74-4925(1)(c), and any amendments thereto. The voluntary tax-sheltered annuity contracts shall comply with sections 401(g) and 403(b) of the internal revenue code of 1986 [26 U.S.C. § 401(g) and 403(b), as amended by P.L. 99-514]. No voluntary tax-sheltered plan shall be offered to any eligible employee until the company offering the plan has submitted verification to the executive officer of the board of regents or the executive officer's designee that:

(a) the plan meets the requirements of section 403(b) of the internal revenue code of 1986 [26 U.S.C. § 403(b), as amended by P.L. 99-514]; and

(b) there are five employees contractually committed to participation in the company's voluntary tax-sheltered plan. Such contracts shall not provide any element of life insurance nor for premium waiver benefits. (Authorized by and implementing K.S.A. 1991 Supp. 74-4925; effective, E-74-12, Dec. 28, 1973; effective May 1, 1975; amended, T-85-31, Nov. 14, 1984; amended May 1, 1985; amended June 7, 1993.)

Article 11.—TAX-SHELTERED ANNUITY
PROGRAMS FOR PERSONS COVERED BY
K.S.A. 74-4925b

88-11-5. Same; conditions and limitations on programs. The voluntary tax-sheltered annuity program and annuities, contracts and certificates associated with the voluntary tax-sheltered annuity program shall be separate from the basic retirement program described in K.S.A. 74-4919, and any amendments thereto. The voluntary tax-sheltered annuity contracts shall comply with sections 401 (g) and 403 (b) of the internal revenue code of 1986 [26 U.S.C. §§ 401(g) and 403(b), as amended by P.L. 99-514]. No voluntary tax-sheltered plan shall be offered to any eligible employee until the company offering the plan has submitted verification to the executive officer of the board of regents or the executive officer's designee that:

(a) the plan meets the requirements of section 403(b) of the internal revenue code of 1986 [26 U.S.C. § 403(b), as amended by P.L. 99-514]; and

(b) there are five employees contractually committed to participation in the company's voluntary tax-sheltered plan. Such contracts shall not provide any element of life insurance nor for premium waiver benefits. (Authorized by and implementing K.S.A. 74-4925b; effective, E-74-34, July 2, 1974; effective May 1, 1975;

amended, T-85-31, Nov. 14, 1984; amended May 1, 1985; amended June 7, 1993.)

Ted Ayres
General Counsel

Doc. No. 013342

State of Kansas

Board of Mortuary Arts

Permanent Administrative
RegulationsArticle 1.—EMBALMING; CONTINUING
EDUCATION OF EMBALMERS AND
FUNERAL DIRECTORS

63-1-3. Registration and apprenticeship. (a) In order to be granted an embalmer license the following educational requirements must be met: Each applicant shall enroll in an approved school of mortuary science offering at least an AA degree in mortuary science, while accumulating during this training at least 30 semester hours in mortuary science.

(b) Each person desiring to enter the practice of embalming dead human bodies within the state of Kansas shall apply to the board for a "certificate of registration" in order to take the embalmer's examination. Application forms provided by the board shall be used. Each application form shall be accompanied by:

(1) Official transcripts from approved institutions of higher learning showing the applicant has met the educational requirements of K.S.A. 65-1701a as amended, or their equivalent;

(2) verification that the applicant completed a mortuary science program that results in at least an AA degree in mortuary science and is accredited by the American board of funeral service education; and

(3) the fee as prescribed in K.A.R. 63-4-1.

(c) The applicant may file a "certificate of completion" in lieu of a transcript if a transcript is unavailable at the time of application. A transcript must be filed with the board prior to beginning the apprenticeship.

(d) Upon passing the examination, each applicant shall be registered under a licensed embalmer who shall be approved by the board for an embalmer apprenticeship. Each licensee under whom an apprentice is registered shall file quarterly reports of progress with the board. Upon successful completion of the apprenticeship and payment of the pro-rated biennial fee, an embalmer's license shall be issued by the board.

(e) Each transcript and record filed with the board shall become part of the board's permanent files and records.

(f) If the applicant does not pass the examination within two years from the date of first application, that application shall automatically be canceled. Time served in the armed forces shall not be counted in computing this period. If the applicant desires to re-apply, the applicant shall make a new application in accordance with subsection (a).

(continued)

(g) If an apprentice embalmer fails to complete the apprenticeship within two years following the successful completion of the examination, the apprenticeship shall be canceled. Time served in the armed forces shall not be counted in computing this period. If the applicant later desires to complete the apprenticeship, the applicant shall first retake and pass the embalmer's examination.

(h) Each applicant who passes the examination shall receive credit toward the apprenticeship for time spent in the armed forces if the applicant's primary duties were preparation of, and caring for, dead human bodies under the supervision of a person holding a valid embalmer's license in any state. The supervising licensee shall certify as to the duties of the applicant.

(i) Each embalmer apprentice shall serve full time. (Authorized by K.S.A. 44-543, K.S.A. 44-573, K.S.A. 74-1704; implementing K.S.A. 65-1702, K.S.A. 65-1701a, K.S.A. 65-1727; effective Jan. 1, 1966; amended Jan. 1, 1967; amended Jan. 1, 1969; amended Jan. 1, 1974; amended, E-76-14, Feb. 28, 1975; amended May 1, 1976; amended May 1, 1978; amended May 1, 1982; amended May 1, 1983; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended June 26, 1989; amended March 19, 1990; amended Jan. 6, 1992; amended June 7, 1993.)

63-1-4. Examination. (a) Only applicants who have met the requirements of K.S.A. 65-1701a and K.A.R. 63-1-3 may take the embalmer examination. Each examination shall include two subjects: funeral service science and funeral service arts. Each applicant shall pass all subjects to be eligible for apprenticeship and licensure.

(b) Any applicant who fails the examination, may appear at a subsequent embalmer's examination and complete the examination on the subjects that the applicant failed. The applicant shall be required to pay for each subsequent examination. If the applicant fails in any subjects in the second examination, the applicant may make a new application for which the applicant shall pay another examination fee. The applicant shall then be eligible to complete the examination and an additional examination in any failed subjects.

(c) This regulation shall take effect on and after July 1, 1993. (Authorized by K.S.A. 74-1704; implementing K.S.A. 65-1701a; effective Jan. 1, 1966; amended May 1, 1978; amended May 1, 1987; amended June 26, 1989; amended March 19, 1990; amended July 1, 1993.)

Article 3.—PREPARATION AND TRANSPORTATION OF BODIES, BURIAL IN MAUSOLEUMS AND FUNERAL ESTABLISHMENTS

63-3-10. Death from infectious or contagious diseases. (a) Each embalmer and funeral director shall, at all times, undertake and be responsible for appropriate precautionary measures to prevent the spread of infectious or contagious diseases from deceased human bodies to employees of mortuary establishments, persons contracted to provide services involved in the

preparation and handling of dead human bodies, and to the general public.

(b) When death has occurred from any infectious or contagious disease, the body shall be handled and prepared by a licensed Kansas embalmer. If any infectious or contagious disease occurred, or was reasonably suspected to be present, the body shall be embalmed and placed in a casket or suitable combustible container prior to transporting and burial. Any body dead from infectious or contagious disease may be cremated or buried without embalming if final disposition takes place within 24 hours of death as long as no health hazard will result. Each unembalmed body to be buried within 24 hours following death shall be placed in a metal-lined, hermetically sealed container prior to burial. Each unembalmed body to be cremated within 24 hours following death shall be placed in a suitable combustible container. (Authorized by and implementing K.S.A. 65-1712, K.S.A. 74-1704; effective Jan. 1, 1969; amended May 1, 1978; modified, L. 1979, ch. 353, May 1, 1979; amended May 1, 1988; amended June 7, 1993.)

63-3-11. Preparation and transportation of dead human bodies. A dead human body shall not be transported by private conveyance or common carrier until the following conditions are met. (a) Any unembalmed body released by the family or proper authority, other than a body dead with an infectious or contagious disease, may be transported by private conveyance within the state of Kansas if:

(1) A certificate of death has been filed according to laws and regulations set forth by the Kansas state department of health and environment; and

(2) after the body has been released to a funeral director, any transportation is supervised personally by the funeral director.

(b) In addition to meeting the requirements of subsection (a), each body dead with an infectious or contagious disease shall be handled pursuant to K.A.R. 63-3-10 prior to being transported by private conveyance or common carrier.

(c) A body dead from any cause may be transported by common carrier if:

(1) The body has been prepared and properly disinfected by arterial and cavity injection with an approved disinfecting fluid having a minimum phenol coefficient equal to that of a five percent formaldehyde solution. The amount of the fluid injected shall not be less than $\frac{1}{10}$ of the body weight;

(2) all body orifices have been disinfected and plugged with dry cotton;

(3) the body has been washed with five percent formaldehyde or other disinfectant of equivalent coefficient; and

(4) the body is encased in a shipping case which is acceptable under the rules of the common carrier.

(d) A body dead from any cause may be interred or cremated without embalming if interment or cremation is within 24 hours of death. A reasonable period of time beyond 24 hours may be permitted if:

(1) religious beliefs, laws or customs do not permit transportation or interments on Sabbath or holy days; and

(2) no health hazard or nuisance will result from such a delay. Each body dead with an infectious or contagious disease shall be handled pursuant to K.A.R. 63-3-10.

(e) A body dead from any cause other than infectious or contagious disease may be interred or cremated without embalming if embalming would violate personal or religious beliefs and a health hazard or nuisance will not result. An unembalmed body may be retained in storage at a constant temperature of less than 40 degrees Fahrenheit. When that body is removed from storage and transported, the body shall reach its final destination within 24 hours following the removal from storage. If the body is placed in a metal or metal-lined hermetically sealed container immediately after death, the body may be considered an embalmed body, for the purpose of transportation.

(f) If a casket has not been used in the preparation and transportation of a body that is to be cremated, the body shall be placed in a suitable combustible container which shall be permanently closed before being released to a receiving crematory.

(g) This regulation shall not apply to bodies donated to the university of Kansas school of medicine. (Authorized by and implementing K.S.A. 65-1712, K.S.A. 74-1704, K.S.A. 65-1723; effective Jan. 1, 1960; amended, E-72-6, Dec. 17, 1971; amended Jan. 1, 1973; amended May 1, 1976; amended May 1, 1978; modified, L. 1979, ch. 353, May 1, 1979; amended Jan. 6, 1992; amended June 7, 1993.)

63-3-19. Establishment license and branch establishment licenses; biennial renewal. (a) Each establishment and branch establishment license shall be renewed on a biennial basis.

(b) Each establishment and branch establishment license shall be renewed prior to its expiration date according to the first letter of the establishment and branch establishment license surname, as follows:

(1) H through J and T through Z shall expire on March 31.

(2) E through G and R through S shall expire on June 30.

(3) C and D and N through Q shall expire on September 30.

(4) A and B and K through M shall expire on December 31.

Each license with a surname beginning with letters A through J shall expire in odd-numbered years; K through Z shall expire in even-numbered years.

(c) Upon a change of ownership, name or location of any establishment or branch establishment, the owner shall apply for and receive an establishment or branch establishment license before conducting funeral business. The owner shall also submit a report of any prefinanced funeral agreements which were transferred with the establishment.

(d) Each initial establishment or branch establishment license fee shall be charged on a pro rata basis to the nearest whole month under subsection (b).

(e) Each establishment or branch establishment renewal shall be judged delinquent on midnight of the expiration date and may only be renewed after that day by payment of the renewal fee and a reinstatement fee in the amount equal to the renewal fee. (Authorized by K.S.A. 65-1730; implementing K.S.A. 65-1729 and K.S.A. 65-1730; effective, E-80-17, Oct. 17, 1979; effective May 1, 1980; amended May 1, 1985; amended Jan. 6, 1992; amended June 7, 1993.)

Article 4.—FEES

63-4-1. Payment of fees. (a) The following fees shall be charged by the Kansas state board of mortuary arts:

Embalmer's examination fee	\$160.00
Partial embalmer's examination fee	\$ 80.00
Embalmer's reciprocity application fee	\$250.00
Embalmer's biennial license & renewal fee	\$ 96.00
Apprentice embalmer's registration fee	\$ 50.00
Funeral director's examination fee	\$150.00
Funeral director's reciprocity application fee	\$250.00
Funeral director's biennial license & renewal fee	\$168.00
Assistant funeral director's application fee	\$ 75.00
Assistant funeral director's biennial license & renewal fee	\$120.00
Funeral Establishment and branch establishment biennial license and renewal fee.....	\$300.00

(Authorized by and implementing K.S.A. 65-1727; effective May 1, 1983; amended May 1, 1986; amended May 1, 1987; amended, T-88-43, Jan. 1, 1988; amended May 1, 1988; amended Jan. 6, 1992; amended June 7, 1993.)

Douglas "Mack" Smith
Executive Secretary

Doc. No. 013348

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, April 22, 1993.)

HOUSE BILL No. 2405

AN ACT concerning counties; relating to the sale of property; amending K.S.A. 1992 Supp. 19-211 and repealing the existing section.

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

Section 1. K.S.A. 1992 Supp. 19-211 is hereby amended to read as follows: 19-211. (a) Except for any property belonging to a county law enforcement department and as otherwise provided in this section, no property, the value of which is more than \$50,000, belonging to any county shall be sold or disposed of by any board of county commissioners without a unanimous vote of such commissioners and public notice of such sale or disposition ~~containing the time, place and conditions thereof having been given. Such notice shall state~~

(continued)

the time or date of the sale or disposition or the date after which the property will be offered for sale or disposal, the place of the sale or disposition and the terms and conditions of the sale or disposition. Such notice shall be published at least once each week for three consecutive weeks prior thereto to the sale or disposition in the official newspaper of the county. Such sale shall be made to the highest bidder except that the property shall be sold or disposed of publicly, in the manner deemed prudent by the board of county commissioners, to the person or entity tendering the highest and best bid as determined by the board. The board of county commissioners shall have the right to reject any or all bids.

If, within 45 days after the first publication of such notice the notice of sale or disposition a petition signed by not less than 2% of the qualified electors of the county is filed with the county election officer, such real property shall not be sold or disposed of unless the proposition of sale or disposal of such property shall first be submitted to a vote of the electors of the county at a question submitted election called therefor. The election shall be called, noticed and held in the manner provided by K.S.A. 10-120, and amendments thereto, or at a general election. If a majority of the votes cast at any such election authorizes any sale or disposition, such sale or disposition shall be made upon the notice hereinbefore prescribed by publication, to the highest bidder, except that person or entity tendering the highest and best bid, as determined by the board. The board of county commissioners shall have the right to reject any or all bids.

(b) If the board of county commissioners rejects all bids or if no bids are received, the board may proceed to sell or dispose of the property publicly, in the manner deemed prudent by the board, to the person or entity tendering the highest and best bid or offer as determined by the board. If the notice of sale or disposition has been previously published in the manner set forth in subsection (a), no further notice of sale shall be published before the property is sold or disposed of pursuant to this subsection. When property of the county is sold or disposed of pursuant to this subsection, the board shall cause to be published as a part of the statement required by K.S.A. 19-227, and amendments thereto, a detailed account of such sale or disposition which shall list such property, the person who acquired the property and the purchase price.

(c) If the value of the property does not exceed \$1,000, such notice by publication shall not be required prior to the sale or disposition of such property. When property of the county having a value of more than \$50 but not more than \$1,000 is sold or disposed of, the board of county commissioners shall cause to be published as a part of the statement required by K.S.A. 19-227, and amendments thereto, a detailed account of such sale or disposition which shall list such property, the person who acquired the property and the purchase price.

(d) Upon a finding by the board that any property is no longer required, or cannot prudently be used for public purposes of the county, the board, by a unanimous vote, may sell or dispose of such property, the value of which does not exceed \$50,000, by public or private sale or by negotiation, as determined by the board. Notice of the board's intent to sell or dispose of such property shall be published at least two times in the official county newspaper. Such notice shall include the time, place and conditions of such sale or disposition.

(e) The board, by unanimous vote, may sell or dispose of any real property interest belonging to the county, including any interest derived through dedication, plat, condemnation, reversion, abandonment, reservation or tax foreclosure, which the board determines, after notice and public hearing, to be surplus property not required for public use, and to be unmarketable property. Such property interest may be sold or disposed of by the county by the adoption of a resolution providing that the interest of the county shall be vacated and transferring by quitclaim, without benefit of warranties of title, whatever right, title or interest the county has or may have in the property. The resolution shall provide for the reservation to the county and the owners of any lesser property rights for public utilities, the rights-of-way and easements for public

service facilities which are in existence and in use across the property. Upon adoption of the resolution, the property interests vacated and conveyed shall revert to and vest in the owners of the real estate immediately abutting thereon, in proportion to the frontage of such land, except in cases where such land may have been acquired for public use in a different proportion, in which event it shall revert and vest in the owner of the adjoining real estate in the same proportion that it was acquired.

Following the adoption of the resolution, the county clerk shall record the conveyance upon the transfer records of the county and shall cause a notice of the transfer to be published at least two times in the official county newspaper and to be sent by certified mail to each owner of the adjoining real estate to whom the property is being transferred, at the address where the owner's tax statement is sent. A copy of the transfer and the notice shall be recorded with the register of deeds of the county, and no fee shall be charged by the county clerk or the register of deeds recording the transfer.

(f) In the event of any sale or disposition of real property pursuant to the authority under this section, the board, in its discretion, may enter into and execute contracts for sale or lease-purchase agreements for a term of not more than five years.

(g) The provisions of this section shall not apply to or restrict the conveyance of real property by any county to the state of Kansas, the title to which was previously conveyed to such county by the state of Kansas.

(h) The provisions of this section shall not apply to or restrict the conveyance of real property by any county to a nonprofit corporation organized under the laws of Kansas if such real property is acquired and conveyed by the county for the purpose of development of an industrial or business park on such real property comprised of businesses engaged in: (1) Manufacturing articles of commerce; (2) conducting research and development; or (3) storing or processing goods or commodities. If the real property is to be conveyed for an amount which is less than the amount the county paid to acquire such property, the board of county commissioners shall publish a notice of its intent to convey such property. The notice shall include a description of the property, the cost of acquiring the property and the amount for which such property is to be conveyed. Such notice shall be published once each week for three consecutive weeks in the official county newspaper. If, within 45 days after the first publication of such notice a petition signed by not less than 2% of the qualified electors of the county is filed with the county election officer, such property shall not be conveyed unless the proposition of sale or disposal of such property is submitted to and approved by a majority of the qualified voters of the county at an election called therefor. The election shall be called, noticed and held in the manner provided by K.S.A. 10-120, and amendments thereto, or at a general election.

(i) The provisions of this section shall not apply to or restrict the conveyance of real property by any county to a port authority if such real property is acquired and conveyed by the county for the purpose of development of an industrial, commercial or business park on such real property. The board of county commissioners shall publish a notice of its intent to convey such property. The notice shall include a description of the property, the cost of acquiring the property and the amount for which the property is to be conveyed. Such notice also shall include the time and date of the public hearing at which the board proposes to consider the conveyance of such property. Such notice shall be published at least once in the official county newspaper. Following the public hearing, the board of county commissioners may convey such property.

(j) Whenever it is required by this section that the board of county commissioners approve a sale or disposition of property by unanimous vote and a county has a five-member board, such board may approve a sale or disposition of property by a 4/5 majority.

Sec. 2. K.S.A. 1992 Supp. 19-211 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, April 22, 1993.)

HOUSE BILL No. 2093

AN ACT concerning confidentiality of tax information; authorizing the disclosure of information for certain limited purposes; amending K.S.A. 75-5133 and K.S.A. 1992 Supp. 79-3234 and repealing the existing sections.

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

Section 1. K.S.A. 75-5133 is hereby amended to read as follows: 75-5133. (a) Except as otherwise more specifically provided by law, all information received by the director of taxation from applications for licensure or registration made or returns or reports filed under the provisions of any law imposing any excise tax administered by the director, or from any investigation conducted under such provisions, shall be confidential, and it shall be unlawful for any officer or employee of the department of revenue to divulge any such information except in accordance with other provisions of law respecting the enforcement and collection of such tax, in accordance with proper judicial order and as provided in K.S.A. 74-2424, and amendments thereto.

(b) Nothing herein shall be construed to prohibit the publication of statistics, so classified as to prevent identification of particular reports or returns and the items thereof, or the inspection of returns by the attorney general. Nothing in this section shall prohibit the post auditor from access to all such excise tax reports or returns in accordance with and subject to the provisions of subsection (g) of K.S.A. 46-1106, and amendments thereto. Nothing in this section shall be construed to prohibit the disclosure of the taxpayer's name, social security number, last known address and total tax liability, including penalty and interest, from excise tax returns to a debt collection agency contracting with the secretary of revenue pursuant to K.S.A. 75-5140 to 75-5143, inclusive, and amendments thereto.

(c) Notwithstanding the foregoing provisions of this section, the director of taxation may provide such information from returns and reports filed under article 42 of chapter 79 of the Kansas Statutes Annotated to county appraisers as is necessary to insure proper valuations of property. Information from such returns and reports may also be exchanged with any other state agency administering and collecting conservation or other taxes and fees imposed on or measured by mineral production. *Nothing in this section shall prohibit the disclosure of oil and gas production statistics.*

(d) Any person receiving any information under the provisions of subsection (b) or (c) of this section shall be subject to the confidentiality provisions of subsection (a) of this section and to the penalty provisions of subsection (e) of this section.

(e) Any violation of this section shall be a class B misdemeanor, and if the offender is an officer or employee of this state, such officer or employee shall be dismissed from office.

Sec. 2. K.S.A. 1992 Supp. 79-3234 is hereby amended to read as follows: 79-3234. (a) All reports and returns required by this act shall be preserved for three years and thereafter until the director orders them to be destroyed.

(b) Except in accordance with proper judicial order, or as provided in subsection (c) or in K.S.A. 17-7511, subsection (g) of K.S.A. 46-1106, K.S.A. 46-1114, or K.S.A. 79-32, 153a, and amendments thereto, it shall be unlawful for the director, any deputy, agent, clerk or other officer, employee or former employee of the department of revenue or any other state officer or employee or former state officer or employee to divulge, or to make known in any way, the amount of income or any particulars set forth or disclosed in any report, return, federal return or federal return information required under this act; and it shall be unlawful for the director, any deputy, agent, clerk or other officer or employee engaged in the administration of this act to engage in the business or profession of tax accounting or to accept employment, with or without consideration, from any person, firm or corporation for the purpose, directly or indirectly, of preparing tax returns or reports required by the laws of the state of Kansas, by any other state or by the United States government, or to accept any employment for the purpose of advising, preparing material or data, or the auditing of books or records to be used in an effort to defeat or cancel any tax or part

thereof that has been assessed by the state of Kansas, any other state or by the United States government.

(c) Nothing herein shall be construed to prohibit the publication of statistics, so classified as to prevent the identification of particular reports or returns and the items thereof, or the inspection of returns by the attorney general or other legal representatives of the state. Nothing in this section shall prohibit the post auditor from access to all income tax reports or returns in accordance with and subject to the provisions of subsection (g) of K.S.A. 46-1106 or K.S.A. 46-1114, and amendments thereto. Nothing in this section shall be construed to prohibit the disclosure of the taxpayer's name, social security number, last known address and total tax liability, including penalty and interest, from income tax returns to a debt collection agency contracting with the secretary of revenue pursuant to K.S.A. 75-5140 through 75-5143, and amendments thereto. Nothing in this section shall be construed to prohibit the disclosure of job creation and investment information derived from tax schedules required to be filed under the Kansas income tax act to the secretary of commerce. *Nothing in this section shall be construed to prohibit the disclosure of the taxpayer's name, last known address and residency status to the department of wildlife and parks to be used solely in its license fraud investigations.* Any person receiving any information under the provisions of this subsection shall be subject to the confidentiality provisions of subsection (b) and to the penalty provisions of subsection (d).

(d) Any violation of subsection (b) or (c) is a class B misdemeanor and, if the offender is an officer or employee of the state, such officer or employee shall be dismissed from office.

(e) Notwithstanding the provisions of this section, the secretary of revenue may permit the commissioner of internal revenue of the United States, or the proper official of any state imposing an income tax, or the authorized representative of either, to inspect the income tax returns made under this act and the secretary of revenue may make available or furnish to the taxing officials of any other state or the commissioner of internal revenue of the United States or other taxing officials of the federal government, or their authorized representatives, information contained in income tax reports or returns or any audit thereof or the report of any investigation made with respect thereto, filed pursuant to the income tax laws, as the secretary may consider proper, but such information shall not be used for any other purpose than that of the administration of tax laws of such state, the state of Kansas or of the United States.

(f) Notwithstanding the provisions of this section, the secretary of revenue may:

(1) Communicate to the executive director of the Kansas lottery information as to whether a person, partnership or corporation is current in the filing of all applicable tax returns and in the payment of all taxes, interest and penalties to the state of Kansas, excluding items under formal appeal, for the purpose of determining whether such person, partnership or corporation is eligible to be selected as a lottery retailer; and

(2) communicate to the executive director of the Kansas racing commission as to whether a person, partnership or corporation has failed to meet any tax obligation to the state of Kansas for the purpose of determining whether such person, partnership or corporation is eligible for a facility owner license or facility manager license pursuant to the Kansas parimutuel racing act.

New Sec. 3. The secretary of revenue is hereby authorized to enter into a reciprocal exchange agreement with the secretary of human resources for the purpose of identifying taxpayers who have failed to file a return or pay the tax, penalty and interest required under any of the tax provisions administered by the director of taxation or secretary of human resources. Information authorized to be exchanged pursuant to such agreement shall include only the taxpayer's name, social security number, last known address and telephone number.

Sec. 4. K.S.A. 75-5133 and K.S.A. 1992 Supp. 79-3234 are hereby repealed.

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

(Published in the Kansas Register, April 22, 1993.)

HOUSE BILL No. 2522

AN ACT concerning catchment areas for state mental health institutions; authorizing certain rules and regulations; amending K.S.A. 1992 Supp. 39-1602 and 59-2902 and repealing the existing sections.

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

New Section 1. (a) The secretary of social and rehabilitation services is hereby authorized to adopt rules and regulations to define and redefine the Osawatomi state hospital catchment area, Topeka state hospital catchment area and Larned state hospital catchment area as may be necessary in the opinion of the secretary of social and rehabilitation services to accommodate shifts in populations in need of mental health services within available community mental health facility and state institution capacities and resources and in accordance with the following:

(1) Each such catchment area shall be defined by contiguous counties that are designated by name;

(2) no county shall be included in more than one such catchment area;

(3) each county shall be included in the Osawatomi state hospital catchment area, Topeka state hospital catchment area or Larned state hospital catchment area; and

(4) No designated community mental health center shall be included in more than one such catchment area.

(b) Each rule and regulation adopted, amended or revived under this section shall be published in its entirety in the Kansas register in the first issue published after such adoption, amendment or revival.

Sec. 2. K.S.A. 1992 Supp. 39-1602 is hereby amended to read as follows: 39-1602. As used in K.S.A. 1992 Supp. 39-1601 through 39-1612 and amendments thereto:

(a) "Targeted population" means the population group designated by rules and regulations of the secretary as most in need of mental health services which are funded, in whole or in part, by state or other public funding sources, which group shall include adults with severe and persistent mental illness, severely emotionally disturbed children and adolescents, and other individuals at risk of requiring institutional care.

(b) "Community based mental health services" includes, but is not limited to, evaluation and diagnosis, case management services, mental health inpatient and outpatient services, prescription and management of psychotropic medication, prevention, education, consultation, treatment and rehabilitation services, twenty-four-hour emergency services, and any facilities required therefor, which are provided within one or more local communities in order to provide a continuum of care and support services to enable mentally ill persons, including targeted population members, to function outside of inpatient institutions to the extent of their capabilities. Community based mental health services also include assistance in securing employment services, housing services, medical and dental care, and other support services.

(c) "Mental health center" means any community mental health center organized pursuant to the provisions of K.S.A. 19-4001 to 19-4015, inclusive, and amendments thereto, or mental health clinic organized pursuant to the provisions of K.S.A. 65-211 to 65-215, inclusive, and amendments thereto, and licensed in accordance with the provisions of K.S.A. 75-3307b and amendments thereto.

(d) "Secretary" means the secretary of social and rehabilitation services.

(e) "Department" means the department of social and rehabilitation services.

(f) "State psychiatric hospital" means Osawatomi state hospital, Rainbow mental health facility, Topeka state hospital or Larned state hospital.

(g) "Mental health reform phased program" means the program in three phases for the implementation of mental health reform in Kansas as follows:

(1) The first phase covers the counties in the Osawatomi state hospital catchment area and is to commence on July 1, 1990, and is to be completed by June 30, 1994;

(2) the second phase covers the counties in the Topeka state hospital catchment area and is to commence on July 1, 1992, and is to be completed by June 30, 1996; and

(3) the third phase covers the counties in the Larned state hospital catchment area and is to commence on July 1, 1993, and is to be completed by June 30, 1997.

(h) "Screening" means the process performed by a participating community mental health center, pursuant to a contract entered into with the secretary under K.S.A. 1992 Supp. 39-1610 and amendments thereto, to determine whether a person, under either voluntary or involuntary procedures, can be evaluated or treated, or can be both evaluated and treated, in the community or should be referred to the appropriate state psychiatric hospital for such treatment or evaluation or for both treatment and evaluation.

(i) "Osawatomi state hospital catchment area" means, *except as otherwise defined by rules and regulations of the secretary adopted pursuant to section 1 and amendments thereto*, the area composed of the following counties: Allen, Anderson, Atchison, Bourbon, Butler, Chautauqua, Cherokee, Cowley, Crawford, Elk, Franklin, Jefferson, Johnson, Labette, Leavenworth, Linn, Miami, Montgomery, Neosho, Wilson, Woodson and Wyandotte.

(j) "Topeka state hospital catchment area" means, *except as otherwise defined by rules and regulations of the secretary adopted pursuant to section 1 and amendments thereto*, the area composed of the following counties: Brown, Chase, Clay, Cloud, Coffey, Dickinson, Doniphan, Douglas, Ellsworth, Geary, Greenwood, Harvey, Jackson, Jewell, Lincoln, Lyon, Marion, Marshall, McPherson, Mitchell, Morris, Nemaha, Osage, Ottawa, Pottawatomie, Republic, Riley, Saline, Sedgwick, Shawnee, Wabaunsee and Washington.

(k) "Larned state hospital catchment area" means, *except as otherwise defined by rules and regulations of the secretary adopted pursuant to section 1 and amendments thereto*, the area composed of the following counties: Barber, Barton, Cheyenne, Clark, Comanche, Decatur, Edwards, Ellis, Finney, Ford, Gove, Graham, Grant, Gray, Greeley, Hamilton, Harper, Haskell, Hodgeman, Kearny, Kingman, Kiowa, Lane, Logan, Meade, Morton, Ness, Norton, Osborne, Pawnee, Phillips, Pratt, Rawlins, Reno, Rice, Rooks, Rush, Russell, Scott, Seward, Sheridan, Sherman, Smith, Stafford, Stanton, Stevens, Sumner, Thomas, Trego, Wallace and Wichita.

(l) "Catchment area" means the Osawatomi state hospital catchment area, the Topeka state hospital catchment area or the Larned state hospital catchment area.

(m) "Participating mental health center" means a mental health center which has entered into a contract with the secretary of social and rehabilitation services to provide screening, treatment and evaluation, court ordered evaluation and other treatment services pursuant to the treatment act for mentally ill persons, in keeping with the phased concept of the mental health reform act.

Sec. 3. K.S.A. 1992 Supp. 59-2902 is hereby amended to read as follows: 59-2902. When used in the treatment act for mentally ill persons:

(a) "Conditional release" means release of a patient who has not been discharged but who is permitted by the head of the treatment facility to live apart from the treatment facility pursuant to K.S.A. 59-2924 and amendments thereto.

(b) "Discharge" means the final and complete release from treatment, by either an order of a court pursuant to K.S.A. 59-2923 and amendments thereto or a treatment facility.

(c) "Head of the treatment facility" means the administrative director of a treatment facility or such person's designee.

(d) "Involuntary patient" means a mentally ill person who is receiving treatment under order of a court of competent jurisdiction.

(e) "Lacks capacity to make an informed decision concerning treatment" means that the person, by reason of the person's mental disorder or condition, is unable, despite conscientious efforts at explanation, to understand basically the nature and effects of hospitalization or treatment or is unable to engage in a rational decision-making process regarding hospitalization or treatment, as evidenced by inability to weigh the possible risks and benefits.

(f) "Law enforcement officer" means any sheriff, regularly employed deputy sheriff, state highway patrol officer, regularly employed city police officer, law enforcement officer of any county law enforcement department or regularly employed police officer of any

university, community college or Haskell institute, if such police officer of a university, community college or Haskell institute has completed not less than 320 hours of law enforcement instruction at the law enforcement training center or in a training program approved under K.S.A. 74-5604a and amendments thereto.

(g) "Likely to cause harm to self or others" means that the person:

(1) Is likely, in the reasonably foreseeable future, to cause substantial physical injury or physical abuse to self or others or substantial damage to another's property, as evidenced by behavior causing, attempting or threatening such injury, abuse or damage; or

(2) is substantially unable, except for reason of indigency, to provide for any of the person's basic needs, such as food, clothing, shelter, health or safety causing a substantial deterioration of the person's ability to function on the person's own.

(h) "Mentally ill person" means any person who:

(1) Is suffering from a severe mental disorder to the extent that such person is in need of treatment;

(2) lacks capacity to make an informed decision concerning treatment; and

(3) is likely to cause harm to self or others.

No person who is being treated by prayer in the practice of the religion of any church which teaches reliance on spiritual means alone through prayer for healing shall be determined to be a mentally ill person unless substantial evidence is produced upon which the district court finds that the proposed patient is likely, in the reasonably foreseeable future, to cause substantial physical injury or physical abuse to self or others or substantial damage to another's property, as evidence by behavior causing, attempting or threatening such injury, abuse or damage.

(i) "Patient" means a person who is a voluntary patient, a proposed patient or an involuntary patient.

(j) "Physician" means a person licensed to practice medicine and surgery as provided by the Kansas healing arts act or a person who is employed by a Kansas state hospital or by an agency of the United States and who is authorized by either government to practice medicine and surgery.

(k) "Proposed patient" means a person for whom an application pursuant to K.S.A. 59-2913 and amendments thereto has been filed.

(l) "Psychologist" means a licensed psychologist, as defined by K.S.A. 74-5302 and amendments thereto.

(m) "Restraints" means the application of any devices, other than human force alone, to any parts of the body of the patient for the purpose of preventing the patient from causing injury to self or others.

(n) "Seclusion" means the placement of a patient, alone, in a locked room, where the patient's freedom to leave is restricted and where the patient is not under continuous observation.

(o) "Severe mental disorder" means a clinically significant behavioral or psychological syndrome or pattern associated with either a painful symptom or serious impairment in one or more important areas of functioning and involving substantial behavioral, psychological or biologic dysfunction. "Severe mental disorder" does not include a condition which is caused by the use of chemical substances or for which the primary diagnosis is antisocial personality.

(p) "Treatment" means any service intended to promote the mental health of the patient and rendered by a qualified professional licensed or certified by the state to provide such service as an independent practitioner or under the supervision of such practitioner.

(q) "Treatment facility" means any mental health center or clinic, psychiatric unit of a medical care facility, psychologist, physician or other institution or individual authorized or licensed by law to provide either inpatient or outpatient treatment to any patient.

(r) "Voluntary patient" means a person who is receiving treatment at a treatment facility other than by order of any court.

(s) The terms defined in K.S.A. 59-3002 and amendments thereto shall have the meanings provided by that section.

(t) "Mental health center" means any community mental health center organized pursuant to the provisions of K.S.A. 19-4001

through 19-4015, and amendments thereto, or mental health clinic organized pursuant to the provisions of K.S.A. 65-211 through 65-215, and amendments thereto, and licensed in accordance with the provisions of K.S.A. 75-3307b and amendments thereto.

(u) "Participating mental health center" means a mental health center which has entered into a contract with the secretary of social and rehabilitation services to provide screening, treatment and evaluation, court ordered evaluation and other treatment services pursuant to the treatment act for mentally ill persons, in keeping with the phased concept of the mental health reform act.

(v) "State psychiatric hospital" means Larned state hospital, Osawatomie state hospital, Rainbow mental health facility and Topeka state hospital.

(w) "Qualified mental health professional" means (1) a physician or psychologist who is employed by a participating mental health center or who is providing services as a physician or psychologist, respectively, under a contract with a participating mental health center, or (2) a registered masters level psychologist or a licensed specialist social worker or licensed master social worker or a registered nurse who has a specialty in psychiatric nursing who is employed by a participating mental health center and who is acting under the direction of a physician.

(x) "Registered masters level psychologist" means a person registered as a registered masters level psychologist by the behavioral sciences regulatory board under K.S.A. 74-5361 through 74-5373 and amendments thereto.

(y) "Licensed specialist social worker" means a person licensed in a social work practice specialty by the behavioral sciences regulatory board under K.S.A. 65-6301 through 65-6318 and amendments thereto.

(z) "Licensed master social worker" means a person licensed as a master social worker by the behavioral sciences regulatory board under K.S.A. 65-6301 through 65-6318 and amendments thereto.

(aa) "Secretary" means the secretary of social and rehabilitation services.

(bb) "Osawatomie state hospital catchment area" means, *except as otherwise defined by rules and regulations of the secretary adopted pursuant to section 1 and amendments thereto*, the area composed of the following counties: Allen, Anderson, Atchison, Bourbon, Butler, Chautauqua, Cherokee, Cowley, Crawford, Elk, Franklin, Jefferson, Johnson, Labette, Leavenworth, Linn, Miami, Montgomery, Neosho, Wilson, Woodson and Wyandotte.

(cc) "Topeka state hospital catchment area" means, *except as otherwise defined by rules and regulations of the secretary adopted pursuant to section 1 and amendments thereto*, the area composed of the following counties: Brown, Chase, Clay, Cloud, Coffey, Dickinson, Doniphan, Douglas, Ellsworth, Geary, Greenwood, Harvey, Jackson, Jewell, Lincoln, Lyon, Marion, Marshall, McPherson, Mitchell, Morris, Nemaha, Osage, Ottawa, Pottawatomie, Republic, Riley, Saline, Sedgwick, Shawnee, Wabaunsee and Washington.

(dd) "Larned state hospital catchment area" means, *except as otherwise defined by rules and regulations of the secretary adopted pursuant to section 1 and amendments thereto*, the area composed of the following counties: Barber, Barton, Cheyenne, Clark, Comanche, Decatur, Edwards, Ellis, Finney, Ford, Gove, Graham, Grant, Gray, Greeley, Hamilton, Harper, Haskell, Hodgeman, Kearny, Kingman, Kiowa, Lane, Logan, Meade, Morton, Ness, Norton, Osborne, Pawnee, Phillips, Pratt, Rawlins, Reno, Rice, Rooks, Rush, Russell, Scott, Seward, Sheridan, Sherman, Smith, Stafford, Stanton, Stevens, Sumner, Thomas, Trego, Wallace and Wichita.

(ee) "Catchment area" means the Osawatomie state hospital catchment area, the Topeka state hospital catchment area or the Larned state hospital catchment area.

(ff) "Direction" means monitoring and oversight including regular, periodic evaluation of services.

Sec. 4. K.S.A. 1992 Supp. 39-1602 and 59-2902 are hereby repealed.

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

(Published in the Kansas Register, April 22, 1993.)

HOUSE BILL No. 2517

AN ACT authorizing the establishment of employee use funds; relating to guidelines and accounting procedures and uses thereof.

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

Section 1. Any state agency may apply to the director of accounts and reports for the establishment of an employee use fund, which shall not be a part of the state treasury. The director shall prescribe the accounting procedures applicable to profits, losses and the handling of employee use fund moneys. Subject to procedures or limitations that the secretary of administration may prescribe, amounts deposited in an employee use fund may be expended for employee activities and benefits approved by the head of the state agency. Moneys in an employee use fund may be maintained in cash or in a financial institution approved by the agency head. Employee use funds shall not be subject to appropriation acts but shall be subject to audit as prescribed by the legislative post audit committee.

Sec. 2. Except as otherwise prescribed by law and subject to limitations prescribed by the secretary of administration, state agencies may deposit in an employee use fund the following revenues:

- (a) Gifts from employees and former employees of the state agency;
- (b) profits from vending machines, coffee funds and similar functions;
- (c) profits from garage sales and similar employee fund raising activities which have been approved by the head of the state agency; and
- (d) interest earnings arising from employee use funds deposited in a financial institution.

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, April 22, 1993.)

HOUSE BILL No. 2546

AN ACT concerning health assessments of school pupils; amending K.S.A. 72-5214 and repealing the existing section.

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

Section 1. K.S.A. 72-5214 is hereby amended to read as follows: 72-5214. (a) As used in this section:

- (1) "School board" means the board of education of a school district and the governing authority of any nonpublic school;
- (2) "school" means all elementary, junior high, or high schools within the state;
- (3) "local health department" means any county or joint board of health having jurisdiction over the place where any pupil affected by this section may reside;
- (4) "secretary" means the secretary of health and environment;
- (5) "physician" means a person licensed to practice medicine and surgery;
- (6) "nurse" means a person licensed to practice professional nursing;
- (7) "health assessment" means a basic screening for hearing, vision, dental, lead, urinalysis, hemoglobin/hematocrit, nutrition, developmental, health history and complete physical examination.

(b) Subject to the provisions of subsection (d) and subsection (g), on and after July 1, 1993 1994, every pupil who has not previously enrolled in any school in this state, prior to admission to and attendance in school, shall present to the appropriate school board the results of a health assessment, recorded on a form provided by the secretary, which assessment shall have been conducted within six months before admission by a nurse or health care provider other than a physician approved by the secretary to perform health assessments or by a physician. In approving health care providers other than physicians to conduct health assessments, the secretary shall not approve such providers individually but shall approve such providers by a credentialed group. Information contained in the health assessment shall be confidential and shall not be disclosed or made public beyond that necessary under this section except that: (1)

Information contained in the health assessment may be disclosed to school board personnel but only to the extent necessary to administer this section and protect the health of the pupil; (2) if a medical emergency exists, the information contained in the health assessment may be disclosed to medical personnel to the extent necessary to protect the health of the pupil; (3) if the parent or guardian of a pupil under 18 years of age consents to the disclosure of the information contained in the health assessment or, if the pupil is 18 years of age or older, if the pupil consents to the disclosure of the information; and (4) if no person can be identified in the information to be disclosed and the disclosure is for statistical purposes.

(c) As an alternative to the health assessment required under subsection (b), a pupil shall present:

(1) A written statement signed by one parent or guardian that the child is an adherent of a religious denomination whose religious teachings are opposed to such assessments, or

(2) a written statement signed by one parent or guardian that such assessments are in the process of being received and will be completed within 90 days after admission to school.

(d) Every pupil enrolling or enrolled in any school in this state who is subject to the requirements of subsection (b) and who has not complied with the requirements of subsections (b) or (c), shall present evidence of compliance with either subsection (b) or (c) to the school board upon admission to school.

(e) Prior to the commencement of each school year, the school board of every school affected by this section shall give to all known pupils who are enrolled or who will be enrolling in the school and who are subject to the requirements of subsection (b), a copy of this section and any policy regarding the implementation of the provisions of this section adopted by the school board.

(f) If a pupil transfers from one school to another, the school board of the school from which the pupil transfers shall forward with the pupil's transcript, upon request of the parent or guardian of the pupil therefor, the certification or statement showing evidence of compliance with the requirements of this section to the school board of the school to which the pupil transfers.

(g) The local health department, upon application of the school board of any school affected by this section, at federal, state, county, municipal, local health department or school district, or any combination thereof, expense (to the extent that funds are available for this purpose) and without delay, shall provide the health assessments required by this section to such pupils as are not provided with them by their parents or guardians and who have not been exempted under subsection (c). Local health departments may charge a fee for providing such health assessments based on ability to pay except that no pupil eligible to participate in the school lunch program under K.S.A. ~~75-5112~~ 72-5112 *et seq.*, and amendments thereto, shall be charged a fee by the local health department for a health assessment required by this section. If no funds are available for the local health department to provide a health assessment to a pupil unable to pay for the health assessment, the local health department shall certify to the school board that insufficient funds are available for the local health department to provide the health assessment for such pupil. Upon receipt of such certification by the local school board, such pupil shall be exempt from the requirements of subsection (b). The local health officer shall counsel and advise school boards concerning the administration of this section.

(h) The secretary shall prescribe the content of forms and certificates to be used by the school boards in carrying out this section and shall provide, without cost to the school boards, sufficient copies of this section for distribution to pupils. The secretary may adopt such rules and regulations as are necessary to carry out the provisions of this section.

(i) The school board of every school affected by this section may exclude from school attendance, or by policy adopted by any such school board authorize any certificated employee or committee of certificated employees to exclude from school attendance, any pupil who is subject to and who has not complied with the requirements of subsection (b) or (c). A pupil shall be subject to exclusion from school attendance under this section until such time as the pupil shall have complied with the requirements of subsection (b) or (c). The policy shall include provisions for written notice to be given to the parent or guardian of the involved pupil. The notice shall indicate the reason for the exclusion from school attendance, state that the

(Published in the Kansas Register, April 22, 1993.)

SENATE BILL No. 5

AN ACT concerning the department of health and environment; relating to the director of the division of health; amending K.S.A. 75-5603 and repealing the existing section.

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

Section 1. K.S.A. 75-5603 is hereby amended to read as follows: 75-5603. There is hereby established within and as a part of the department of health and environment a division of health, the head of which shall be the director of the division of health. Under the supervision of the secretary of health and environment, the director of the division of health shall administer the division of health. The director shall be a physician, hold a valid license to practice medicine and surgery, and have experience and educational training in the field of community public health. The secretary of health and environment shall appoint the director of the division of health who shall serve at the pleasure of the secretary, and he or she The first person appointed to such office after the effective date of this act shall be appointed subject to confirmation by the senate as provided in K.S.A. 75-4315b and amendments thereto and shall serve for a term of four years from and after the date of such appointment, and thereafter at the pleasure of the secretary. In the case of a vacancy in the office of the director of the division of health, the secretary of health and environment shall appoint a successor to fill the vacancy for the unexpired term. The director shall be in the unclassified service and shall receive an annual salary fixed by the secretary and approved by the state finance council governor. If a director was an employee of the state of Kansas in a permanent classified position under the Kansas civil service act at the time of his or her selection as director, he or she shall, upon the conclusion of service as director, be returned to the permanent classified position under the Kansas civil service act he or she held at the time of appointment as director, and if such position be filled at that time, a temporary additional position shall be created for him or her until such time as a vacancy exists in such position. While serving in such temporary additional position said former director shall continue to be a contributing member of the retirement system under which he or she was covered while serving as director.

Sec. 2. K.S.A. 75-5603 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, April 22, 1993.)

HOUSE BILL No. 2189

AN ACT amending the Kansas uniform commercial drivers' license act; concerning requirements for the issuance of certain commercial drivers' licenses; amending K.S.A. 1992 Supp. 8-237 and 8-2.146 and repealing the existing sections.

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

New Section 1. (a) The division may issue a commercial driver's license to an applicant who is a resident of this state and who is at least 16 years of age for the operation of commercial class B and commercial class C motor vehicles for a farm custom harvesting operation. Any person applying for or who is issued a commercial driver's license under this section shall be subject to the provisions of K.S.A. 8-2.125 through 8-2.145, and amendments thereto.

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

- (1) Transport farm machinery, supplies, or both, to or from a farm, for custom harvesting operations on a farm; or
- (2) transport custom harvested crops only from a harvested field to initial storage or to initial market locations.

(c) The provisions of this section shall be a part of and supplemental to the Kansas uniform commercial drivers' license act.

Sec. 2. K.S.A. 1992 Supp. 8-237 is hereby amended to read as follows: 8-237. The division of vehicles shall not issue any driver's license to any person:

(continued)

pupil shall continue to be excluded until the pupil has complied with the requirements of subsection (b) or (c) and inform the parent or guardian that a hearing thereon shall be afforded the parent or guardian upon request for a hearing.

(j) The provisions of K.S.A. 72-1111 and amendments thereto do not apply to any pupil while subject to exclusion from school attendance under the provisions of this section.

Sec. 2. K.S.A. 72-5214 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, April 22, 1993.)

SENATE BILL No. 211

AN ACT concerning criminal procedure; relating to criminal history record information; fees prohibited for certain information requests; amending K.S.A. 22-4704 and repealing the existing section.

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

Section 1. K.S.A. 22-4704 is hereby amended to read as follows: 22-4704. (a) In accordance with the provisions of K.S.A. 77-415 et seq., and amendments thereto, the director shall adopt appropriate rules and regulations for agencies in the executive branch of government and for criminal justice agencies other than those that are part of the judicial branch of government to implement the provisions of this act.

(b) The director shall develop procedures to permit and encourage the transfer of criminal history record information among and between courts and affected agencies in the executive branch, and especially between courts and the central repository.

(c) The rules and regulations adopted by the director shall include those: (1) Governing the collection, reporting, and dissemination of criminal history record information by criminal justice agencies;

(2) necessary to insure the security of all criminal history record information reported, collected and disseminated by and through the criminal justice information system;

(3) necessary for the coordination of all criminal justice data and information processing activities as they relate to criminal history record information;

(4) governing the dissemination of criminal history record information;

(5) governing the procedures for inspection and challenging of criminal history record information;

(6) governing the auditing of criminal justice agencies to insure that criminal history record information is accurate and complete and that it is collected, reported, and disseminated in accordance with this act;

(7) governing the development and content of agreements between the central repository and criminal justice and noncriminal justice agencies;

(8) governing the exercise of the rights of inspection and challenge provided in this act.

(d) The rules and regulations adopted by the director shall not include any provision that allows the charging of a fee for information requests for the purpose of participating in a block parent program, including but not limited to, the McGruff house program.

(e) Rules and regulations adopted by the director may not be inconsistent with the provisions of this act.

Sec. 2. K.S.A. 22-4704 is hereby repealed.

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

(a) Who is under the age of 16 years, except that the division may issue a restricted class C or M license, as provided in this act, to any person who is at least 14 years of age upon the written application of the person's parent or guardian. Except as hereafter provided, the application of the parent or guardian shall be submitted to the division. The governing body of any city, by ordinance, may require the application of any person who is under 16 years of age and who resides within the city to be first submitted to the chief law enforcement officer of the city. The board of county commissioners of any county, by resolution, may require the application of any person who is under 16 years of age and who resides within the county and outside the corporate limits of any city to be first submitted to the chief law enforcement officer of the county. No ordinance or resolution authorized by this subsection shall become effective until a copy of it is transmitted to the division of vehicles. The chief law enforcement officer of any city or county which has adopted the ordinance or resolution authorized by this subsection shall make a recommendation on the application as to the necessity for the issuance of the restricted license, and the recommendation shall be transmitted, with the application, to the division of vehicles. If the division finds that it is necessary to issue the restricted license, it shall issue a driver's license to the person.

A restricted class C license issued under this subsection shall entitle the licensee, while possessing the license, to operate any motor vehicle in class C, as designated in K.S.A. 8-234b, and amendments thereto. A restricted class M license shall entitle the licensee, while possessing such license, to operate a motorcycle. The restricted license shall entitle the licensee to operate the appropriate vehicle at any time: (1) While going to or from or in connection with any job, employment or farm-related work; (2) on days while school is in session, over the most direct and accessible route between the licensee's residence and school of enrollment for the purposes of school attendance; (3) when the licensee is operating a passenger car, at any time when accompanied by an adult who is the holder of a valid commercial driver's license, class A, B or C driver's license and who is actually occupying a seat beside the driver; or (4) when the licensee is operating a motorcycle, at any time when accompanied by an adult who is the holder of a valid class M driver's license and who is operating a motorcycle in the general proximity of the licensee.

A restricted driver's license issued under this subsection is subject to suspension or revocation in the same manner as any other driver's license. In addition, the division may suspend the restricted driver's license upon receiving satisfactory evidence that: (1) The licensee has violated the restriction of the license, (2) the licensee has been involved in two or more accidents chargeable to the licensee or (3) the recommendation of the chief law enforcement officer of any city or county requiring the recommendation has been withdrawn. The suspended license shall not be reinstated for one year or until the licensee reaches the age of 16, whichever period is longer.

(b) Who is under the age of 18 years, except as provided in section 1, for the purpose of driving a commercial or class A or B motor vehicle.

(c) Whose license is currently revoked, suspended or canceled in this or any other state, except as provided in K.S.A. 8-256, and amendments thereto.

(d) Who is a habitual drunkard, habitual user of narcotic drugs or habitual user of any other drug to a degree which renders the user incapable of safely driving a motor vehicle.

(e) Who has previously been adjudged to be afflicted with or suffering from any mental disability or disease and who, at the time of making application for a driver's license, has not been restored to capacity in the manner provided by law. Application of this limitation to any person known to have suffered any seizure disorder is subject to the provisions of paragraph (7) of subsection (e) of K.S.A. 8-247, and amendments thereto.

(f) Who is required by the motor vehicle drivers' license act to take an examination, unless the person has successfully passed the examination.

(g) Who is at least 16 years of age and less than 17 years of age, who is applying for a driver's license for the first time since reaching 16 years of age and who, three times or more, has been adjudged to be a traffic offender under the Kansas juvenile code or a juvenile offender under the Kansas juvenile offenders code, by reason of

violation of one or more statutes regulating the movement of traffic on the roads, streets or highways of this state, except that, in the discretion of the director, the person may be issued a driver's license which is restricted in the same manner as drivers' licenses issued to persons under the age of 16 years. No person described by this subsection shall be eligible to receive a driver's license which is not restricted until the person has reached the age of 17 years.

Sec. 3. K.S.A. 1992 Supp. 8-2,146 is hereby amended to read as follows: 8-2,146. (a) The division may issue to an applicant who is a resident of this state and who is at least 18 years of age a seasonal commercial driver's license for the operation of commercial class B and commercial class C motor vehicles. Any person applying for or who is issued a seasonal commercial driver's license shall be subject to the provisions of K.S.A. 8-2,125 through 8-2,145, and amendments thereto, except that an applicant shall not be required to pass a knowledge or skills test as required by subsection (a) of K.S.A. 8-2,133, and amendments thereto.

(b) Seasonal commercial drivers' licenses issued pursuant to subsection (a) shall allow the operation of commercial motor vehicles owned by the following specific farm-related service industries:

- (1) Farm retail outlets and suppliers;
- (2) agri-chemical businesses;
- (3) custom harvesters; and
- (4) livestock feeders.

(c) An applicant who has not held a driver's license for at least one year shall not be eligible for a seasonal commercial driver's license. An applicant who has between one and two years' driving experience shall comply with the provisions of subparagraphs (A) through (G) of paragraph (1) of subsection (b) of K.S.A. 8-2,133, and amendments thereto, for the applicant's entire driving history. An applicant with more than two years' driving experience shall comply with the provisions of subparagraphs (A) through (G) of paragraph (1) of subsection (b) of K.S.A. 8-2,133, and amendments thereto. The requirements contained in subparagraphs (A) through (G) of paragraph (1) of subsection (b) of K.S.A. 8-2,133, and amendments thereto, shall be confirmed prior to any renewal or revalidation of a seasonal commercial driver's license.

(d) Any person issued a seasonal commercial driver's license, shall not operate any vehicles used in the transportation of hazardous materials which requires the vehicle to be placarded, except for diesel fuel in quantities of 1,000 gallons or less; liquid fertilizers in vehicles or implements of husbandry with total capacities of 3,000 gallons or less; and solid fertilizers that are not transported with any organic substance.

(e) A seasonal commercial driver's license issued pursuant to subsection (a) shall be valid for a period of 180 days consecutive 180-day period from April 15 of each calendar year the date of issuance of such license. A person shall be issued only one seasonal commercial driver's license for any twelve-month period.

(f) Any person issued a seasonal commercial driver's license pursuant to subsection (a), shall not operate a commercial motor vehicle beyond 150 miles from the place of business or from the farm being served.

(g) As used in this section:

(1) "Farm retail outlets and suppliers" means any retail outlet and supplier that transports either agricultural products, farm machinery, farm supplies, or both, to or from a farm;

(2) "agri-chemical businesses" means any business that transports agricultural chemicals to or from a farm.

(h) A person who has been issued a seasonal commercial driver's license and who is convicted of violating the provisions of this section, the division, upon receiving a report of conviction, shall revoke such person's seasonal commercial license for the remainder of the period specified in subsection (e).

(i) The secretary may adopt rules and regulations necessary to carry out the provisions of this section.

(j) The provisions of this section shall be a part of, and supplemental to, the Kansas uniform commercial drivers' license act.

Sec. 4. K.S.A. 1992 Supp. 8-237 and 8-2,146 are hereby repealed.

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

(Published in the Kansas Register, April 22, 1993.)

HOUSE BILL No. 2083

AN ACT relating to insurance; concerning life insurance; concerning the insurable interest of employers in their employees; amending K.S.A. 1992 Supp. 40-433 and repealing the existing section.

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

New Section 1. (a) An employer, or a trust which is sponsored by an employer for the benefit of its employees, shall have an insurable interest in each of the lives of the employer's employees, directors or retired employees. Notwithstanding the provisions of K.S.A. 40-433, and amendments thereto, the employer or trust may insure such employees' directors' or retired employees' lives for such employer's or trust's benefit on an individual or group basis with the consent of the insured.

(b) The consent requirement of subsection (a) shall be deemed to be satisfied if: (1) The employee, director or retired employee is provided with a written notice that the employer or trust intends to obtain life insurance coverage with respect to such person's life; and (2) the employee, director or retired employee fails to provide written notification to the employer or trust, within 30 days from the date that the notice was transmitted, that such person does not consent to the employer obtaining life insurance coverage on such person's life. It shall be unlawful for the employer or trust to retaliate against any person for refusing to consent to the issuance of life insurance on such person's life.

(c) The extent of the employer's or trust's insurable interest in nonmanagement and retired employees shall be limited to an amount commensurate with the aggregate projected liabilities to such employees under all employee welfare benefit plans, as defined in 29 U.S.C. 1002(1), calculated in accordance with generally accepted actuarial principles.

(d) For purposes of this section, "employer", means any individual, sole proprietorship, partnership, limited liability company, corporation or any other entity that is legally doing business in this state; the term shall also include all entities or persons which are controlled by or affiliated with any of the foregoing. The determination of whether any entity or person is controlled by or affiliated with another shall be made by applying the principles set forth in subsections (b) or (c) of section 414 of the internal revenue code of 1986, as in effect on January 1, 1993, except that all references therein to "80%" shall be changed to 51%.

(e) This section shall not be interpreted to define all instances in which an insurable interest exists.

(f) The provisions of this section shall apply to all insurance contracts in force on or after the effective date of this section.

New Sec. 2. (a) Determination of the existence and extent of the insurable interest under any life insurance policy shall be made at the time the contract of insurance becomes effective but need not exist at the time the loss occurs. In the case of life insurance policies issued or renewed for a specific term, an insurable interest shall not exist for any policy term with respect to any person previously insured by the policy who has, in writing, requested the insurer to terminate or nonrenew the insurance applicable to such person's life.

(b) Notwithstanding the provisions of subsection (a), an employer's or a trust's insurable interest in any employee, director or previous employee cannot be terminated by such employee, director or previous employee with respect to employee benefit plans described in 29 U.S.C. 1002(3).

Sec. 3. K.S.A. 1992 Supp. 40-433 is hereby amended to read as follows: 40-433. No policy of group life insurance shall be delivered in this state unless it conforms to one of the following descriptions:

(1) A policy issued by an insurance company organized under the laws of the state of Kansas on its employees and agents, which agents for the purpose of this act only shall be deemed employees, the beneficiaries under such policies to be persons designated by each insured, or a policy issued to an employer, or to the trustees of a fund established by an employer, which employer or trustees shall be deemed the policyholder, to insure employees of the employer for the benefit of persons other than the employer, both subject to the following requirements: (a) The employees eligible for insurance under the policy shall be all of the employees of the employer, or all of any class or classes thereof determined by conditions pertaining to their employment. The policy may provide that

the term "employees" shall include the employees of one or more subsidiary corporations, and the employees, individual proprietors, and partners of one or more affiliated corporations, proprietors or partnerships if the business of the employer and of such affiliated corporations, proprietors or partnerships is under common control through stock ownership, contract or otherwise. The policy may provide that the term "employees" shall include the individual proprietor or partners if the employer is an individual proprietor or a partnership. The policy may provide that the term "employees" shall include retired employees. No director of a corporate employer shall be eligible for insurance under the policy unless such person is otherwise eligible as a bona fide employee of the corporation by performing services other than the usual duties of a director. No individual proprietor or partner shall be eligible for insurance under the policy unless the proprietor or partner is actively engaged in and devotes a substantial part of their time to the conduct of the business of the proprietor or partnership. A policy issued to insure the employees of a public body may provide that the term "employees" shall include elected or appointed officials. (b) The premium for the policy shall be paid by the policyholder, either wholly from the employer's funds or funds contributed by the employer, or partly from such funds and partly from funds contributed by the insured employees. No policy shall be issued on which the entire premium is to be derived from funds contributed by the insured employees. A policy on which part of the premium is to be derived from funds contributed by the insured employees may be placed in force only if at least 75% of the then eligible employees, excluding any as to whom evidence of individual insurability is not satisfactory to the insurer, elect to make the required contribution. A policy on which no part of the premium is to be derived from funds contributed by the insured employees shall insure all eligible employees, or all except any as to whom evidence of individual insurability is not satisfactory to the insurer. (c) The policy shall cover at least five three employees at date of issue. (d) The amounts of insurance under the policy shall be based upon some plan, precluding individual selection either by the employees or by the employer or trustees.

(2) A policy issued to a creditor, who shall be deemed the policyholder, to insure debtors of the creditor, subject to the following requirements: (a) The debtors eligible for insurance under the policy shall be all of the debtors of the creditor whose indebtedness is repayable in installments, or all of any class or classes thereof determined by conditions pertaining to the indebtedness or to the purchase giving rise to the indebtedness. (b) The premium for the policy shall be paid by the policyholder, either from the creditor's funds or from charges collected from the insured debtors, or from both. A policy on which part or all of the premium is to be derived from the collection from the insured debtors of identifiable charges not required of uninsured debtors shall not include, in the class or classes of debtors eligible for insurance, debtors under obligations outstanding at its date of issue without evidence of individual insurability unless at least 75% of the then eligible debtors elect to pay the required charges. A policy on which no part of the premium is to be derived from the collection of such identifiable charges shall insure all eligible debtors, or all except any as to whom evidence of individual insurability is not satisfactory to the insurer. (c) The policy may be issued only if the group of eligible debtors is then receiving new entrants at the rate of at least 100 persons yearly, or may reasonably be expected to receive at least 100 new entrants during the first policy year, and only if the policy reserves to the insurer the right to require evidence of individual insurability if less than 75% of the new entrants become insured. (d) The amount of insurance on the life of any debtor shall at no time, under one or more policies, exceed the amount owed by that debtor which is repayable in installments to the creditor, or \$50,000, whichever is less. (e) The insurance shall be payable to the policyholder. Such payment shall reduce or extinguish the unpaid indebtedness of the debtor to the extent of such payment.

(3) A policy issued to a labor union, which shall be deemed the policyholder, to insure members of such union for the benefit of persons other than the union or any of its officials, representatives or agents, subject to the following requirements: (a) The members eligible for insurance under the policy shall be all of the members of the union, or all of any class or classes thereof determined by

(continued)

conditions pertaining to their employment, or to membership in the union, or both.

(b) The premium for the policy shall be paid by the policyholder, either wholly from the union's funds, or partly from such funds and partly from funds contributed by the insured members specifically for their insurance. No policy shall be issued on which the entire premium is to be derived from funds contributed by the insured members specifically for their insurance. A policy on which part of the premium is to be derived from funds contributed by the insured members specifically for their insurance may be placed in force only if at least 75% of the then eligible members excluding any as to whom evidence of individual insurability is not satisfactory to the insurer, elect to make the required contributions. A policy on which no part of the premium is to be derived from funds contributed by the insured members specifically for their insurance shall insure all eligible members, or all except any as to whom evidence of individual insurability is not satisfactory to the insurer.

(c) The policy shall cover at least 25 members at date of issue.

(d) The amounts of insurance under the policy shall be based upon some plan precluding individual selection either by the members or by the union.

(4) A policy issued to the trustees of a fund established in this state by two or more employers if a majority of the employees to be insured of each employer are located within the state, or to the trustees of a fund established by one or more labor unions, or by one or more employers and one or more labor unions, which trustees shall be deemed the policyholder, to insure employees of the employers or members of the unions for the benefit of persons other than the employers or the unions, subject to the following requirements: (a) The persons eligible for insurance shall be all of the employees of the employers or all of the members of the unions, or all of any class or classes thereof determined by conditions pertaining to their employment, or to membership in the unions, or to both. The policy may provide that the term "employees" shall include retired employees and the individual proprietor or partners if any employer is an individual proprietor or a partnership. No director of a corporate employer shall be eligible for insurance under the policy unless such person is otherwise eligible as a bona fide employee of the corporation by performing services other than the usual duties of a director. No individual proprietor or partner shall be eligible for insurance under the policy unless the proprietor or partner is actively engaged in and devotes a substantial part of their time to the conduct of the business of the proprietor or partnership. The policy may provide that the term "employees" shall include the trustees or their employees, or both, if their duties are principally connected with such trusteeship. (b) The premium for the policy shall be paid by the trustees either wholly from funds contributed by the employer or employers of the insured persons, or by the union or unions, or by both, or partly from such funds and partly from funds contributed by the insured employees. No policy shall be issued on which the entire premium is to be derived from funds contributed by the insured persons. The policy shall insure all eligible persons, or all except any as to whom evidence of individual insurability is not satisfactory to the insurer. (c) The policy shall cover at date of issue at least 100 persons and not less than an average of five persons per employer unit. (d) The amounts of insurance under the policy shall be based upon some plan precluding individual selection either by the insured persons or by the policyholder, employers, or union.

(5) A policy issued to an association which has been organized and is maintained for purposes other than that of obtaining insurance, insuring at least 25 members, employees, or employees of members of the association for the benefit of persons other than the association or its officers. The term "employees" as used herein shall be deemed to include retired employees. The premiums for the policies shall be paid by the policyholder, either wholly from association funds, or funds contributed by the members of such association or by employees of such members or any combination thereof. The amounts of insurance under the policy shall be based upon some plan precluding individual selection either by the insured person or by the association or by the member.

(6) Any policy issued pursuant to this section may be extended to insure the employees against loss due to the death of their spouses or the employees' children under 21 years of age, or employees'

children 21 years or older who are attending an educational institution and relying upon the insured employees for financial support, or any class or classes thereof, subject to the following requirements:

(a) The premium for the insurance shall be paid by the policyholder, either from the employer's funds or from funds contributed by the insured employees, or from both. If any part of the premium is to be derived from funds contributed by the insured employees, the insurance with respect to spouses and children may be placed in force only if at least 75% of the then eligible employees, excluding any as to whose family members' evidence of insurability is not satisfactory to the insurer, elect to make the required contribution. If no part of the premium is to be derived from funds contributed by the employees, all eligible employees, excluding any as to whose family members' evidence of insurability is not satisfactory to the insurer, shall be insured with respect to their spouses and children.

(b) The amounts of insurance shall be based upon some plan precluding individual selection either by the employees or by the policyholder, or employer and shall not exceed with respect to any spouse or child, 50% of the insurance on the life of such insured employee.

(c) Upon termination of the insurance with respect to the spouse of an employee by reason of the employee's termination of employment or death, the spouse insured pursuant to this section shall have the same conversion rights as to the insurance on such spouse's life as is provided for the employee under K.S.A. 40-434 and amendments thereto.

(d) Notwithstanding the provisions of K.S.A. 40-434 and amendments thereto only one certificate need be issued for delivery to an insured person if a statement concerning any dependent's coverage is included in such certificate.

(7) A policy may be issued to any other group which the commissioner of insurance finds is the proper subject of a group life insurance policy or contract. Any such group shall be subject to any appropriate conditions or provisions relating thereto which the commissioner may establish or require, consistent with the provisions of this act, and such conditions and provisions shall be included in the policy or contract.

Sec. 4. K.S.A. 1992 Supp. 40-433 is hereby repealed.

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

(Published in the Kansas Register, April 22, 1993.)

SENATE BILL No. 139

AN ACT relating to public funds; bonds of the Kansas development finance authority; financing state agency projects; and SKILL act projects; amending K.S.A. 9-1405, 65-3415a and 74-5086a and K.S.A. 1992 Supp. 12-1675, 12-1677a, 12-1677b, 75-4201, 75-4209, 75-4212a and 75-4213 and repealing the existing sections.

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

Section 1. K.S.A. 9-1405 is hereby amended to read as follows: 9-1405. (a) All bonds and securities given by any bank, state or federally chartered savings and loan association or federally chartered savings bank to secure public moneys of the United States or any board, commission or agency thereof, shall be deposited as required by the United States government or any of its designated agencies.

(b) All bonds and securities pledged to secure the deposits of any municipal corporation or quasi-municipal corporation shall be deposited with a Kansas state or national bank or trust company having adequate modern facilities for the safekeeping of securities or, the federal home loan bank of Topeka or with the state treasurer, and a joint custody receipt taken therefor with one copy going to the municipal corporation or quasi-municipal corporation making the public deposit and one copy going to the bank, state or federally chartered savings and loan association or federally chartered savings bank which has secured such public deposits. No bonds or securities pledged to secure public deposits shall be left for safekeeping in any safe deposit vault owned or controlled directly or indirectly by the bank, state or federally chartered savings and loan association or federally chartered savings bank securing such public deposits. *When bonds and securities are deposited with the state treasurer as authorized by this subsection, the state treasurer shall make a charge for such service which is equivalent to the reasonable and customary charge made therefor.*

(c) All such bonds and securities shall be deposited under a joint custody receipt issued by a bank within the state of Kansas or the federal reserve bank of Kansas City or, the federal home loan bank of Topeka or with the state treasurer. All bonds or securities held by any depository and for which a joint custody receipt has been issued shall be retained by such depository and not released except upon consent of both the municipal corporation or quasi-municipal corporation making the deposit and the bank, state or federally chartered savings and loan association or federally chartered savings bank taking or securing such deposit. In every report required to be published by any bank, state or federally chartered savings and loan association or federally chartered savings bank it shall show in full all of the assets pledged or deposited as security for public moneys.

(d) A bank, state or federally chartered savings and loan association or federally chartered savings bank which fails to pay according to its terms any deposit of public moneys of any municipal or quasi-municipal corporation shall immediately take such actions as are required to enable bonds and securities pledged to secure such deposit to be sold to satisfy its obligation to the municipal or quasi-municipal corporation.

Sec. 2. K.S.A. 1992 Supp. 12-1675 is hereby amended to read as follows: 12-1675. (a) The governing body of any county, city, township, school district, area vocational-technical school, community college, firemen's relief association, community mental health center, community facility for the mentally retarded or any other governmental entity, unit or subdivision in the state of Kansas having authority to receive, hold and expend public moneys or funds may invest any moneys which are not immediately required for the purposes for which the moneys were collected or received, and the investment of which is not subject to or regulated by any other statute.

(b) Such moneys shall be invested only:

(1) In temporary notes or no-fund warrants issued by such investing governmental unit;

(2) in time deposit, open accounts or certificates of deposit with maturities of not more than two years: (A) In commercial banks which have offices located in such investing governmental unit; or (B) if the office of no commercial bank is located in such investing governmental unit, then in commercial banks which have offices in the county or counties in which all or part of such investing governmental unit is located;

(3) in time certificates of deposit with maturities of not more than two years: (A) With state or federally chartered savings and loan associations or federally chartered savings banks which have offices located in such investing governmental unit; or (B) if the office of no state or federally chartered savings and loan association or federally chartered savings bank is located in such governmental unit, then with state or federally chartered savings and loan associations or federally chartered savings banks which have offices in the county or counties in which all or part of such investing governmental unit is located;

(4) in repurchase agreements with: (A) Commercial banks, state or federally chartered savings and loan associations or federally chartered savings banks which have offices located in such investing governmental unit, for direct obligations of, or obligations that are insured as to principal and interest by, the United States government or any agency thereof; or (B) (i) if the office of no commercial bank, state or federally chartered savings and loan association or federally chartered savings bank is located in such investing governmental unit; or (ii) if no commercial bank, state or federally chartered savings and loan association or federally chartered savings bank has an office located in such investing governmental unit is willing to enter into such an agreement with the investing governmental unit at an interest rate equal to or greater than the investment rate, as defined in subsection (1) of K.S.A. 75-4201, and amendments thereto, then such repurchase agreements may be entered into with commercial banks, state or federally chartered savings and loan associations or federally chartered savings banks which have offices in the county or counties in which all or part of such investing governmental unit is located; or (C) if no bank, state or federally chartered savings and loan association or federally chartered savings bank which has its office in such county or counties is willing to enter into such an agreement with the investing governmental unit at an interest rate equal to or greater than the investment rate, as defined in subsection

(1) of K.S.A. 75-4201, and amendments thereto, then such repurchase agreements may be entered into with commercial banks, state or federally chartered savings and loan associations or federally chartered savings banks which have offices in the state of Kansas;

(5) in United States treasury bills or notes with maturities as the governing body shall determine, but not exceeding two years. Such investment transactions shall only be conducted with the following, which is doing business within the state of Kansas, any state or national bank, state or federally chartered savings and loan association, or federally chartered savings bank; the federal reserve bank of Kansas City, Missouri; or with primary government securities dealers which report to the market report division of the federal reserve bank of New York, or any broker-dealer engaged in the business of selling government securities which is registered in compliance with the requirements of section 15 or 15C of the securities exchange act of 1934 and registered pursuant to K.S.A. 17-1254, and amendments thereto;

(6) in the municipal investment pool fund established in K.S.A. 1992 Supp. 12-1677a and amendments thereto;

(7) in the investments authorized and in accordance with the conditions prescribed in K.S.A. 1992 Supp. 12-1677b and amendments thereto; or

(8) with the trust departments of commercial banks which have offices located in the county or counties where such investing governmental unit is located or with trust companies which have contracted to provide trust services under the provisions of K.S.A. 9-2107, and amendments thereto, with commercial banks which have offices located in the county or counties in which such investing governmental unit is located. Public moneys invested under this paragraph shall be secured in the same manner as provided for under K.S.A. 9-1402, and amendments thereto. Investments of public moneys under this paragraph shall be limited to those investments authorized under subsection (b) of K.S.A. 1992 Supp. 12-1677a and amendments thereto.

(c) The investments authorized in paragraphs (5), (6), (7) or (8) of subsection (b) shall be utilized only if the appropriate eligible commercial banks, which have offices located in the investing governmental unit or in the county or counties in which all or a part of such investing governmental unit is located if no such bank has an office which is located within such governmental unit, or the appropriate eligible state or federally chartered savings and loan associations or federally chartered savings banks, which have offices located in the investing governmental unit or in the county or counties in which all or a part of such investing governmental unit is located if no such state or federally chartered savings and loan association or federally chartered savings bank has an office which is located within such governmental unit, cannot or will not make the investments authorized in paragraph (2) or (3) of subsection (b) available to the investing governmental unit at interest rates equal to or greater than the investment rate, as defined in subsection (1) of K.S.A. 75-4201, and amendments thereto.

(d) In selecting a depository pursuant to paragraph (2) or (3) of subsection (b), if a commercial bank, state or federally chartered savings and loan association or federally chartered savings bank has an office located in the investing governmental unit and such financial institution will make such deposits available to the investing governmental unit at interest rates equal to or greater than the investment rate, as defined in subsection (1) of K.S.A. 75-4201, and amendments thereto, and such financial institution otherwise qualifies for such deposit, the investing governmental unit shall select one or more of such financial institutions for deposit of funds pursuant to this section. If no such financial institution qualifies for such deposits, the investing governmental unit shall select for such deposits one or more commercial banks, state or federally chartered savings and loan associations or federally chartered savings banks which have offices in the county or counties in which all or a part of such investing governmental unit is located which will make such deposits available to the investing governmental unit at interest rates equal to or greater than the investment rate, as defined in subsection (1) of K.S.A. 75-4201, and amendments thereto, and which otherwise qualify for such deposits.

(e) (1) All security purchases shall occur on a delivery versus payment basis.

(continued)

(2) All securities shall be perfected in the name of the investing governmental unit and shall be delivered to the purchaser or a third party custodian which may be the state treasurer.

Sec. 3. K.S.A. 1992 Supp. 12-1677a is hereby amended to read as follows: 12-1677a. (a) Moneys deposited by any municipality with the state treasurer for investment authorized in paragraph (6) of subsection (b) of K.S.A. 12-1675, and amendments thereto, shall be deposited in the municipal investment pool fund which is hereby created in the state treasury.

(b) The pooled money investment board may invest and reinvest moneys in the municipal investment pool fund in the following investments:

(1) Direct obligations of, or obligations that are insured as to principal and interest by, the United States of America or any agency thereof and obligations and securities of United States sponsored enterprises which under federal law may be accepted as security for public funds, except that not more than 10% of the moneys available for investment under this subsection may be invested in mortgage backed securities of such enterprises and of the government national mortgage association;

(2) interest-bearing time deposits in any of the following, which is doing business within the state of Kansas, any state or national bank, state or federally chartered savings and loan association, or federally chartered savings bank; or

(3) repurchase agreements of less than 30 days' duration with a Kansas bank, Kansas savings and loan association, a federally chartered savings bank having an office or offices in the state of Kansas or with a primary government securities dealer which reports to the market reports division of the federal reserve bank of New York for direct obligations of, or obligations that are insured as to principal and interest by, the United States government or any agency thereof and obligations and securities of United States government sponsored enterprises which under federal law may be accepted as security for public funds.

(c) All interest earnings received from investments of money in the municipal investment pool fund shall be credited to the municipal investment pool fund. Interest earnings experienced by the fund on investments attributable to each participating municipality shall be prorated and applied to the individual accounts of the municipalities, maintained by the state treasurer. Deferred earnings transferred from the municipal investment pool reserve fund to the municipal investment pool fund shall be prorated and applied to the individual accounts of the municipalities, maintained by the state treasurer. A statement for each municipality participating unit account showing deposits, withdrawals, earnings and losses distributions shall be provided periodically to the municipality. The state treasurer shall make comprehensive reports to those municipalities participating in the municipal investment pool fund, including a summary of transactions for the period as well as the current market value of the pool investments.

(d) The state treasurer may assess reasonable charges not to exceed 1% of the interest earned against the fund for reimbursement of expenses incurred in administering the fund. The state treasurer shall certify, periodically, the amount of the assessment and the director of accounts and reports shall transfer the amount certified from the municipal investment pool fund to the municipal investment pool fund fee fund, which is hereby created. All expenditures from the municipal investment pool fund fee fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the state treasurer or a person or persons designated by the state treasurer. Amounts of gains realized on disposition of investments of the municipal investment pool fund shall be periodically certified by the state treasurer, and the director of accounts and reports shall transfer the amount certified from the municipal investment pool fund to the municipal investment pool reserve fund which is hereby created in the state treasury. The state treasurer shall make a determination of the amount needed for a reserve for possible losses to the municipal investment pool fund and shall certify periodically such amount, and the director of accounts and reports shall transfer the amount so certified from the municipal investment pool fund fee fund to the municipal investment pool reserve fund. If the state treasurer makes a determination that significant losses or gains have

occurred to the municipal investment pool fund, the state treasurer shall certify the amount thereof to the director of accounts and reports, and the director of accounts and reports shall transfer the amount so certified from the municipal investment pool reserve fund to the municipal investment pool fund.

(e) The state treasurer may adopt rules and regulations necessary to carry out the provisions of this section and may enter into agreements with any municipality as to methods of deposits, withdrawals and investments.

(f) Investments under paragraphs (1) and (2) of subsection (b) shall be for a period of not to exceed four years, except for mortgage backed securities.

(g) A comparative investment performance review shall be contracted for annually by the state treasurer's office.

(h) Deposits in the municipal investment pool fund may only be made for the same maturity as the maturity which is offered under paragraphs (2) and (3) of subsection (b) of K.S.A. 12-1675 and amendments thereto.

(i) Moneys and investments in the municipal investment pool fund shall be managed by the pooled money investment board in accordance with investment policies provided by law and by rules and regulations of such board. The pooled money investment board shall not contract for management of investments by a money manager.

(j) Investments in securities under paragraph (1) of subsection (b) shall be limited to securities which do not have any more interest rate risk than do direct United States government obligations of similar maturities, except for the 10% limitation on mortgage-backed securities. For purposes of this subsection, "interest rate risk" means market value changes due to changes in current interest rates.

(k) For the purpose of this section, "municipality" means those entities specified in subsection (a) of K.S.A. 12-1675, and amendments thereto:

Sec. 4. K.S.A. 1992 Supp. 12-1677b is hereby amended to read as follows: 12-1677b. (a) The governing body of any city or county which has a written investment policy approved by the governing body of such city or county and approved by the pooled money investment board may invest and reinvest pursuant to the approved investment policy in the following investments, as authorized under paragraph (7) of subsection (b) of K.S.A. 12-1675, and amendments thereto:

(1) Direct obligations of, or obligations that are insured as to principal and interest by, the United States of America or any agency thereof and obligations and securities of United States sponsored enterprises which under federal law may be accepted as security for public funds, except that not more than 10% of the moneys available for investment under this subsection may be invested in mortgage backed securities of such enterprises and of the government national mortgage association;

(2) interest-bearing time deposits in any of the following, which is doing business within the state of Kansas, any state or national bank, state or federally chartered savings and loan association, or federally chartered savings bank; or

(3) repurchase agreements of less than 30 days' duration with a Kansas bank, savings and loan association, a federally chartered savings bank or with a primary government securities dealer which reports to the market reports division of the federal reserve bank of New York for direct obligations of, or obligations that are insured as to principal and interest by, the United States government or any agency thereof and obligations and securities of United States government sponsored enterprises which under federal law may be accepted as security for public funds.

(b) The investment policy of any city or county approved by the pooled money investment board under this section shall be reviewed and approved at least annually by such board or when such city or county makes changes in such investment policy.

(c) City and county investment policies shall address liquidity, diversification, safety of principal, yield, maturity and quality, and capability of investment management staff.

(d) (1) All security purchases shall occur on a delivery versus payment basis.

(2) All securities shall be perfected in the name of the city or county and shall be delivered to the purchaser or a third party custodian which may be the state treasurer.

(3) Investment transactions shall only be conducted with the following, which is doing business within the state of Kansas, any state or national bank, state or federally chartered savings and loan association, or federally chartered savings bank; or with primary government securities dealers which report to the market report division of the federal reserve bank of New York; or any broker-dealer which is registered in compliance with the requirements of section 15C of the securities exchange act of 1934 and registered pursuant to K.S.A. 17-1254, and amendments thereto.

(4) The maximum maturity for investments under paragraphs (1) and (2) of subsection (a) shall be four years except for mortgage backed securities which shall have a maximum maturity of seven years and three months.

(e) Investments in securities under paragraph (1) of subsection (a) shall be limited to securities which do not have any more interest rate risk than do direct United States government obligations of similar maturities, except for the 10% limitation on mortgage-backed securities. For purposes of this subsection, "interest rate risk" means market value changes due to changes in current interest rates.

(f) A city or county which violates subsection (c) or (d) of K.S.A. 12-1675 and amendments thereto or the rules and regulations of the pooled money investment board shall forfeit its rights under this section for a two year period and shall be reinstated only after a complete review of its investment policy as provided for in subsection (b). Such forfeiture shall be determined by the pooled money investment board after notice and opportunity to be heard in accordance with the Kansas administrative procedure act.

Sec. 5. K.S.A. 1992 Supp. 75-4201 is hereby amended to read as follows: 75-4201. As used in this act, unless the context otherwise requires:

(a) "Treasurer" means state treasurer.
 (b) "Controller" means director of accounts and reports.
 (c) "Board" means the pooled money investment board.
 (d) "Bank" means a state or national bank doing business within the state of Kansas.

(e) "State moneys" means all moneys in the treasury of the state or coming lawfully into the possession of the treasurer.

(f) "Custodial moneys" means state moneys deposited with the treasurer which, in the written opinion of the attorney general, are required by contract, bequest or law to be segregated from other bank accounts.

(g) "Special moneys" means moneys which are required to be or are deposited in a custodial bank account or a fee agency account by the state or any agency thereof.

(h) "State bank account" means state moneys or special moneys deposited in accordance with the provisions of this act.

(i) "Operating account" means a state bank account which is payable or withdrawable, in whole or in part, on demand.

(j) "Investment account" means a state bank account which is not payable on demand but shall not include custodial accounts.

(k) "Market rate" means the average of the average equivalent yields, with equivalent maturities, of: (1) United States government securities; and (2) debt obligations of the following United States government agencies, federal home loan banks, federal national mortgage association and federal farm credit bank.

(l) "Investment rate" means a rate which is the equivalent yield for United States government securities having a maturity date as published in the Wall Street Journal, nearest the maturity date for equivalent maturities. *For liquidity investments, the 0-90 day rate shall be computed on the average effective federal funds rate as published by the federal reserve system for the previous week.*

(m) "Custodial account" means a state bank account of custodial moneys.

(n) "Fee agency account" means a state bank account of any state agency consisting of fees, tuition or charges authorized by law prior to remittance to the state treasurer.

(o) "Disbursement" means a payment of any kind whatsoever made from the state treasury or from any operating account, except transfer of state or special moneys between or among operating accounts and investment accounts or either or both of them.

(p) "Securities" means, for the purposes of K.S.A. 75-4218, and amendments thereto, any one or more of the following:

(1) Direct obligations of, or obligations that are insured as to principal and interest by, the United States government or any

agency thereof and obligations and securities of United States sponsored enterprises which under federal law may be accepted as security for public funds.

(2) Kansas municipal bonds which are general obligations of the municipality issuing the same.

(3) Revenue bonds of any agency or arm of the state of Kansas.

(4) Revenue bonds of any municipality, as defined by K.S.A. 10-101, and amendments thereto, within the state of Kansas or bonds issued by a public building commission as authorized by K.S.A. 12-1761, and amendments thereto, if approved by the state bank commissioner, except (A) bonds issued under the provisions of K.S.A. 12-1740 *et seq.*, and amendments thereto, unless such bonds are rated at least MIG-1 or Aa by Moody's Investors Service or AA' by Standard & Poor's Corp. and (B) bonds secured by revenues of a utility which has been in operation for less than three years. Any expense incurred in connection with granting approval of revenue bonds shall be paid by the applicant for approval.

(5) Temporary notes of any municipal corporation or quasi-municipal corporation within the state of Kansas which are general obligations of the municipal corporation or quasi-municipal corporation issuing the same.

(6) Warrants of any municipal corporation or quasi-municipal corporation within the state of Kansas the issuance of which is authorized by the state board of tax appeals and which are payable from the proceeds of a mandatory tax levy.

(7) Bonds of any municipal or quasi-municipal corporation of the state of Kansas which have been refunded in advance of their maturity and are fully secured as to payment of principal and interest thereon by deposit in trust, under escrow agreement with a bank, of direct obligations of, or obligations the principal of and the interest on which are unconditionally guaranteed by, the United States of America. A copy of such escrow agreement shall be furnished to the treasurer.

(8) Securities listed in paragraph (13) of subsection (d) of K.S.A. 9-1402 and amendments thereto within limitations of K.S.A. 9-1402 and amendments thereto. Such securities may be accepted or rejected by the treasurer.

(9) All of such securities shall be current as to interest according to the terms thereof.

(10) Whenever a bond is authorized to be pledged as a security under this section, such bond shall be accepted as a security if: (i) In the case of a certificated bond, it is assigned, delivered or pledged to the holder of the deposit for security; (ii) in the case of an uncertificated bond, registration of a pledge of the bond is authorized by the system and the pledge of the uncertificated bond is registered; or (iii) in a form approved by the attorney general, which assures the availability of the bond proceeds pledged as a security for public deposits.

(q) "Savings bank" means a federally chartered savings bank insured by the federal deposit insurance corporation and doing business within the state of Kansas.

(r) "Savings and loan association" means a state or federally chartered savings and loan association insured by the federal deposit insurance corporation and doing business within the state of Kansas.

Sec. 6. K.S.A. 1992 Supp. 75-4209 is hereby amended to read as follows: 75-4209. (a) After the board determines the liquidity needs for the state, and determines the varying maturities of the investment accounts to be offered and the amount of state moneys to be invested in each of the maturities offered, in accordance with rules and regulations adopted pursuant to K.S.A. 1992 Supp. 75-4232, the board shall make available state moneys eligible for investment accounts in the following manner:

(1) (A) The board shall offer to all banks, on a competitive bid basis, state moneys for deposit in investment accounts at maturities of not more than four years and such bids shall be at a rate of at least the market rate, as defined in subsection (k) of K.S.A. 75-4201 and amendments thereto.

(B) As part of the offering under subparagraph (A) the board shall offer to all banks, on a twelve-month average, 50% of the amount of state moneys available for investment or \$350,000,000, whichever amount is greater, at maturities of not more than four years and at the investment rate as defined in subsection (l) of K.S.A. 75-4201 and amendments thereto. Such accounts shall be apportioned by the

(continued)

board among the banks which propose to receive such accounts and which qualify therefor on the basis of the ratio of each bank's combined capital, undivided profits and surplus to the total capital, undivided profits and surplus of all such banks.

(2) The board may invest and reinvest state moneys eligible for investment which are not invested in accordance with paragraph (1), in the following investments:

(A) Direct obligations of, or obligations that are insured as to principal and interest by, the United States of America or any agency thereof and obligations and securities of the United States sponsored enterprises which under federal law may be accepted as security for public funds, except that not more than 10% of the moneys available for investment under this subsection may be invested in mortgage backed securities of such enterprises and of the government national mortgage association; or

(B) repurchase agreements of less than 30 days' duration with a Kansas bank or a primary government securities dealer which reports to the market reports division of the federal reserve bank of New York for direct obligations of, or obligations that are insured as to principal and interest by, the United States government or any agency thereof and obligations and securities of United States government sponsored enterprises which under federal law may be accepted as security for public funds; or

(C) investments in state agency and SKILL act projects and bonds pursuant to section 9.

(b) At any time moneys are available for deposits or investments for a period of time which is insufficient to permit deposit in investment accounts or to provide for the liquidity needs for the state, the board may invest such moneys in repurchase agreements as authorized in subparagraph (B) of paragraph (2) of subsection (a).

(c) When moneys are available for deposits or investments, the board may invest in preferred stock of Kansas venture capital, inc., under terms and conditions prescribed by K.S.A. 74-8203, and amendments thereto, but such investments shall not in the aggregate exceed a total amount of \$10,000,000.

(d) When moneys are available for deposits or investments, the board may invest in loans pursuant to legislative mandates, except that not more than the lesser of 10% or \$80,000,000 of the state moneys shall be invested.

(e) Interest on investment accounts in banks is to be paid at maturity, but not less than annually, except that interest on such investment accounts awarded between August 1, 1992, and June 30, 1993, is to be paid no later than June 30, 1993.

(f) Investments made by the board under the provisions of this section shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

(g) Investments under paragraph (1) and subparagraph (A) of paragraph (2) of subsection (a) shall be for a period not to exceed four years, except for investments in mortgage-backed securities.

(h) Investments in securities under subparagraph (A) of paragraph (2) of subsection (a) shall be limited to securities which do not have any more interest rate risk than do direct United States government obligations of similar maturities except for the 10% limitation on mortgage-backed securities. For purposes of this subsection, "interest rate risk" means market value changes due to changes in current interest rates.

Sec. 7. K.S.A. 1992 Supp. 75-4212a is hereby amended to read as follows: 75-4212a. Whenever the balance in operating accounts is insufficient to meet the state's obligations, and there are state moneys in investment accounts authorized investments, the treasurer, with approval of the board, may:

(a) Borrow upon the security of any one or more investment accounts an amount sufficient to meet the state's obligations. Any such loan shall be repaid in full within 60 days or prior to July 1, whichever occurs first. Interest payment by the state for any loan under this section shall be made only by way of setoff from interest obligations to the state from the bank making such loan. The amount borrowed under this section from any bank, shall never exceed an amount equal to the amount of state moneys on deposit in such bank; or

(b) enter into reverse repurchase agreements utilizing securities

purchased by the board pursuant to subsection (a)(2)(A) of K.S.A. 1992 Supp. 75-4209 and amendments thereto. Such reverse repurchase agreements may be entered into with Kansas banks or primary government securities dealers which report to the market reports division of the federal reserve bank of New York. Expenses of reverse repurchase agreements shall be paid by deducting such expenses against other interest income to the state.

Sec. 8. K.S.A. 1992 Supp. 75-4213 is hereby amended to read as follows: 75-4213. Custodial accounts shall be arranged for by the board, but the aggregate of custodial accounts in any bank shall not exceed 10% of the deposits of such bank's statement of last official call. Whenever it appears to the board that certain moneys may be required to be deposited in custodial accounts, the chairperson shall request the opinion of the attorney general, who shall render an opinion thereon within two weeks. No commitment shall be made to maintain all or any portion of any custodial account for a period of more than 12 months. Custodial moneys shall not be considered in determining limitations imposed by this act on other types of bank accounts. Custodial accounts may be demand deposits or interest bearing deposits, as determined by the board, and if the custodial accounts are interest bearing the rate thereof shall be the investment rate, as defined in subsection (1) of K.S.A. 75-4201, and amendments thereto. The board may invest custodial moneys in repurchase agreements of less than 30 days' duration with a Kansas bank or with a primary government securities dealer which reports to the market reports division of the federal reserve bank of New York for direct obligations of, or obligations that are insured as to principal and interest by, the United States government or any agency or enterprise thereof.

New Sec. 9. (a) Before the Kansas development finance authority issues any bonds for any state agency project or a project under the SKILL act, the authority shall conduct a feasibility analysis and recommend to the secretary of administration any project which appears appropriate for consideration to offer to the pooled money investment board as an alternative investment. If the secretary of administration approves the recommendation, the secretary shall give notice of such approval to the chairperson of the pooled money investment board in writing. If the pooled money investment board and the secretary of administration reach agreement on the terms and conditions of the financing, the pooled money investment board may invest in any such project.

(b) Unless the pooled money investment board has declined the investment, the Kansas development finance authority shall not proceed to issue bonds for any project offered to the pooled money investment board until at least 15 days after the secretary of administration's notice to the pooled money investment board under subsection (a).

(c) The authority shall give notice to the pooled money investment board of the public sale of bonds for any state agency or SKILL act projects. The pooled money investment board is authorized to purchase any such bonds.

New Sec. 10. Moneys of a state agency or public instrumentality of this state which may be invested by the pooled money investment board expressly for such agency or instrumentality, or invested directly by the agency or instrumentality, may be invested in the municipal investment pool fund established in K.S.A. 1992 Supp. 12-1677a and amendments thereto. Such agency or instrumentality shall be treated as a municipality for purposes of participation in such fund.

Sec. 11. K.S.A. 65-3415a is hereby amended to read as follows: 65-3415a. (a) There is hereby created in the state treasury the solid waste management fund.

(b) The secretary shall remit at least monthly to the state treasurer all moneys collected or received by the secretary from the following sources:

(1) Solid waste tonnage fees imposed pursuant to K.S.A. 65-3415b, and amendments thereto;

(2) application and annual fees provided for by K.S.A. 65-3407, and amendments thereto;

(3) gifts, grants, reimbursements or appropriations intended to be used for the purposes of the fund, but excluding federal grants

and cooperative agreements; and

(4) any other moneys provided by law.

Upon receipt thereof, the state treasurer shall deposit in the state treasury any amount remitted pursuant to this subsection and shall credit the entire amount to the solid waste management fund:

(c) Moneys in the solid waste management fund shall be expended for the following purposes:

(1) Grants to counties or groups of counties or designated city or cities pursuant to K.S.A. 65-3415, and amendments thereto;

(2) monitoring and investigating solid waste management plans of counties and groups of counties;

(3) payment of extraordinary costs related to monitoring permitted solid waste processing facilities and disposal areas, both during operation and after closure;

(4) payment of costs of postclosure cleanup of permitted solid waste disposal areas which, as a result of a postclosure occurrence, pose a substantial hazard to public health or safety or to the environment;

(5) emergency payment for costs of cleanup of solid waste disposal areas which were closed before the effective date of this act and which pose a substantial risk to the public health or safety or to the environment, but the total amount of such emergency payments during a fiscal year shall not exceed an amount equal to 50% of all amounts credited to the fund during the preceding fiscal year;

(6) to permit the secretary to take whatever emergency action is necessary or appropriate to assure that the public health or safety is not threatened whenever there is a release from a solid waste processing facility or a solid waste disposal area;

(7) to permit the secretary to take corrective action where the release presents actual or potential threat to human health or the environment, if the owner or operator has not been identified or is unable or unwilling to perform corrective action;

(8) payment of the administrative, technical and legal costs incurred by the secretary in carrying out the provisions of K.S.A. 65-3401 through 65-3423, and amendments thereto, including the cost of any additional employees or increased general operating costs of the department attributable therefor; and

(9) development of educational materials and programs for informing the public about solid waste issues.

(d) If the secretary determines that expenditures from the solid waste management fund are necessary, the person or persons responsible for the operation or long-term care of a disposal area whose failure to comply with this act, rules and regulations promulgated thereunder, or permit conditions resulted in such determination, shall be responsible for the repayment of those amounts expended. The secretary shall take appropriate action to enforce this provision against any responsible person. The secretary shall remit to the state treasurer any amounts recovered and collected in such action. The state treasurer shall deposit all such amounts in the state treasury and credit the same to the solid waste management fund.

(e) Expenditures from the solid waste management fund shall be made in accordance with appropriations acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary or a person designated by the secretary.

(f) On or before the 10th day of the month following the month in which moneys are first credited to the solid waste management fund, and monthly thereafter on or before the 10th day of the month, the director of accounts and reports shall transfer from the state general fund to the solid waste management fund the amount of money certified by the pooled money investment board in accordance with this subsection. Prior to the 10th day of the month following the month in which moneys are first credited to the solid waste management fund, and monthly thereafter prior to the 10th day of the month, the pooled money investment board shall certify to the director of accounts and reports the amount of money equal to the proportionate amount of all the interest credited to the state general fund for the preceding month, pursuant to K.S.A. 75-4210a, and amendments thereto, that is attributable to moneys in the solid waste management fund. Such amount of money shall be determined by the pooled money investment board based on: (1) The average daily balance of moneys in the solid waste management fund during the preceding month as certified to the board by the director of accounts and reports; and (2) the average interest rate on time deposit, open accounts for that period as determined under K.S.A. 75-4212,

and amendments thereto repurchase agreements of less than 30 days' duration entered into by the pooled money investment board for that period of time. On or before the fifth day of the month following the month in which moneys are first credited to the solid waste management fund, and monthly thereafter on or before the fifth day of the month, the director of accounts and reports shall certify to the pooled money investment board the average daily balance of moneys in the solid waste management fund during the preceding month.

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

Sec. 12. K.S.A. 74-5086a is hereby amended to read as follows:

74-5086a. (a) There is hereby established in the state treasury the state housing trust fund. All moneys credited to the state housing trust fund shall be used for the purposes of housing programs and services including, but not limited to, the provision of financial programs for the repair, rehabilitation and improvement of existing residential housing, accessibility modifications, rental subsidies and the provision of housing services and assistance to persons having low or moderate income and disabled persons.

(b) The state housing trust fund shall be administered by the office of housing of the department of commerce. All expenditures from the state housing trust fund shall be in accordance with appropriations acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of commerce or the secretary's designee.

(c) The office of housing and the department of commerce are hereby authorized to apply for and receive available public or private grants, gifts and donations for the purposes of housing programs and services. All such grants, gifts and donations, which are not required to be deposited in a separate special revenue fund, shall be deposited in the state treasury to the credit of the state housing trust fund. All moneys received by the department of commerce and housing for fees related to housing, which are not required to be deposited in a separate special revenue fund, shall be deposited in the state treasury to the credit of the state housing trust fund.

(d) On or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the state housing trust fund the amount of money certified by the pooled money investment board in accordance with this paragraph. Prior to the 10th day of each month, the pooled money investment board shall certify to the director of accounts and reports the amount of money equal to the proportionate amount of all the interest credited to the state general fund for the preceding month, pursuant to K.S.A. 75-4210a and amendments thereto, that is attributable to moneys in the state housing trust fund. Such amount of money shall be determined by the pooled money investment board based on: (A) The average daily balance of moneys in the state housing trust fund during the preceding month as certified to the board by the director of accounts and reports and (B) the average interest rate on time deposit, open accounts for that period as determined under K.S.A. 75-4212 and amendments thereto repurchase agreements of less than 30 days' duration entered into by the pooled money investment board for that period of time. On or before the fifth day of each month, the director of accounts and reports shall certify to the pooled money investment board the average daily balance of moneys in the state housing trust fund during the preceding month.

Sec. 13. K.S.A. 9-1405, 65-3415a and 74-5086a and K.S.A. 1992 Supp. 12-1675, 12-1677a, 12-1677b, 75-4201, 75-4209, 75-4212a and 75-4213 are hereby repealed.

Sec. 14. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register, April 22, 1993.)

HOUSE BILL No. 2524

AN ACT concerning the Kansas animal health department; relating to fees; amending K.S.A. 1992 Supp. 47-1001a, 47-1001e, 47-1008, 47-1203, 47-1207 and 47-1503 and repealing the existing sections.

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

Section 1. K.S.A. 1992 Supp. 47-1001a is hereby amended to read as follows: 47-1001a. No person shall conduct or operate a public livestock market unless and until such person has a license therefor, upon which the current annual market license fee has been paid. Any person making application for an original market license shall do so to the commissioner in writing, verified by the applicant, in the form as prescribed by the commissioner showing the following:

(a) The name and address of the applicant, with a statement of the names and addresses of all persons having any financial interest in the business of the applicant and the amount of such interest.

(b) A statement of all assets and liabilities of the applicant.

(c) A legal description of the real estate and a complete description of the facilities proposed to be used in connection with such public livestock market.

(d) A detailed statement of the facts upon which the applicant relies showing the general confines of the trade area proposed to be served by such public livestock market, the benefits to be derived by the livestock industry and the services proposed to be rendered.

Such application shall be accompanied by an application fee in an amount set by the Kansas animal health board and adopted by rules and regulations of the commissioner of not more than \$375, which shall not be refundable if the application is denied or withdrawn. Each applicant shall furnish a bond in the manner required by K.S.A. 47-1002, and amendments thereto. *The application fee established by this section on the day preceding the effective date of this act shall continue in effect until a different application fee is set as provided under this section.*

Sec. 2. K.S.A. 1992 Supp. 47-1001e is hereby amended to read as follows: 47-1001e. Each livestock market operator shall pay annually, on or before June 30, a renewal market license fee in an amount set by the Kansas animal health board and adopted by rules and regulations of the commissioner of not more than \$40 to the commissioner for each public livestock market operated by such operator, which payment shall constitute a renewal until June 30 of the following year. *The renewal market license fee established by this section on the day preceding the effective date of this act shall continue in effect until a different renewal market license fee is set as provided under this section.*

Sec. 3. K.S.A. 1992 Supp. 47-1008 is hereby amended to read as follows: 47-1008. (a) All livestock consigned and delivered on the premises of any licensed public livestock market, before being offered for sale, shall be inspected by an authorized veterinarian who shall examine or test each animal consigned to such market, for the purpose of determining its condition of health and freedom from infectious or contagious animal diseases. Such veterinary services shall be contracted for by market operators, under contracts approved by the livestock commissioner, and such services shall be performed under the direction of the commissioner. Such veterinarian shall be authorized to make all required examinations and tests, and to issue certificates of inspection at the public livestock market where such veterinarian serves. All livestock sold, resold, exchanged or transferred, or offered for sale or exchange at a livestock market shall be treated as may be necessary to prevent the spread of contagious or infectious diseases. A certificate of inspection, on a form to be approved by the commissioner, shall be issued to the purchaser by the inspector. For inspection of livestock offered for sale, there shall be collected by the market operator from the consignor a fee which shall be determined by negotiation between the market operator and the market veterinarian but shall not be less than ~~\$.11~~ \$.07 per head, except that no fee for inspection shall be collected unless the inspection actually has been made. If the charges per head collected on all livestock inspected at a livestock market on any sales day do not amount to a minimum per diem of \$40 or any amount greater than \$40 negotiated by the operator, the market operator shall be required to supply sufficient funds to provide such amount. Any amount lesser or greater than the \$40 amount specified, shall be determined by negotiation between the market operator and the

market veterinarian. A copy of any agreement or contract shall be on file with the commissioner. Payments for veterinary services rendered under a contract approved as provided in this section shall be paid from the veterinary inspection fee fund, and for such services rendered prior to the end of a fiscal year, payment may be made within 90 days after the end of the fiscal year.

(b) Livestock market operators shall pay amounts received and amounts due under this section to the livestock commissioner. The commissioner shall remit all such amounts received to the state treasurer at least monthly. Upon receipt of any such remittance the state treasurer shall deposit the entire amount thereof in the state treasury and the same shall be credited to the veterinary inspection fee fund. All expenditures from such fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the commissioner or by a person or persons designated by such commissioner.

Sec. 4. K.S.A. 1992 Supp. 47-1203 is hereby amended to read as follows: 47-1203. (a) Application for such license shall be made to the commissioner on forms provided by the commissioner, which application shall set forth: (1) The name and residence of the applicant; (2) the proposed place of business; (3) the location of the proposed disposal plant, all proposed substations and all places of transfer; (4) the particular method which applicant intends to employ in the disposal of such carcasses and packing house refuse; (5) the number and kind of vehicles the applicant intends to use and the proposed methods of operation; and (6) such other information as the commissioner may require.

(b) Each application for license shall be accompanied by a fee in an amount set by the Kansas animal health board and adopted by rules and regulations of the commissioner of not more than \$525 for each disposal plant. *The fee established by this subsection on the day preceding the effective date of this act shall continue in effect until a different fee is set as provided under this subsection.*

Sec. 5. K.S.A. 1992 Supp. 47-1207 is hereby amended to read as follows: 47-1207. (a) Application for a permit for a vehicle, or vehicles, to be used in the transportation of carcasses of domestic animals or packing house refuse on public highways shall be made to the commissioner on forms provided by the commissioner. Each such application shall set forth: (1) The type, make and year model of each vehicle, (2) the area of proposed operations, (3) the name and address of the disposal plant or the disposal plants where proposed deliveries are to be made and (4) such other information as the commissioner may require.

(b) Each such application shall be accompanied by a fee in an amount set by the Kansas animal health board and adopted by rules and regulations of the commissioner of not more than \$75 for each such vehicle. *The fee established by this subsection on the day preceding the effective date of this act shall continue in effect until a different fee is set as provided under this subsection.*

(c) The permit for each vehicle used in the transportation upon public highways of the carcasses of domestic animals or packing house refuse, or approved evidence of such permit, shall be attached to such vehicles in a conspicuous place on the left side of the cab.

Sec. 6. K.S.A. 1992 Supp. 47-1503 is hereby amended to read as follows: 47-1503. (a) It shall be unlawful for any person to operate a feedlot within the state of Kansas without having first obtained a license from the livestock commissioner authorizing and permitting such operation.

(b) An operator of any feedlot in the state of Kansas, or a person desiring to operate a feedlot in the state of Kansas, shall obtain, from the livestock commissioner, a license to operate a feedlot, unless exempted therefrom. The owner or operator of any livestock feedlot, with a capacity of less than 1,000 head of livestock, may apply for and obtain a license for feedlot operations, if such owner or operator chooses and elects to come under the terms and provisions of this act, but the licensing for operations at a capacity of less than 1,000 head shall not be required.

(c) Application for a livestock feedlot license shall be filed with the livestock commissioner, on a form prescribed and furnished by the commissioner. Upon the filing of such an application and payment of the required fees, the commissioner shall issue a livestock feedlot license to such applicant, provided the application discloses infor-

mation assuring the commissioner that the operation of such feedlot will be conducted in accordance with the standards set forth elsewhere in this act, and with rules and regulations adopted by the commissioner.

(d) Feedlot licenses shall be issued for the term of one year, to expire on June 30 following the date of issuance. Feedlot licenses may be continued in force by annual renewal or extension of such license with the payment of an annual license fee, and with continued compliance by the operator with the provisions of this act, and acts amendatory of the provisions thereof and supplemental thereto, and rules and regulations adopted hereunder.

(e) Each feedlot operator, who shall be granted a license, shall pay a fee in an amount set by the Kansas animal health board and adopted by rules and regulations of the commissioner for such license and for annual renewal thereof, in accordance with and subject to the following schedule of maximum fees:

Feedlot capacity	Amount of Maximum fee
Under 1,000 head.....	\$75
1,000 to 2,999 head.....	\$150
3,000 to 9,999 head.....	\$300
10,000 to 17,999 head.....	\$450
18,000 head and over.....	\$750

The fees established by this subsection on the day preceding the effective date of this act shall continue in effect until different fees are set as provided under this subsection.

(f) If an original feedlot license expires within six months after date of issuance, only 50% of the applicable license fee shall be required. An application for feedlot license shall not be approved, nor shall a license be issued to any applicant unless the application is accompanied by the applicable license fee under the schedule of fees in this section. Each licensed feedlot operator shall pay an annual license fee in accordance with the schedule of fees in this section and, upon payment of such fee and a showing of compliance with other requirements, shall be entitled to a renewal or extension of such operator's license for the ensuing license year.

(g) The livestock commissioner shall remit all moneys received by or for the commissioner under article 15 of chapter 47 of Kansas Statutes Annotated, and amendments thereto, to the state treasurer at least monthly. Upon receipt of any such remittance, the state treasurer shall deposit the entire amount thereof in the state treasury and the same shall be credited to the animal disease control fund.

Sec. 7. K.S.A. 1992 Supp. 47-1001a, 47-1001e, 47-1008, 47-1203, 47-1207 and 47-1503 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, April 22, 1993.)

HOUSE BILL No. 2029

AN ACT concerning the university of Kansas school of medicine; relating to medical student scholarships and loans; amending K.S.A. 76-377 and K.S.A. 1992 Supp. 76-376 and 76-382 and repealing the existing sections; also repealing K.S.A. 1992 Supp. 76-376a.

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

Section 1. K.S.A. 1992 Supp. 76-376 is hereby amended to read as follows: 76-376. (a) (1) Except as otherwise provided in paragraphs (2), (3), (4), (5), (6), (7) and (8) through (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

(continued)

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 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 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 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. 2. K.S.A. 76-377 is hereby amended to read as follows: 76-377. (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 1954, as amended 1986; (6) during the period of time the person obligated is engaged solely in the teaching of medicine; (7) during the period of time the person obligated is engaged solely in medical research; or (8) 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 (8) 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 pursuant to this subsection (a) more than five (5) 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 (8) 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; (3) if, because of permanent physical disability, the person obligated is unable to practice medicine and surgery; (4) if the person obligated fails to satisfy the requirements for a degree of doctor of medicine after making his or her such person's best efforts to obtain such degree; or (5) if the person obligated fails to satisfy all requirements for a permanent license to practice medicine and surgery in Kansas or any other jurisdiction or has been denied a license after applying for a license and making

his or her such person's best efforts to obtain a license.

(c) Any person who was first awarded a scholarship after December 31, 1985, who enters and completes an approved three-year primary care postgraduate residency training program prior to July 1, 1993, who is obligated to engage in the full-time practice of medicine and surgery under an agreement entered into under K.S.A. 76-374 and amendments thereto, who has entered into a written commitment to engage in such practice in a service commitment area, as defined by subsection (c)(1) of K.S.A. 1992 Supp. 76-381 and amendments thereto, pursuant to K.S.A. 1992 Supp. 76-379 and amendments thereto, and who has been accepted to participate in a one-year medical postgraduate fellowship training program in non-invasive cardiology commencing within 30 days after completion of such residency training, shall have a special educational deferment and such obligation to engage in the practice of medicine and surgery shall be postponed during such person's participation in such one-year training program.

(d) Any person who was first awarded a scholarship after December 31, 1985, who enters and completes an approved three-year primary care postgraduate residency training program prior to July 1, 1993, who is obligated to engage in the full-time practice of medicine and surgery under an agreement entered into under K.S.A. 76-374 and amendments thereto, who has entered into a written commitment to engage in such practice in a service commitment area, as defined by subsection (c)(1) of K.S.A. 1992 Supp. 76-381 and amendments thereto, pursuant to K.S.A. 1992 Supp. 76-379 and amendments thereto, and who has been accepted to participate in a two-year medical postgraduate fellowship training program in infectious diseases commencing within 30 days after completion of such residency training, shall have a special educational deferment and such obligation to engage in the practice of medicine and surgery shall be postponed during such person's participation in such two-year training program.

Sec. 3. K.S.A. 1992 Supp. 76-382 is hereby amended to read as follows: 76-382. (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 K.S.A. 1992 Supp. 76-383, and amendments thereto.

(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 K.S.A. 1992 Supp. 76-383, and amendments thereto. 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 K.S.A. 1992 Supp. 76-386, and amendments thereto.

(e) Medical student loans shall be awarded on a priority basis as follows, first to qualified applicants who are Kansas residents at the time of entry into the university of Kansas school of medicine, and second, to qualified applicants who are not Kansas residents at the time of entry into the university of Kansas school of medicine. As used in this subsection, "Kansas residents" means persons who meet the residence requirements established in K.S.A. 76-729, and amendments thereto.

New Sec. 4. Each loan agreement entered into under the medical student loan act after the effective date of this act and prior to June 30, 1993, for the 1992-93 academic year, shall be given retroactive effect so that each medical student entering into such a loan agreement receives payments for all tuition for the entire 1992-93 academic year and a stipend for living expenses for each month enrolled in the university of Kansas school of medicine during the 1992-93 academic year, all in accordance with the loan agreement, as though the loan agreement had been entered into at the beginning of the 1992-93 academic year.

Sec. 5. K.S.A. 76-377 and K.S.A. 1992 Supp. 76-376, 76-376a and 76-382 are hereby repealed.

Sec. 6. This act shall take effect and be in force from and after its publication in the Kansas register.

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. This cumulative index supplements the index found in the 1992 Supplement to the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-2-30	New	V. 11, p. 278
1-2-34	New	V. 11, p. 1016
1-2-81	Revoked	V. 11, p. 278
1-6-2	Amended	V. 11, p. 278
1-6-31	Amended	V. 11, p. 1016
1-6-32	Amended	V. 11, p. 278
1-8-7	Amended	V. 11, p. 1017
1-9-4	Amended	V. 11, p. 1017
1-9-5	Amended	V. 11, p. 1019

1-9-13	Amended	V. 11, p. 1020
1-9-18	Amended	V. 11, p. 1020
1-9-19a	Amended	V. 11, p. 279
1-9-23	New	V. 11, p. 1194, 1257
1-16-18	Amended	V. 12, p. 6, 54
1-16-18a	Amended	V. 12, p. 7, 55
1-45-14	Amended	V. 11, p. 1195
1-46-1	Amended	V. 11, p. 1195
1-46-3	Amended	V. 11, p. 1195

AGENCY 4: BOARD OF AGRICULTURE

Reg. No.	Action	Register
4-4-900	Amended	V. 11, p. 1895
4-4-923	Amended	V. 11, p. 1895
4-4-924	Amended	V. 11, p. 1895
4-4-931	Amended	V. 11, p. 1896
4-4-932	Amended	V. 11, p. 1896
4-4-933	Amended	V. 11, p. 1896
4-4-934	Amended	V. 11, p. 1897
4-4-935	Amended	V. 11, p. 1897
4-4-956	New	V. 11, p. 1897
4-7-716	Amended	V. 11, p. 555
4-7-719	Amended	V. 11, p. 63
4-8-14a	Amended	V. 11, p. 1898
4-8-27	Amended	V. 11, p. 555
4-8-28	New	V. 11, p. 1898
4-8-33	New	V. 11, p. 1898
4-8-40	Amended	V. 11, p. 1898

4-8-41	New	V. 11, p. 555
4-10-1	Amended	V. 11, p. 1898
4-13-36	Amended	V. 11, p. 1899
4-13-38	Amended	V. 11, p. 1899
4-13-41	Amended	V. 11, p. 1900
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4-13-62	Amended	V. 11, p. 1900
4-13-63	Amended	V. 11, p. 1901
4-15-2	Amended	V. 11, p. 555
4-16-1a	Amended	V. 11, p. 1901
4-16-1c	Amended	V. 11, p. 1901
4-16-7a	Amended	V. 11, p. 1901
4-16-300 through 4-16-305	New	V. 11, p. 557, 558
4-17-1a	Amended	V. 11, p. 1901
4-17-1c	Amended	V. 11, p. 1902
4-17-5a	Amended	V. 11, p. 1902

AGENCY 5: BOARD OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-42-1	Amended	V. 11, p. 361
5-42-3	Amended	V. 11, p. 361

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5-45-1		
through		
5-45-4	Amended	V. 11, p. 361-363
5-45-6	Amended	V. 11, p. 363
5-45-7	Amended	V. 11, p. 363
5-45-12	Amended	V. 11, p. 363
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5-45-17	New	V. 11, p. 364, 365

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-23-8	New	V. 11, p. 1257, 1296
7-29-1	Amended	V. 11, p. 1369, 1423
7-32-1	Amended	V. 11, p. 1117, 1143

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

Reg. No.	Action	Register
14-10-5	Amended	V. 11, p. 1929
14-10-10	Amended	V. 11, p. 1930
14-10-11	Amended	V. 11, p. 1930
14-10-12	Amended	V. 11, p. 1931
14-13-1	Amended	V. 11, p. 1931
14-13-2	Amended	V. 11, p. 1932
14-13-13	Amended	V. 11, p. 1933
14-14-1	Amended	V. 11, p. 1934
14-14-11	Amended	V. 11, p. 1711
14-16-20	Revoked	V. 11, p. 1041
14-19-14	Amended	V. 11, p. 1935
14-19-15	Amended	V. 11, p. 1936
14-20-14	Amended	V. 11, p. 1937
14-20-15	Amended	V. 11, p. 1938
14-20-16	Amended	V. 11, p. 1938
14-21-1	Amended	V. 11, p. 1939
14-21-2	Amended	V. 11, p. 1940
14-21-3	Amended	V. 11, p. 1941
14-22-1	Amended	V. 11, p. 1941
14-22-2	Amended	V. 11, p. 1942
14-22-3	Amended	V. 11, p. 1943

AGENCY 17: STATE BANKING
DEPARTMENT

Reg. No.	Action	Register
17-11-21	Amended	V. 11, p. 1903
17-15-1	Amended	V. 12, p. 311
17-16-8	Amended	V. 12, p. 314
17-21-1		
through		
17-21-8	New	V. 11, 1040
17-21-1	Amended	V. 12, p. 314
17-21-2	Amended	V. 12, p. 314
17-22-1	New	V. 11, p. 1371

AGENCY 19: KANSAS COMMISSION
ON GOVERNMENT STANDARDS
AND CONDUCT

Reg. No.	Action	Register
19-1-1	Amended	V. 11, p. 714
19-1-11	Amended	V. 11, p. 714
19-3-2	Amended	V. 11, p. 714
19-4-2	Amended	V. 11, p. 715
19-20-2	Amended	V. 11, p. 715
19-27-2	Amended	V. 11, p. 715
19-29-2	Amended	V. 11, p. 716
19-29-4	Amended	V. 11, p. 717
19-29-5	New	V. 11, p. 717
19-30-4	Amended	V. 11, p. 717
19-40-3a	Amended	V. 11, p. 718
19-40-4	New	V. 11, p. 1369
19-40-5	New	V. 11, p. 718
19-41-1	Amended	V. 11, p. 718
19-60-3	Amended	V. 11, p. 719
19-61-1	Amended	V. 11, p. 720
19-61-2	Amended	V. 11, p. 720
19-61-3	Revoked	V. 11, p. 720
19-62-1	Amended	V. 11, p. 721
19-62-2	Amended	V. 11, p. 721
19-63-2	Amended	V. 11, p. 721
19-63-3	Amended	V. 11, p. 721

19-63-4	Amended	V. 11, p. 722
19-63-6	New	V. 11, p. 722

AGENCY 21: KANSAS HUMAN
RIGHTS COMMISSION

Reg. No.	Action	Register
21-34-1		
through		
21-34-21	New	V. 11, p. 357-360
21-34-1		
through		
21-34-21	New	V. 11, p. 504-507
21-60-1		
through		
21-60-23	New	V. 11, p. 1084-1091, 1153-1160
21-80-1		
through		
21-80-10	New	V. 11, p. 1764-1766

AGENCY 22: STATE FIRE MARSHAL

Reg. No.	Action	Register
22-1-2	Amended	V. 12, p. 444
22-1-3	New	V. 12, p. 444
22-1-4	New	V. 12, p. 444
22-1-5	New	V. 12, p. 445
22-1-6	New	V. 12, p. 445
22-2-1	Revoked	V. 12, p. 445
22-3-1	Revoked	V. 12, p. 445
22-3-2	Revoked	V. 12, p. 445
22-4-1	Revoked	V. 12, p. 445
22-5-3	Amended	V. 12, p. 445
22-6-10	Revoked	V. 12, p. 445
22-6-17	Revoked	V. 12, p. 445
22-7-1	Revoked	V. 12, p. 445
22-7-2	Revoked	V. 12, p. 445
22-7-3	Revoked	V. 12, p. 445
22-7-6		
through		
22-7-12	New	V. 12, p. 445-447
22-8-1	Revoked	V. 12, p. 448
22-10-3a	Revoked	V. 12, p. 448
22-10-10	Revoked	V. 12, p. 448
22-10-12	Revoked	V. 12, p. 448
22-10-13	Revoked	V. 12, p. 448
22-10-14	Revoked	V. 12, p. 448
22-10-17	Revoked	V. 12, p. 448
22-10-18	New	V. 12, p. 448
22-10-19	New	V. 12, p. 448
22-13-35	Revoked	V. 12, p. 449
22-18-3	Amended	V. 12, p. 449
22-19-1	Amended	V. 12, p. 450
22-19-2	Amended	V. 12, p. 450
22-19-3	Amended	V. 12, p. 451
22-19-4	Revoked	V. 12, p. 451
22-19-5	New	V. 12, p. 451
22-20-1	Revoked	V. 12, p. 451
22-22-1	New	V. 12, p. 451

AGENCY 25: STATE GRAIN
INSPECTION DEPARTMENT

Reg. No.	Action	Register
25-2-2	Revoked	V. 11, p. 1742
25-2-5	Revoked	V. 11, p. 1742
25-4-1	Amended	V. 11, p. 1643, 1702
25-4-4	Amended	V. 11, p. 164

AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-8-1		
through		
26-8-14	New	V. 11, p. 1041-1043

AGENCY 28: DEPARTMENT OF HEALTH
AND ENVIRONMENT

Reg. No.	Action	Register
28-1-2	Amended	V. 12, p. 315
28-14-2	Amended	V. 11, p. 1797
28-15-11	Amended	V. 11, p. 1231
28-15-12	New	V. 12, p. 57
28-15-13	Amended	V. 11, p. 1232
28-15-14	Amended	V. 11, p. 1233

28-15-15	Revoked	V. 11, p. 1236
28-15-15a	New	V. 11, p. 1236
28-15-20	Amended	V. 11, p. 1237
28-16-29	Revoked	V. 11, p. 1260
28-16-30		
through		
28-16-36	New	V. 11, p. 1260, 1261
28-17-6	Amended	V. 11, p. 1543, 1584
28-17-12	Amended	V. 11, p. 1543, 1584
28-17-20	Amended	V. 11, p. 1543, 1584
28-19-17	Amended	V. 11, p. 608
28-19-17a		
through		
28-19-171	Amended	V. 11, p. 608, 609
28-19-17m		
through		
28-19-17q	New	V. 11, p. 609, 610
28-19-19	Amended	V. 11, p. 610
28-19-73	Amended	V. 11, p. 612
28-24-1	New	V. 11, p. 1798
28-24-2	New	V. 11, p. 1798
28-24-4		
through		
28-24-16	New	V. 11, p. 1798-1800
28-29-28		
through		
28-29-36	New	V. 11, p. 614-620, 758-764
28-29-84	New	V. 12, p. 435, 487
28-29-85	New	V. 12, p. 436, 488
28-31-8a	Revoked	V. 11, p. 232
28-31-10a	New	V. 11, p. 232
28-35-147	Amended	V. 11, p. 130
28-38-18		
through		
28-38-23	Amended	V. 12, p. 437, 438
28-38-29	New	V. 12, p. 439
28-53-1	Amended	V. 11, p. 846
28-53-2	Amended	V. 11, p. 846
28-59-7	Amended	V. 11, p. 1643
28-61-1		
through		
28-61-10	New	V. 11, p. 1743-1748

AGENCY 30: SOCIAL AND
REHABILITATION SERVICES

Reg. No.	Action	Register
30-2-16	Amended	V. 11, p. 1295
30-4-52	Amended	V. 11, p. 1749
30-4-55	Amended	V. 11, p. 1750
30-4-72	Amended	V. 11, p. 1010, 1044
30-4-73	Amended	V. 12, p. 386
30-4-85a	Amended	V. 12, p. 575
30-4-90	Amended	V. 12, p. 264, 576
30-4-101	Amended	V. 11, p. 1011, 1045
30-4-109	Amended	V. 11, p. 1263
30-4-112	Amended	V. 11, p. 1263
30-4-122a	Amended	V. 12, p. 578
30-4-140	Amended	V. 11, p. 365
30-5-58	Amended	V. 12, p. 387
30-5-59	Amended	V. 12, p. 392
30-5-60	Amended	V. 12, p. 393
30-5-64	Amended	V. 11, p. 372
30-5-65	Amended	V. 11, p. 372
30-5-70	Amended	V. 12, p. 394
30-5-71	Amended	V. 11, p. 1751
30-5-80	New	V. 11, p. 989
30-5-86	Amended	V. 11, p. 1752
30-5-95	Amended	V. 11, p. 205
30-5-100	Amended	V. 11, p. 1752
30-5-100a	Amended	V. 11, p. 1752
30-5-110	Amended	V. 11, p. 373
30-5-114	Amended	V. 11, p. 1265
30-5-151	Amended	V. 12, p. 266, 579
30-5-159	Amended	V. 11, p. 1753
30-5-160	Amended	V. 11, p. 1753
30-5-161	Amended	V. 11, p. 1753
30-5-169	Amended	V. 11, p. 1753
30-5-171	Revoked	V. 11, p. 1753
30-5-173	New	V. 11, p. 1753

30-5-173a	New	V. 11, p. 1753
30-6-52	Amended	V. 11, p. 1753
30-6-53	Amended	V. 11, p. 1754
30-6-55	Amended	V. 11, p. 374
30-6-56	Amended	V. 12, p. 395
30-6-72	Amended	V. 11, p. 1012, 1046
30-6-73	Amended	V. 11, p. 1265
30-6-86	Amended	V. 11, p. 1756
30-6-103	Amended	V. 11, p. 1757
30-6-106	Amended	V. 11, p. 1757
30-6-109	Amended	V. 11, p. 1268
30-6-112	Amended	V. 11, p. 1269
30-6-113	Amended	V. 12, p. 396
30-6-150	Amended	V. 12, p. 398

30-7-100 through		
30-7-104	New	V. 11, p. 990-992
30-7-100	Amended	V. 12, p. 398
30-9-13	Revoked	V. 11, p. 992

30-9-22	Revoked	V. 11, p. 992
30-10-1a	Amended	V. 11, p. 1481
30-10-1b	Amended	V. 11, p. 1483
30-10-1c	Amended	V. 11, p. 1484
30-10-2	Amended	V. 11, p. 1484
30-10-3	Revoked	V. 11, p. 1485
30-10-4	Revoked	V. 11, p. 1485
30-10-6	Amended	V. 11, p. 1761
30-10-7	Amended	V. 11, p. 1761
30-10-8	Revoked	V. 11, p. 1485
30-10-11	Amended	V. 11, p. 1762
30-10-15a	Amended	V. 11, p. 1485
30-10-15b	Amended	V. 11, p. 1486
30-10-17	Amended	V. 11, p. 1487
30-10-18	Amended	V. 11, p. 1488
30-10-19	Amended	V. 11, p. 1490
30-10-20	Amended	V. 11, p. 1490
30-10-23a	Amended	V. 11, p. 1490
30-10-23b	Amended	V. 11, p. 1491
30-10-23c	Amended	V. 11, p. 1491
30-10-25	Amended	V. 11, p. 1492
30-10-28	Amended	V. 11, p. 1493
30-10-29	Amended	V. 11, p. 1493
30-10-200	Amended	V. 11, p. 207
30-10-210	Amended	V. 11, p. 209
30-10-212	Amended	V. 11, p. 210
30-10-214	Amended	V. 11, p. 1270
30-10-217	Amended	V. 11, p. 210
30-10-219	Amended	V. 11, p. 211

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No.	Action	Register
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
36-37-1 through		
36-37-6	New	V. 12, p. 309, 310
36-38-1	New	V. 12, p. 310
36-38-2	New	V. 12, p. 310

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-37	Amended	V. 11, p. 1801
40-2-12	Amended	V. 11, p. 1801
40-3-47	Amended	V. 11, p. 1967
40-3-49	New	V. 11, p. 1803
40-4-35	Amended	V. 11, p. 82
40-4-37	Amended	V. 11, p. 1803
40-4-37a	New	V. 11, p. 1804
40-4-37b	New	V. 11, p. 1804
40-4-37c	New	V. 11, p. 1804
40-4-37d	New	V. 11, p. 1968
40-4-37e	New	V. 11, p. 1804

40-4-37f	New	V. 11, p. 1805
40-4-37g	New	V. 11, p. 1805
40-4-37h	New	V. 11, p. 1805
40-4-37i	New	V. 11, p. 1806
40-4-37j	New	V. 11, p. 1807
40-4-37k	New	V. 11, p. 1808
40-4-37l	New	V. 11, p. 1809
40-4-37m	New	V. 11, p. 1810
40-4-37n	New	V. 11, p. 1810
40-4-37o	New	V. 11, p. 1810
40-4-37p	New	V. 11, p. 1810
40-4-37r	New	V. 11, p. 1811
40-4-40	New	V. 11, p. 1811
40-7-7	Amended	V. 11, p. 1968
40-7-7a	New	V. 11, p. 1812
40-7-13	Amended	V. 11, p. 1969
40-7-19	Amended	V. 11, p. 1812
40-7-20a	Amended	V. 11, p. 1969
40-8-7	Amended	V. 11, p. 1971
40-9-118	Amended	V. 11, p. 1812
40-14-10	New	V. 11, p. 1971

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-6-120	Amended	V. 11, p. 230
44-6-124	Amended	V. 11, p. 230
44-6-125	Amended	V. 11, p. 231
44-6-135	Amended	V. 11, p. 231
44-7-104	Amended	V. 11, p. 1830
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
44-12-301	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. 11, 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
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	Revoked	V. 11, p. 327
44-13-303	New	V. 11, p. 328
44-13-304	Amended	V. 11, p. 328
44-13-401	Amended	V. 11, p. 328
44-13-401a	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 54: KANSAS STATE LIBRARY

Reg. No.	Action	Register
54-1-23	New	V. 11, p. 1894

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-1-102	Amended	V. 12, p. 348
60-1-103	Amended	V. 12, p. 348
60-3-101	Amended	V. 12, p. 348
60-3-111	New	V. 12, p. 349
60-4-101	Amended	V. 12, p. 489
60-4-103	Amended	V. 12, p. 489
60-7-108	New	V. 12, p. 349
60-8-101	Amended	V. 12, p. 489
60-9-104	Revoked	V. 11, p. 83
60-9-105	Amended	V. 12, p. 349
60-9-107	New	V. 11, p. 83
60-11-103	Amended	V. 12, p. 350
60-11-114	New	V. 11, p. 85
60-11-118	Amended	V. 12, p. 350
60-11-119	Amended	V. 12, p. 489
60-12-105	New	V. 11, p. 85
60-13-101	Amended	V. 12, p. 489

(continued)

60-13-113	New	V. 11, p. 85
AGENCY 63: BOARD OF MORTUARY ARTS		
Reg. No.	Action	Register
63-3-20	Amended	V. 11, p. 133
63-3-21	New	V. 11, p. 133

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. 12, p. 10
66-6-3	Revoked	V. 12, p. 10
66-6-4	Amended	V. 12, p. 10
66-6-6	Amended	V. 12, p. 11
66-6-7	Revoked	V. 12, p. 11
66-6-8	Amended	V. 12, p. 11
66-6-9	Amended	V. 12, p. 11
66-7-1	Amended	V. 11, p. 408
66-7-2	Amended	V. 11, p. 408
66-8-1	Amended	V. 11, p. 409
66-8-2 through 66-8-5	Amended	V. 12, p. 11, 12
66-8-6	Amended	V. 11, p. 409
66-9-1	Amended	V. 12, p. 12
66-9-2	Amended	V. 12, p. 12
66-9-3	Revoked	V. 12, p. 12
66-9-4	Amended	V. 12, p. 12
66-9-5	New	V. 12, p. 12
66-10-1	Amended	V. 12, p. 13
66-10-2	Revoked	V. 12, p. 13
66-10-3	Amended	V. 12, p. 13
66-10-4	Amended	V. 12, p. 13
66-10-5	Amended	V. 12, p. 13
66-10-6	Revoked	V. 12, p. 13
66-10-7	Revoked	V. 12, p. 13
66-10-8	Revoked	V. 12, p. 13
66-10-10	Amended	V. 12, p. 13
66-10-10a	New	V. 12, p. 13
66-10-11	Amended	V. 12, p. 14
66-10-12	Amended	V. 12, p. 14

66-11-1	Amended	V. 11, p. 411
66-11-2	Amended	V. 12, p. 14
66-11-3	Amended	V. 12, p. 14
66-12-1	New	V. 11, p. 412
66-13-1	Amended	V. 12, p. 14

AGENCY 68: BOARD OF PHARMACY		
Reg. No.	Action	Register
68-2-20	Amended	V. 11, p. 1611
68-7-12	Amended	V. 11, p. 1611
68-7-12a	New	V. 12, p. 186
68-7-19	New	V. 12, p. 187
68-11-1	Amended	V. 11, p. 1612
68-12-2	Amended	V. 12, p. 187
68-14-1 through 68-14-7	New	V. 11, p. 665, 666
68-20-18	Amended	V. 12, p. 187
68-20-19	Amended	V. 12, p. 188

AGENCY 69: BOARD OF COSMETOLOGY		
Reg. No.	Action	Register
69-3-2	Amended	V. 11, p. 1749
69-3-11	Amended	V. 11, p. 1749
69-6-5	Amended	V. 11, p. 1749
69-7-1	Revoked	V. 11, p. 1800
69-7-2	Revoked	V. 11, p. 1800
69-7-3	Revoked	V. 11, p. 1800
69-7-4	Revoked	V. 11, p. 1800
69-7-5	Revoked	V. 11, p. 1800
69-7-7	Revoked	V. 11, p. 1800
69-7-14	Revoked	V. 11, p. 1800
69-7-16	Revoked	V. 11, p. 1800
69-7-22	Revoked	V. 11, p. 1800
69-7-23	Revoked	V. 11, p. 1800
69-7-25	Revoked	V. 11, p. 1800
69-7-26	Revoked	V. 11, p. 1800
69-7-27	Revoked	V. 11, p. 1800
69-11-1	Amended	V. 11, p. 1749

AGENCY 71: KANSAS DENTAL BOARD		
Reg. No.	Action	Register
71-1-16	New	V. 12, p. 439
71-1-17	New	V. 12, p. 439
71-3-3	Amended	V. 12, p. 532

AGENCY 74: BOARD OF ACCOUNTANCY		
Reg. No.	Action	Register
74-4-7	Amended	V. 11, p. 847
74-5-2	Amended	V. 12, p. 229
74-5-103	Amended	V. 11, p. 848
74-5-104	Amended	V. 11, p. 848
74-5-202	Amended	V. 11, p. 849
74-5-203	Amended	V. 11, p. 849

AGENCY 75: CONSUMER CREDIT COMMISSIONER		
Reg. No.	Action	Register
75-6-11	Amended	V. 11, p. 1176
75-6-24	Amended	V. 11, p. 908
75-6-26	Amended	V. 11, p. 1176

AGENCY 82: STATE CORPORATION COMMISSION		
Reg. No.	Action	Register
82-3-401	Amended	V. 12, p. 376
82-3-401a	New	V. 12, p. 377
82-4-1	Amended	V. 12, p. 439
82-4-3	Amended	V. 12, p. 440
82-4-6d	Amended	V. 12, p. 441
82-4-8a	Amended	V. 12, p. 441
82-4-20	Amended	V. 12, p. 442
82-4-27a	Amended	V. 12, p. 442
82-4-27c	Amended	V. 11, p. 812
82-4-27e	Amended	V. 11, p. 812
82-4-27g	New	V. 11, p. 812
82-4-29	Amended	V. 12, p. 443
82-4-34	Revoked	V. 12, p. 443
82-4-35a	Amended	V. 12, p. 443
82-4-37	Amended	V. 12, p. 443
82-4-38	Revoked	V. 12, p. 443

82-4-39	Amended	V. 12, p. 443
AGENCY 86: REAL ESTATE COMMISSION		
Reg. No.	Action	Register
86-1-13	Amended	V. 11, p. 1230
86-3-23	New	V. 11, p. 1832
86-3-24	New	V. 11, p. 1832

AGENCY 88: BOARD OF REGENTS		
Reg. No.	Action	Register
88-8-2	Amended	V. 11, p. 1675
88-8-9	New	V. 11, p. 1675
88-9-3	Amended	V. 11, p. 1675
88-13-4	Amended	V. 11, p. 1675
88-13-11	Amended	V. 11, p. 1675
88-18-3	Amended	V. 11, p. 1676
88-18-8	Amended	V. 11, p. 1676
88-19-2	Amended	V. 11, p. 1676
88-19-4	Amended	V. 11, p. 1676
88-20-3	Amended	V. 11, p. 1676
88-20-9	Amended	V. 11, p. 1677
88-21-3	Amended	V. 11, p. 1677
88-21-8	Amended	V. 11, p. 1677
88-22-1 through 88-22-10	New	V. 12, p. 93, 94

AGENCY 91: DEPARTMENT OF EDUCATION		
Reg. No.	Action	Register
91-1-27d	New	V. 11, p. 765
91-1-30	Amended	V. 12, p. 579
91-1-80	Amended	V. 12, p. 580
91-1-102a	New	V. 12, p. 581
91-1-104b	New	V. 12, p. 582
91-1-104c	New	V. 12, p. 582
91-1-110a	Amended	V. 12, p. 582
91-1-110c	New	V. 12, p. 583
91-1-112c	New	V. 12, p. 583
91-1-112d	New	V. 12, p. 584
91-1-113b	New	V. 12, p. 584
91-5-2	Amended	V. 11, p. 1144
91-5-7	Amended	V. 11, p. 1584
91-12-22	Amended	V. 12, p. 585
91-12-23	Amended	V. 12, p. 589
91-12-24a	Amended	V. 12, p. 590
91-12-27	Amended	V. 12, p. 590
91-12-28	Amended	V. 12, p. 590
91-12-30	Amended	V. 12, p. 591
91-12-33	Amended	V. 12, p. 591
91-12-37	Amended	V. 12, p. 591
91-12-40	Amended	V. 12, p. 592
91-12-41	Amended	V. 12, p. 593
91-12-44	Amended	V. 12, p. 594
91-12-47	Amended	V. 12, p. 595
91-12-51	Amended	V. 12, p. 596
91-12-53	Amended	V. 12, p. 596
91-12-54	Amended	V. 12, p. 597
91-12-55	Amended	V. 12, p. 598
91-12-59	Amended	V. 12, p. 598
91-12-61	Amended	V. 12, p. 598
91-12-64	Amended	V. 12, p. 599
91-12-65	Amended	V. 12, p. 600

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

AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION		
Reg. No.	Action	Register
93-5-1	New	V. 11, p. 554

AGENCY 98: KANSAS WATER OFFICE		
Reg. No.	Action	Register
98-5-2	Amended	V. 12, p. 351
98-5-3	Amended	V. 12, p. 352
98-5-5	Amended	V. 12, p. 353

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-11-1	Amended	V. 11, p. 1039, 1117
100-49-5	New	V. 11, p. 1084
100-60-3	Revoked	V. 11, p. 2007
100-60-4	Amended	V. 11, p. 2007
100-60-5	Amended	V. 11, p. 2007
100-60-6	Amended	V. 11, p. 2007
100-60-8 through 100-60-14	Amended	V. 11, p. 2008, 2009

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-5-1 through 102-5-12	New	V. 12, p. 189-194

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-3-9	Amended	V. 11, p. 1832
105-5-2	Amended	V. 12, p. 9
105-5-6	Amended	V. 12, p. 9
105-5-7	Amended	V. 12, p. 9
105-5-8	Amended	V. 12, p. 9

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-1-1	Amended	V. 11, p. 131
109-9-5	New	V. 11, p. 133

AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING

Reg. No.	Action	Register
110-4-1 through 110-4-4	New	V. 11, p. 1176-1178, 1258-1260
110-5-1 through 110-5-6	New	V. 11, p. 1370, 1371, 1703, 1704

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
111-2-21	New	V. 11, p. 1471
111-2-22	New	V. 11, p. 1972
111-2-23	New	V. 12, p. 113
111-2-24	New	V. 12, p. 520
111-3-1	Amended	V. 10, p. 1210
111-3-9	Revoked	V. 11, p. 1793
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. 11, p. 1148
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. 11, p. 1148
111-3-21	Amended	V. 11, p. 1148
111-3-22	Amended	V. 11, p. 1148

111-3-23	Revoked	V. 10, p. 883
111-3-25	Amended	V. 11, p. 1149
111-3-26	Amended	V. 11, p. 1149
111-3-27	Amended	V. 11, p. 1149
111-3-29	Revoked	V. 11, p. 1149
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 through 111-4-5	Revoked	V. 12, p. 113
111-4-5a	Revoked	V. 12, p. 113
111-4-6 through 111-4-15	Revoked	V. 12, p. 113
111-4-15 through 111-4-66	Revoked	V. 12, p. 113
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. 11, p. 1472
111-4-101	Amended	V. 11, p. 976
111-4-102	Amended	V. 11, p. 976
111-4-103	Amended	V. 10, p. 1211
111-4-104	Amended	V. 11, p. 1793
111-4-105	Amended	V. 11, p. 977
111-4-106	Amended	V. 11, p. 1472
111-4-106a	Amended	V. 11, p. 1149
111-4-107	Amended	V. 11, p. 978
111-4-108	Amended	V. 11, p. 978
111-4-110	Amended	V. 11, p. 978
111-4-111	Amended	V. 9, p. 1366
111-4-112	Amended	V. 11, p. 978
111-4-113	Amended	V. 9, p. 1366
111-4-114	Amended	V. 9, p. 1366
111-4-153 through 111-4-160	Revoked	V. 9, p. 1676, 1677
111-4-177 through 111-4-212	Revoked	V. 9, p. 1677, 1678
111-4-213 through 111-4-220	Revoked	V. 10, p. 1213
111-4-217	Amended	V. 9, p. 986
111-4-221 through 111-4-224	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
111-4-237 through 111-4-240	Revoked	V. 11, p. 413
111-4-241 through 111-4-244	New	V. 9, p. 1812
111-4-245 through 111-4-248	New	V. 10, p. 200
111-4-249 through 111-4-256	Revoked	V. 12, p. 113, 114
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
111-4-291 through 111-4-300	Revoked	V. 12, p. 114
111-4-301 through 111-4-307	New	V. 10, p. 1015, 1016

111-4-301 through 111-4-306	Amended	V. 11, p. 979
111-4-308 through 111-4-320	New	V. 10, p. 1214, 1215
111-4-308	Amended	V. 10, p. 1472
111-4-311	Amended	V. 10, p. 1472
111-4-312	Amended	V. 10, p. 1472
111-4-318 through 111-4-321	Revoked	V. 12, p. 114
111-4-322 through 111-4-331	New	V. 10, p. 1411-1413
111-4-328 through 111-4-335	Revoked	V. 12, p. 114
111-4-336 through 111-4-345	New	V. 10, p. 1526-1528
111-4-336 through 111-4-340	Amended	V. 11, p. 1472, 1473
111-4-339	Amended	V. 11, p. 1793
111-4-341	Revoked	V. 11, p. 1473
111-4-341a	New	V. 11, p. 1793
111-4-341b	New	V. 11, p. 1794
111-4-344	Amended	V. 11, p. 1473
111-4-346 through 111-4-361	New	V. 10, p. 1586-1589
111-4-346 through 111-4-349	Revoked	V. 12, p. 114
111-4-362 through 111-4-365	Revoked	V. 12, p. 114, 115
111-4-362	Amended	V. 11, p. 13
111-4-366 through 111-4-379	New	V. 11, p. 136-139
111-4-380 through 111-4-383	New	V. 11, p. 477, 478
111-4-384 through 111-4-387	New	V. 11, p. 414
111-4-388 through 111-4-400	New	V. 11, p. 478-481
111-4-392	Amended	V. 12, p. 520
111-4-394 through 111-4-400	Amended	V. 12, p. 521, 522
111-4-401 through 111-4-404	New	V. 11, p. 980, 981
111-4-405 through 111-4-413	New	V. 11, p. 756, 757
111-4-405 through 111-4-409	Amended	V. 11, p. 1473, 1474
111-4-411	Amended	V. 11, p. 1474
111-4-412	Amended	V. 11, p. 1475
111-4-413	Amended	V. 11, p. 1475
111-4-414 through 111-4-428	New	V. 11, p. 981-983
111-4-414	Amended	V. 11, p. 1150
111-4-429 through 111-4-432	New	V. 11, p. 1118
111-4-433 through 111-4-436	New	V. 11, p. 1150, 1151
111-4-437 through 111-4-444	New	V. 11, p. 1475-1477

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111-4-445 through 111-4-453	New	V. 11, p. 1794-1796	111-7-33a	New	V. 8, p. 300	112-7-15a	New	V. 11, p. 1980, 2016
111-4-454 through 111-4-457	New	V. 11, p. 1944	111-7-44 through 111-7-54	New	V. 9, p. 1367-1370	112-7-15b	New	V. 11, p. 1981, 2017
111-4-458 through 111-4-461	New	V. 11, p. 1944	111-7-54 through 111-7-63	Amended	V. 11, p. 1152	112-7-16	Amended	V. 11, p. 1981, 2017
111-4-462 through 111-4-465	New	V. 11, p. 1972, 1973	111-7-63 through 111-7-66	Amended	V. 11, p. 1511	112-7-16a	New	V. 11, p. 1982, 2017
111-4-466 through 111-4-473	New	V. 12, p. 115	111-7-66 through 111-7-66a	Revoked	V. 10, p. 1217	112-7-18	Amended	V. 11, p. 1982, 2018
111-4-474 through 111-4-488	New	V. 12, p. 316, 317	111-7-66a through 111-7-75	Amended	V. 10, p. 262	112-7-18a	New	V. 11, p. 1982, 2018
111-4-489 through 111-4-496	Amended	V. 12, p. 522	111-7-75 through 111-7-76	New	V. 11, p. 13, 14	112-7-20	Amended	V. 11, p. 1983, 2018
111-5-1 through 111-5-23	New	V. 12, p. 522-524	111-7-76 through 111-7-83	Amended	V. 11, p. 1797	112-7-21	Amended	V. 11, p. 1983, 2018
111-5-24 through 111-5-27	New	V. 12, p. 525	111-7-83 through 111-8-1	New	V. 11, p. 1797	112-7-22	Amended	V. 11, p. 1983, 2019
111-5-28 through 111-5-33	New	V. 7, p. 209-213	111-8-1 through 111-8-2	New	V. 11, p. 1797	112-7-23	New	V. 11, p. 1984, 2020
111-5-34 through 111-5-38	Amended	V. 8, p. 210, 211	111-8-2 through 111-8-3	New	V. 11, p. 1478-1480	112-9-2	Amended	V. 12, p. 355
111-5-39 through 111-5-42	Amended	V. 9, p. 505	111-8-3 through 111-8-4	New	V. 7, p. 1633	112-9-11a	New	V. 11, p. 560, 561
111-5-43 through 111-5-47	Amended	V. 11, p. 415	111-8-4 through 111-8-5	New	V. 7, p. 1633	112-9-12	New	V. 11, p. 561
111-5-48 through 111-5-52	Amended	V. 8, p. 211	111-8-5 through 111-8-13	Amended	V. 10, p. 886	112-9-21	Revoked	V. 11, p. 561
111-5-53 through 111-5-57	Amended	V. 10, p. 13	111-8-13 through 111-9-1	New	V. 7, p. 1714	112-9-22	New	V. 11, p. 562
111-5-58 through 111-5-62	Amended	V. 8, p. 212	111-9-1 through 111-9-12	New	V. 7, p. 1995	112-9-23	Amended	V. 12, p. 355, 378
111-5-63 through 111-5-67	New	V. 11, p. 415-418	111-9-12 through 111-9-1	New	V. 7, p. 1634	112-9-24	Revoked	V. 11, p. 565
111-5-68 through 111-5-72	Amended	V. 11, p. 481	111-9-1 through 111-9-6	New	V. 7, p. 1714-1716	112-9-25	New	V. 11, p. 566
111-5-73 through 111-5-77	Amended	V. 11, p. 481	111-9-6 through 111-9-13	Revoked	V. 9, p. 1680	112-9-26	Revoked	V. 11, p. 566
111-5-78 through 111-5-82	Amended	V. 11, p. 983	111-9-13 through 111-9-18	Revoked	V. 9, p. 1680	112-9-27	New	V. 11, p. 566
111-5-83 through 111-5-87	Amended	V. 11, p. 482	111-9-18 through 111-9-25	New	V. 9, p. 699, 700	112-9-28	Amended	V. 12, p. 355
111-5-88 through 111-5-92	Amended	V. 11, p. 482	111-9-25 through 111-9-30	New	V. 9, p. 1680	112-9-29	Revoked	V. 11, p. 568
111-5-93 through 111-5-97	Amended	V. 12, p. 317	111-9-30 through 111-9-31	New	V. 9, p. 1680	112-9-30	Amended	V. 12, p. 356, 378
111-5-98 through 111-5-102	Amended	V. 12, p. 318	111-9-31 through 111-9-36	New	V. 9, p. 1680	112-9-31	Revoked	V. 11, p. 568
111-5-103 through 111-5-107	New	V. 12, p. 526	111-9-36 through 111-9-48	New	V. 10, p. 262	112-9-32	Amended	V. 12, p. 356, 379
111-6-1 through 111-6-15	New	V. 7, p. 213-217	111-9-48 through 111-9-49	New	V. 10, p. 1439, 1440	112-9-33	Amended	V. 11, p. 570, 754
111-6-16 through 111-6-20	Amended	V. 12, p. 527	111-9-49 through 111-9-54	New	V. 12, p. 318, 319	112-9-34	Amended	V. 12, p. 358, 380
111-6-21 through 111-6-25	Amended	V. 10, p. 1413	111-9-54 through 111-10-1	New	V. 8, p. 136-138	112-9-35	Amended	V. 12, p. 359, 382
111-6-26 through 111-6-30	Amended	V. 10, p. 14	111-10-1 through 111-10-9	Amended	V. 8, p. 301	112-9-36	Amended	V. 12, p. 361, 383
111-6-31 through 111-6-35	Amended	V. 11, p. 1973	111-10-9 through 111-10-7	Amended	V. 8, p. 301	112-9-37	Amended	V. 12, p. 361, 384
111-6-36 through 111-6-40	Amended	V. 11, p. 1477	AGENCY 112: KANSAS RACING COMMISSION					
111-6-41 through 111-6-45	Amended	V. 11, p. 1478	Reg. No.	Action	Register	112-10-8	Amended	V. 11, p. 1984-1987, 2020-2023
111-6-46 through 111-6-50	Amended	V. 10, p. 1217	112-4-1	Amended	V. 11, p. 1974, 2010	112-10-9	Revoked	V. 11, p. 1988, 2023
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117-1-1	Amended	V. 12, p. 528
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117-4-4	Amended	V. 12, p. 530

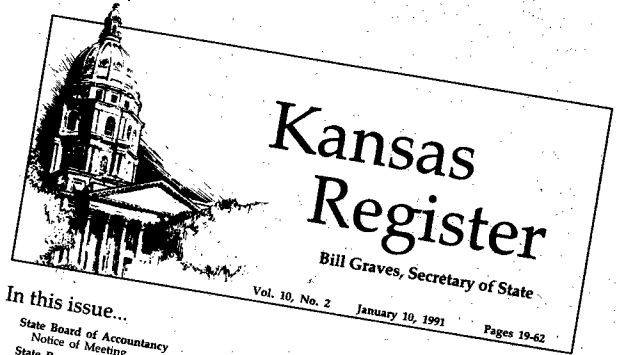
117-6-1	Amended	V. 12, p. 531
117-6-2	Amended	V. 12, p. 531
117-8-1	Amended	V. 12, p. 531

AGENCY 118: STATE HISTORICAL SOCIETY

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through		
118-1-4	New	Vol. 11, p. 1119, 1120
118-2-1	New	V. 11, p. 554

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