

# Kansas Register

Ron Thornburgh, Secretary of State

Vol. 16, No. 23    June 5, 1997    Pages 951-986

In this issue . . . . .	Page
<b>Legislative interim committee schedule</b> .....	952
<b>Kansas State University</b>	
Notice to bidders.....	953
<b>Kansas Judicial Council</b>	
Notice of meetings.....	953
<b>Pooled Money Investment Board</b>	
Notice of investment rates.....	953
<b>State Conservation Commission</b>	
Notice of meeting.....	953
<b>Department of Revenue</b>	
Revenue Ruling 19-97-1.....	953
<b>Social and Rehabilitation Services</b>	
Request for proposals.....	954
<b>Department of Health and Environment</b>	
Request for comments on proposed air quality permit.....	954
Notice concerning Kansas water pollution control permits.....	955
<b>Department of Transportation</b>	
Notice of public auction.....	954
Notice to contractors.....	957
<b>Kansas Insurance Department</b>	
Notice of changes in pharmacy networks.....	955
<b>Secretary of State</b>	
Usury rate for June.....	958
<b>Department of Administration—Division of Purchases</b>	
Notice to bidders for state purchases.....	958
<b>Court of Appeals docket</b> .....	960
<b>Speech-Language Pathology and Audiology Advisory Board</b>	
Notice of meeting.....	968
<b>Notice of Note Sale</b>	
Shawnee County.....	968
<b>Notice of Bond Sale</b>	
Shawnee County.....	968
City of Hutchinson.....	969
City of Concordia.....	970
City of Wichita.....	970
Consolidated Fire District No. 2, Northeast Johnson County.....	972
<b>Permanent Administrative Regulations</b>	
Kansas Insurance Department.....	972
Department of Administration.....	973
<b>Index to administrative regulations</b> .....	978

## State of Kansas

## Legislature

## Interim Committee Schedule

The following committee meetings have been scheduled during the period of June 9 through June 22:

Date	Room	Time	Committee	Agenda
June 9	313-S	8:45 a.m.	Retail Wheeling Task Force	9th: a.m. - Members will meet at the Midwestern Governor's Conference, Doubletree Hotel, Overland Park.
June 10	313-S	10:00 a.m.		p.m. - Review of REC study. 10th: Review of municipal study: Electric Restructuring—Where Are We Going & How Do We Get There?
June 11	123-S	10:00 a.m.	Legislative Coordinating Council	Legislative matters.
June 10	526-S	10:00 a.m.	Joint Committee on Computers and Telecommunications	Review topics for interim study; monitor computerization for welfare reform, aging and juvenile justice.
June 11	526-S	9:00 a.m.		
June 11	527-S	1:00 p.m.	House Select Committee on Broadcasting	Organizational session (2nd day if necessary).
June 12	527-S	9:00 a.m.		

Emil Lutz  
Director of Legislative  
Administrative Services

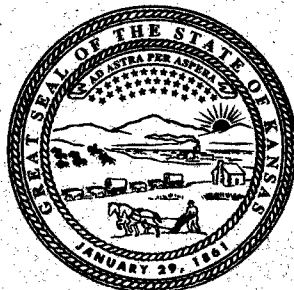
Doc. No. 019202

The Kansas Register (ISSN No. 0662-190) is an official publication of the State of Kansas, published by authority of K.S.A. 75-430. The Kansas Register is published weekly by the Kansas Secretary of State, State Capitol, Topeka, KS 66612-1594. One-year subscriptions are \$70 (Kansas residents must include \$4.31 state and local sales tax). Single copies may be purchased, if available, for \$2 each. Periodicals postage paid at Topeka, KS.

Postmaster: Send change of address form to Kansas Register, Secretary of State, State Capitol, 300 S.W. 10th Ave., Topeka, KS 66612-1594.

© Kansas Secretary of State 1997. Reproduction of this publication in its entirety or for commercial purposes is prohibited without prior permission. Official enactments of the Kansas Legislature and proposed and adopted administrative regulations of state agencies may be reproduced in any form without permission.

**PUBLISHED BY**  
**Ron Thornburgh**  
Secretary of State  
2nd Floor, State Capitol  
300 S.W. 10th Ave.  
Topeka, KS 66612-1594  
(913) 296-4564



**Register Office:**  
Room 233-N, State Capitol  
(913) 296-3489  
Fax (913) 291-3051

State of Kansas

**Kansas State University**

**Notice to Bidders**

Sealed bids for the item listed below will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (913) 532-6214 or fax (913) 532-5632 for additional information.

**Monday, June 16, 1997**  
**#70321**

Color workstation

William H. Sesler  
 Director of Purchasing

Doc. No. 019191

State of Kansas

**Kansas Judicial Council**

**Notice of Meetings**

The Kansas Judicial Council and its advisory committees will meet according to the following schedule at the Kansas Judicial Center, 301 W. 10th, Topeka:

Date	Committee	Time	Location
June 6	Care and Treatment	9:30 a.m.	Room 259
June 27	Care and Treatment	9:30 a.m.	Room 259
July 1	Civil Code-Chapter 61	9:30 a.m.	Room 259
July 11	Criminal Law	9:30 a.m.	Room 259
July 11	PIK-Criminal	9:30 a.m.	Supreme Court Courtroom
July 23	Civil Code-Lien Law	9:30 a.m.	Room 259
July 25	Municipal Court Manual	9:30 a.m.	Room 259

Justice Tyler C. Lockett  
 Chair

Doc. No. 019203

State of Kansas

**Pooled Money Investment Board**

**Notice of Investment Rates**

The following rates are published in accordance with K.S.A. 1996 Supp. 75-4210. These rates and their uses are defined in K.S.A. 1996 Supp. 12-1675(b)(c)(d), and K.S.A. 1996 Supp. 75-4201(l) and 75-4209(a)(1)(B).

**Effective 6-9-97 through 6-15-97**

Term	Rate
1-89 days	5.54%
3 months	5.31%
6 months	5.63%
9 months	5.76%
12 months	5.88%
18 months	6.06%
24 months	6.19%
36 months	6.36%
48 months	6.48%

William E. Lewis  
 Chairman

Doc. No. 019188

State of Kansas

**State Conservation Commission**

**Notice of Meeting**

The State Conservation Commission will conduct a telephone conference at 8 a.m. Wednesday, June 11. Individuals may attend by reporting to the executive director's office in Suite 500, 109 S.W. 9th, Topeka.

A copy of the agenda may be obtained by contacting Lila Niehoff, (913) 296-3600. If special accommodations are needed, please contact the agency three days in advance of meeting date.

Tracy D. Streeter  
 Executive Director

Doc. No. 019206

State of Kansas

**Department of Revenue**

**Revenue Ruling 19-97-1**

The purpose of this revenue ruling is to clarify the application of state and local sales tax to a lender's transfer of a repossessed vehicle back to the original buyer who has fulfilled his or her loan obligations following default and is re-acquiring title to the vehicle.

The Kansas Uniform Commercial Code provides a right of redemption to a debtor whose property is repossessed because of a loan default (K.S.A. 84-9-506). A debtor's right to redeem a vehicle that is subject to Kansas title and registration laws continues even after the lender has repossessed and titled the vehicle in its name. The debtor's right to redeem ends if and when the lender sells the repossessed vehicle to someone other than the debtor.

When a lender grants a debtor permission to redeem a vehicle pursuant to K.S.A. 84-9-506, the transaction is not regarded as a sale and is not subject to Kansas sales tax. The lender shall transfer its title to a repossessed vehicle by assigning the repossession title to the debtor.

*Example of a vehicle redemption by a debtor:* Following a loan default, a lender seizes the debtor's vehicle. The lender then applies for and obtains a repossession title from the county treasurer. (See Repossession Titles, §3-10, Kansas County Treasurers' Instruction Manual.) Several weeks later, the debtor pays off the entire amount of the underling loan plus the additional costs that the lender incurred when repossessing the vehicle. In return, the lender relinquishes possession of the vehicle and assigns the repossession title to the debtor by completing the assignment section on the back of the repossession title and delivering the title to the debtor. This transfer of title and possession is a redemption that is not subject to Kansas sales tax.

Further information may be obtained by contacting the Taxpayer Assistance Bureau, Kansas Department of Revenue, Topeka, 66625-0001, (913) 296-0222; or the Titles and Registration Bureau, Kansas Department of Revenue, Topeka, 66626-0001, (913) 296-3621.

John D. LaFaver  
 Secretary of Revenue

Doc. No. 019204

## State of Kansas

**Social and Rehabilitation Services****Request for Proposals**

The Department of Social and Rehabilitation Services is accepting applications for the provision of social services to refugees for the service period October 1, 1997 through September 30, 1998. Applications postmarked after July 11 will not be considered.

Instructions for completing the application are described in the request for proposal (RFP), available on request from area SRS offices or from Lewis A. Kimsey, Department of Social and Rehabilitation Services, Refugee Resettlement Program, Smith-Wilson Building, 300 S.W. Oakley, Topeka, 66606, (913) 296-5167.

Rochelle Chronister  
Secretary of Social and  
Rehabilitation Services

Doc. No. 019196

## State of Kansas

**Department of Health  
and Environment****Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. National Cooperative Refinery Association has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install a new gasoline loading rack and construct new storage tanks. Emissions of volatile organic compounds and hazardous air pollutants were evaluated during the permit review process.

National Cooperative Refinery Association owns and operates the stationary source located at 1391 Iron Horse Road, McPherson, at which the installation of the gasoline loading rack and construction of storage tanks are to be conducted.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during review of the permit application is available for public inspection during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE north central district office, 2501 Market Place, Suite D, Salina. To obtain or review the proposed permit and supporting documentation, contact Shawn Howell, (913) 296-1993, at the KDHE central office, or Beth Rowlands, (913) 827-9639, at the KDHE north central district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Shawn Howell, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business July 7 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request.

The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business July 7 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell  
Secretary of Health  
and Environment

Doc. No. 019208

## State of Kansas

**Department of Transportation****Notice of Public Auction**

The Kansas Secretary of Transportation will offer for sale and removal at public auction at 9 a.m. July 16 the following improvement located in Labette County, Kansas, described as follows:

Tr. 19—1400 26,000 Road, Parsons, Kansas (1.5 miles west of Hwy. 59 and 1 mile north of the City of Parsons)—1,608 sq. ft. pre-fab modular manufactured home with 3 bedrooms, 2 baths, kitchen, living room, and family room over partially finished basement.

An inspection of property will be July 8 from 10 a.m. to noon and 30 minutes prior to the sale.

The successful bidder will be required to remove the structure from the right of way on or before November 14, 1997. A performance bond of \$2,500 must be posted on the day of the sale as guarantee of removal of the structure. Any item not removed from the right of way on or before the specified date shall revert to and become the property of the Kansas Department of Transportation. The purchaser shall have no right, title, interest or claim to or lien upon said remaining items or part thereof, nor any claim against the Department of Transportation for the sale price paid after said date.

The purchaser shall not permit use or occupancy of said structure pending removal from highway right of way. If applicable, the purchaser shall, during interim period of moving the improvement and filling in the basement, mark the area with tape, ribbon or fencing, warning the public of the opening.

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

**Terms of the Sale**

Money order, certified check or cashier's check for full price on the day of sale, payable to "Kansas Department of Transportation." The purchaser will receive a bill of sale.

The seller reserves the right to reject any and all bids and is not responsible for accidents. For additional information, contact Rodney Miller, Bureau of Right of Way, (913) 296-3501.

E. Dean Carlson  
Secretary of Transportation

Doc. No. 019192

State of Kansas

Kansas Insurance Department

Notice of Changes in Pharmacy Networks

Pursuant to K.S.A. 40-2,153, the Commissioner of Insurance is publishing notice that the following changes have occurred in two pharmacy networks in the State of Kansas.

- Blue Cross and Blue Shield Pharmacy Network has notified the Insurance Department of the addition of Medicine Shoppe, Burlington, effective May 5, 1997
- Principal Health Care Pharmacy Network has notified the Insurance Department of the termination of Kingman Drug, Inc., Kingman, effective August 11, 1997

Further information can be obtained by contacting Anne Haight, Kansas Insurance Department, (913) 296-3071.

Kathleen Sebelius  
Commissioner of Insurance

Doc. No. 019205

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared for discharges to the waters of the United States and the State of Kansas for the class of dischargers described below. The determinations for permit content are based on 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 subject to certain conditions.

Public Notice No. KS-AG-97-134/139

Name and Address of Applicant	Legal Description	Receiving Water
Peterson Farms 407 E. Shelton Drive Smith Center, KS 66967	NW/4 and SW/4 of Sec. 17, T3S, R17W, Smith County	Solomon River Basin
Kansas Permit No. A-SOSM-C003      Federal Permit No. KS-0093793		
This is an existing facility for 1,200 head (600 animal units) of cattle.		
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.		
Compliance Schedule: None.		

Name and Address of Applicant	Legal Description	Receiving Water
Ron Cheyney d/b/a J & R Farms 8655 170th Road Chanute, KS 66720	NE/4 of Sec. 13, T28S, R18E, Neosho County	Neosho River Basin
Kansas Permit No. A-NENO-S020		

This is a renewal of a permit for an existing facility for 1,100 head (440 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None.

Name and Address of Applicant	Legal Description	Receiving Water
Liberal Feeders Route 2, Box 150 Liberal, KS 67901	Sec. 5, T35S, R32W, Seward County	Cimarron River Basin
Kansas Permit No. A-CISW-C001      Federal Permit No. KS-0040657		

This is an expansion facility for 13,500 head (13,500 animal units) of beef.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None.

Name and Address of Applicant	Legal Description	Receiving Water
Mike Taylor Feedlot Route 1, Box 121A Greensburg, KS 67054	SE/4 of Sec. 22, T27S, R18W, Kiowa County	Lower Arkansas River Basin
Kansas Permit No. A-ARKW-C001      Federal Permit No. KS-0093491		

This is a new facility. The proposed capacity of the facility is 1,600 head (1,600 animal units) of beef cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to grassland for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None.

Name and Address of Applicant	Legal Description	Receiving Water
Johnny W. Berkholz Berkholz Farm 487 28th Ave. Canton, KS 67428	NE/4 of Sec. 9, T21S, R1E, Marion County	Little Arkansas River Basin
Kansas Permit No. A-LAMN-S001		

This is a new facility for 3,000 head (0 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

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

Additional dewatering equipment shall be obtained within four months after issuance of this permit through purchase, rental or custom application agreement.

Name and Address of Applicant	Legal Description	Receiving Water
Goddard Feedlot Route 1, Box 162 Penoque, KS 67659	SE/4 of Sec. 31, T7S, R24W, Graham County	Solomon River Basin
Kansas Permit No. A-SOGH-B001		

This is a new facility for 500 head (500 animal units) of cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

(continued)

water storage capacity is provided which meets or exceeds KDHE minimum requirements.  
Compliance Schedule: None.

**Public Notice No. KS-97-092**

Name and Address of Applicant	Waterway	Type of Discharge
Long Branch Mobile Home Park c/o Elda Slater 1421 S. Washington Wichita, KS 67211	Arkansas River via Spring Creek via unnamed tributary	Treated domestic wastewater
Kansas Permit No. C-AR94-OO07		Fed. Permit No. KS-0093823
Location: SW¼, S16, T28S, R2E, Sedgwick County		

Facility Description: The proposed action is to issue a new permit for operation of an existing wastewater treatment facility. The facility consists of a two-cell wastewater stabilization lagoon system. The proposed permit contains a schedule of compliance requiring the permittee to upgrade to a Class I KDHE-certified operator. The effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are technology based.

**Public Notice No. KS-ND-97-035**

Name and Address of Applicant	Legal Location	Type of Discharge
KSNT Television, Inc. P.O. Box 2700 Topeka, KS 66601	SE¼, S18, T11S, R15E, Shawnee County	Nonoverflowing
Kansas Permit No. C-KS72-NO14		

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing wastewater treatment facility. The facility consists of a one-cell wastewater stabilization lagoon system. The proposed permit contains a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified operator.

**Public Notice No. KS-EG-97-011/012**

In accordance with K.A.R. 28-46-7 and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, a draft permit has been prepared for the use of the well described below within the State of Kansas:

Name and Address of Applicant	Well Location
Air Products Mfg. Corp. P.O. Box 12291 Wichita, KS 67277	
Well Identification #1 KS Permit No. KS-01-173-002	NW¼, SE¼, NE¼, S33, T28S, R1W, Sedgwick County 3650' fsl and 825' fel from SE corner of Section

Description: The facility is a chemical manufacturer that produces organic chemicals. The permittee is authorized to inject nonhazardous liquid waste from this facility consisting of process wastewater, cooling tower blowdown, steam generation boiler blowdown, wastewater from regeneration of water softener units, sanitary sewer system septic tank overflow and stormwater runoff. The permittee is authorized to inject nonhazardous liquid waste from the adjacent Abbott Laboratories facility in the event of malfunction or failure of the Abbott Laboratories disposal well.

In accordance with K.A.R. 28-46-7 and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, a draft area permit has been prepared for the construction of shallow Class V injection wells within the State of Kansas, for the applicant described below.

Name and Address of Applicant	Well Location
Renzoil, Inc. Route 2, Box 16A Rush Center, KS 67575	
Well Identification IW-1 - IW-8 KS Permit No. KS-05-165-001	SE¼ of S21 and NE¼ of S28, T18S, R18W, Rush County

Description: The area is contaminated as the result of releases of petroleum hydrocarbons. The facility is engaged in a groundwater cleanup project. The injection wells are designed to accept treated groundwater, originally contaminated by petroleum hydrocarbon, for the purpose of remediation of the aquifer, to maintain hydraulic control of the site and to return treated groundwater to the aquifer.

Written comments on the draft permits must be submitted to the attention of Dorothy Geisler for agricultural permits or to the permit clerk for all other permits, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, J Street and 2 North, Forbes Field, Building 283, Topeka, 66620. All comments post-marked or received by July 5 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-97-134/139, KS-97-092, KS-ND-97-035, KS-EG-97-011/012) 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 determination. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61 (28-46-21 for UIC). Media coordination for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The applications, proposed permits, 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 283, Forbes Field, Topeka, from 8 a.m. to 5 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.

Gary R. Mitchell  
Secretary of Health  
and Environment

Doc. No. 019195

## State of Kansas

## Department of Transportation

## Notice to Contractors

Sealed proposals for 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 2 p.m. June 18, and then publicly opened:

**District One—Northeast**

**Jefferson**—92-44 K-4371-01—K-92, 2.1 miles (3.4 kilometers) east of county route 328 east to Oskaloosa, 4.3 miles (6.9 kilometers), grading, bridge and surfacing. (Federal Funds)

**Johnson**—46 N-0044-01—Roe Intersection—47th and 48th Street in Roeland Park, 0.2 mile (0.3 kilometer), grading and surfacing. (Federal Funds)

**Johnson**—46 N-0090-01—71st Street at the tributary of Clear Creek, 0.09 mile (0.145 kilometer), grading, bridge and surfacing. (State Funds)

**Shawnee**—75A-89 K-5930-01—U.S. 75A, Topeka Avenue Bridge 116 over the Kansas River, bridge repair. (State Funds)

**Shawnee**—89 K-6753-01—Bridges 109 and 111 (U.S. 75), bridge 77 (U.S. 24) and bridge 46 (I-470), bridge repair. (State Funds)

**Shawnee**—24-89 K-3602-01—U.S. 24, Cross Creek Bridge in Rossville, bridge replacement. (Federal Funds)

**Throughout district**—106 K-5925-97—I-35 in Lyon, Osage, Johnson and Wyandotte counties; K-33 in Douglas County, K-130 in Lyon County, 71.1 miles (114.5 kilometers), signing. (State Funds)

**District Two—Northcentral**

**Geary**—70-31 K-5086-01—I-70, from the east city limits of Grandview Plaza, north and east 7.8 miles (12.5 kilometers), pavement reconstruction. (Federal Funds)

**Geary**—31 U-1542-01—East Chestnut Street from Washington Street east 0.4 mile (0.7 kilometer), grading and surfacing. (Federal Funds)

**Marion**—50-57 K-6278-01—U.S. 50, from the end of Spring Creek Bridge 049, east 1.8 miles (3 kilometers), pavement marking. (State Funds)

**Marion**—50-57 K-3221-02—U.S. 50, east city limits of Peabody, northeast to the west city limits of Florence, 9.7 miles (15.6 kilometers), surfacing. (Federal Funds)

**Washington**—36-101 K-5383-02—U.S. 36, east bank Little Blue River, grading. (State Funds)

**District Three—Northwest**

**Osborne**—181-71 K-6221-01—K-181, bridge 044, north fork Solomon River, bridge overlay. (State Funds)

**Smith**—92 C-3355-01—County road, 6.5 miles (10.5 kilometers) north and 4.5 miles (7.2 kilometers) west of Smith Center, 0.3 mile (0.5 kilometer), grading and bridge. (Federal Funds)

**Smith**—9-92 K-6218-01—K-9, bridge 033, Cedar Creek, and bridge 034, Beaver Creek, bridge overlay. (State Funds)

**Thomas**—97 C-3155-01—County road, 8.5 miles (13.7 kilometers) south of Brewster, 0.3 mile (0.5 kilometer), grading and surfacing. (Federal Funds)

**Thomas**—70-97 K-5907-01—I-70, bridges 002 and 003 at the K-184 interchange, bridge overlay. (State Funds)

**District Four—Southeast**

**Allen**—169-1 K-4419-01—U.S. 169, 0.5 mile (0.8 kilometer) south of U.S. 54 at Iola, north to the Allen-Anderson county line, 8.5 miles (13.7 kilometers), grading and bridge. (State Funds)

**Allen**—169-1 TE-0051-01—U.S. 169, 1.1 miles (1.8 kilometers) south of the Anderson-Allen county line 0.05 mile (0.08 kilometer), pedestrian and bicycle paths. (Federal Funds)

**Anderson**—169-2 K-4420-01—U.S. 169, from the Allen-Anderson county line, north to 1 mile (1.6 kilometers) north of Colony, 3 miles (4.8 kilometers), grading. (State Funds)

**Anderson**—57-2 K-4421-01—K-57 relocation from 1 mile (1.6 kilometers) north of Colony west to K-57, 2.2 miles (3.5 kilometers), grading. (State Funds)

**Chautauqua**—10 C-3255-01—County road, 3 miles (4.8 kilometers) north and 5 miles (8.0 kilometers) west of Hale, grading, bridge and surfacing. (Federal Funds)

**Cherokee**—69A-11 K-5048-02—U.S. 69A, from U.S. 166, northwest to existing U.S. 59A and then northeast to 1.3 miles (2.1 kilometers) north of K-66, 6.2 miles (10 kilometers), surfacing. (Federal Funds)

**Coffey**—57-16 K-2373-01—K-57, Crooked Creek Bridge (43) 6.7 miles (10.8 kilometers) east of the junction of K-57 and U.S. 75, bridge repair. (State Funds)

**Franklin**—35-30 K-5085-01—I-35, from 0.7 mile (1.1 kilometers) east of county route 1647, northeast to 0.2 mile (0.3 kilometer) west of U.S. 50B, 5.1 miles (8.2 kilometers), pavement reconstruction. (Federal Funds)

**Franklin**—30 K-3596-03—Old U.S. 50 from the Coffey-Franklin county line, northeast to U.S. 50B at Ottawa, 10.3 miles (16.6 kilometers), overlay. (State Funds)

**Greenwood**—54-37 K-5082-01—U.S. 54, bridge 004 (Missouri Pacific Railroad) and bridge 005 (Fall River) bridge replacement. (Federal Funds)

**Greenwood**—54-37 K-5082-02—U.S. 54, west of the Missouri Pacific Railroad east to east of the Fall River at Eureka, 1.2 miles (1.9 kilometers), grading, bridge and surfacing. (Federal Funds)

**Miami**—61 C-3137-01—County road, 3.0 miles (4.8 kilometers) north and 1.5 miles (2.4 kilometers) west of Louisburg, then west 2 miles (3.3 kilometers), grading and surfacing. (Federal Funds)

**Miami**—169-61 K-6582-01—U.S. 169, south of the K-7 junction to the beginning of the concrete pavement, 20.7 miles (33.3 kilometers), shoulder construction. (State Funds)

**Neosho**—59-67 K-6224-01—U.S. 59, bridge 005, Canville Creek, bridge overlay. (State Funds)

**Districtwide**—106 K-6254-97—Various locations in the district, 199 miles (321 kilometers), signing. (State Funds)

(continued)

**District Five—Southcentral**

**Cowley**—77-18 K-6715—U.S. 77, from the north city limits of Arkansas City, north to the south city limits of Winfield, 8.6 miles (13.9 kilometers), joint repair. (State Funds)

**Harper**—39 C-3120-01—County road, 0.7 mile (1.1 kilometers) north of Attica, then north 2 miles (3.2 kilometers), surfacing. (Federal Funds)

**Harvey**—40 U-1582-01—East 1st Street from Kansas Street to Sherman Street in Newton, 0.3 mile (0.5 kilometer), grading, bridge and surfacing. (Federal Funds)

**Kingman**—54-58 K-6637-01 U.S. 54, Smoots Creek Bridge, bridge overlay. (State Funds)

**Reno**—96-78 K-4457-02—K-96, road connecting Obée Road to Greenfield Road, 0.5 mile (0.8 kilometer), grading bridge and surfacing. (State Funds)

**Rush**—4-83 K-6229-01 K-4, bridge 20, Sand Creek drainage, bridges 21 and 22, Walnut Creek drainage, bridge overlay. (State Funds)

**Sedgwick**—135-87 K-6642-01—I-135, bridge 290, over railroad and local streets, bridge repair. (State Funds)

**Sedgwick**—54-87 K-6641-01—U.S. 54, bridge 317, over the Atchison, Topeka and Santa Fe and local streets, bridge repair. (State Funds)

**District Six—Southwest**

**Seward**—54-88 K-5495-01—U.S. 54, Pancake Boulevard and Western Avenue in Liberal, 0.12 mile (0.2 kilometer), intersection improvement. (State Funds)

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

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

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

E. Dean Carlson  
Secretary of Transportation

Doc. No. 019174

**State of Kansas****Secretary of State****Usury Rate for June**

Pursuant to the provisions of K.S.A. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate (except where the note or contract for deed permits adjustment of the interest rate, the term of the loan or the amortization schedule) executed during the period of June 1, 1997 through June 30, 1997, is 9.64 percent.

Ron Thornburgh  
Secretary of State

Doc. No. 019190

**State of Kansas****Department of Administration  
Division of Purchases****Notice to Bidders**

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

**Monday, June 16, 1997**

32526

Fort Hays State University—Electric meters

32531

Kansas Correctional Industries—Blended BC solvent

32532

Kansas Correctional Industries—Ester alcohol (solvent)

6084

Department of Transportation—Furnish and install telecommunications wiring, Salina

6094

University of Kansas—Differential scanning calorimeter system

**Tuesday, June 17, 1997**

A-7789

Department of Transportation—HVAC renovation, central materials laboratory

A-7936

Department of Administration—Parking lot repairs, Capitol Complex

A-7993

Wichita State University—Repair of campus streets

A-8151

Pittsburg State University—Remodel administrative offices and window replacement, Overman Student Center

A-8177

University of Kansas—ADA accessibility, Wescoe Hall

32533

Statewide—Dietary pharmaceuticals



- 6090  
Department of Health and Environment—  
Chromatography data systems
- 6091  
University of Kansas—Inverted microscope
- 6092  
University of Kansas—High-performance liquid  
chromatography system, new or demo
- 6093  
University of Kansas—Static and dynamic multiangle  
light scattering system
- 6095  
University of Kansas Medical Center—10-headed  
microscope and microscope for photography
- 6113  
Kansas Highway Patrol—Expandable batons
- 6120  
University of Kansas—Furnish and install digital  
audio workstation
- 6121  
Wichita State University—Furnish and install  
imagesetting system

Wednesday, June 18, 1997

- 32529  
Kansas Correctional Industries—Rutile titanium  
pigment
- 32530  
Kansas Correctional Industries—Vinyl acrylic and  
acrylic emulsions
- 6119  
University of Kansas—Furnish and install sound  
recording system
- 6122  
Wichita State University—Furnish and install paper  
folder
- 6123  
Kansas State University—Furnish and install digital  
video editing system

Thursday, June 19, 1997

- 32534  
Department of Human Resources—Accounting  
services
- 6083  
Department of Wildlife and Parks—Rip rap  
aggregate, Milford State Park
- 6085  
Kansas Highway Patrol—Portable garages
- 6086  
University of Kansas Medical Center—Furnish and  
install access control system
- 6097  
Department of Health and Environment—  
Maintenance of abandoned mine land project, Frontenac
- 6118  
University of Kansas—A/V video equipment

Friday, June 20, 1997

- 6087  
Department of Social and Rehabilitation Services—  
Furnish and install access control system, Olathe
- 6088  
Emporia State University—Stadium seating

- 6096  
Department of Corrections—Furnish and install water  
heater
- 6098  
Osawatomie State Hospital—Labor and materials for  
testing and maintenance on electrical switchgear
- 6099  
Department of Commerce—Trade show booth  
signage

Monday, June 23, 1997

- 6107  
Kansas State University—Agricultural field cultivator
- 6108  
Larned State Hospital—Towable boom lift
- 6109  
Kansas State University—Laboratory workbenches

Tuesday, June 24, 1997

- A-8011 (a) (b) (c)  
Department of Transportation—Area office building  
renovation, Phillipsburg, Atwood and Oakley

Wednesday, June 25, 1997

- A-7953  
Department of Human Resources—Reroof Job Service  
Center, Pittsburg
- 6115  
Department of Transportation—Self-propelled  
construction rollers, various locations

Thursday, June 26, 1997

- A-8243  
Topeka Correctional Facility—Addition, General  
Services Building
- 6116  
Department of Transportation—Loader-backhoes,  
various locations

Friday, June 27, 1997

- A-8237  
Fort Hays State University—Campus exterior  
lighting, FY 97
- A-8248  
University of Kansas—Partial reroof, Malott Hall
- 6117  
Department of Transportation—Wheel loaders,  
various locations

\*\*\*\*\*

Request for Proposals

Tuesday, June 24, 1997

- 6114  
Rotary mowers for the Department of Transportation,  
various locations

Friday, June 27, 1997

- 6068  
Workflow/electronic imaging needs analysis for the  
Kansas Public Employees Retirement System

John T. Houlihan  
Director of Purchases

Doc. No. 019207

State of Kansas

**Office of Judicial Administration  
Court of Appeals Docket**

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

**Kansas Court of Appeals  
Reno County Courthouse, Division 2  
206 W. 1st Ave.  
Hutchinson, Kansas**

**Before Brazil, C.J.; Royse, J.; and Merlin Wheeler, District Judge, assigned.**

**Tuesday, June 24, 1997**

**1:00 p.m.**

Case No.	Case Name	Attorneys	County
76,635	In the Matter of the Orders of the Board of Tax Appeals for the State of Kansas Denying Dillon Real Estate Company's Applications for Reduction of Property Valuation and Dillon Real Estate Company's Petitions for Reconsideration.	James P. Davidson Robert J. O'Connor	Reno
77,824	In the Interest of A.M., dob: 11/07/93.	Linda L. Blackburn, Asst. C.A. Michael C. Robinson Scott A. Wells	Reno
76,271	State of Kansas, Appellee, v. Jeffrey D. Howell, Appellant.	Attorney General Keith E. Schroeder, Asst. C.A. Jessica R. Kunen Jean K. Gilles Phillips	Reno
<b>3:00 p.m.</b>			
76,739	State of Kansas, Appellee, v. Jeffery D. Howell, Appellant.	Attorney General Keith E. Schroeder, Asst. C.A. Jessica R. Kunen Richard Ney	Reno
77,139	Jane A. Walters, Individually and as Mother and Next Friend of Steven Levi Walters, Appellant, v. Steven L. Walters.	Alan C. Goering Michael K. Johnston Gordon B. Stull	Pratt

**Wednesday, June 25, 1997**

**9:00 a.m.**

Case No.	Case Name	Attorneys	County
77,086	Albert Lewis and Brenda Lewis, Appellants, v. Yong Hwan Kang, Kye Son Kang, and Brian Haugh, d/b/a All American Realty, Appellees.	Larry G. Michel Norman R. Kelly Mickey W. Mosier Brian Wood	Saline
76,828	David L. Gerrity, Appellee, v. Suzanne W. Williams, f/n/a Suzanne W. Gerrity, Appellant.	Charles D. Lee Joseph L. McCarville III	Reno
78,047	State of Kansas, Appellant, v. Jose Medina-Castenada, Appellee.	Attorney General Thomas R. Stanton, Asst. C.A. Joycelyn Lucas	Saline

10:45 p.m.

77,611 77,612	State of Kansas, Appellant, v. Christopher Jay Jones, Appellee.	Attorney General C. Richard Comfort, C.A. Wm. Rex Lorson	Ottawa
<b>Summary Calendar—No Oral Argument</b>			
78,366	In the Interest of A.M.B., d/o/b: 09/01/93.	Joe Dickinson Mary A. McDonald, C.A.	Harvey
76,100	City of McPherson, Appellee, v. Phillip W. Boardman, Appellant.	John B. Klenda Britt Colle	McPherson
76,645	Joseph O. Richardson, Appellee, v. C. T. Thayer, Appellant.	Kerry J. Granger Victoria M. Kumorowski	Reno
75,806 75,807	State of Kansas, Appellee, v. Michael P. Kasinger, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Charles R. Reimer, Asst. D.A. Jessica R. Kunen Rhonda Keylon Levinson	Sedgwick
76,309	State of Kansas, Appellee, v. Kerry W. Grant, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Charles R. Reimer, Asst. D.A. Mark T. Schoenhofer	Sedgwick
76,263	State of Kansas, Appellee, v. Delores A. Edwards, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Doyle Baker, Asst. D.A. Jessica R. Kunen Randall L. Hodgkinson	Sedgwick

**Kansas Court of Appeals  
Courtroom #3, Ford County Courthouse  
101 W. Spruce  
Dodge City, Kansas**

**Before Rulon, P.J.; Wahl, S.J.; and Richard M. Smith, District Judge, assigned.**

**Tuesday, June 24, 1997**

9:00 a.m.

Case No.	Case Name	Attorneys	County
75,880 76,130	Bank IV, N.A., Great Bend, Kansas, Appellee, v. Judy L. Green Christiansen, Individually and as the Named Executor of the Last Will and Testament of Larry D. Green, Deceased, and Muriel Green, Appellants.	Steve E. Johnson Jeff Lee McVey Brock R. McPherson Glenn E. Opie	Barton
75,700	State of Kansas, Appellee, v. John E. Guebara, Appellant.	Attorney General Scott M. Schultz, Asst. C.A. Jessica R. Kunen Alice A. Craig	Finney
75,572	State of Kansas, Appellee, v. Jimmy O. Phifer, Appellant.	Attorney General Scott M. Schultz, Asst. C.A. Phyllis F. Wandler Michael J. Friesen	Finney

(continued)

1:30 p.m.

75,410	State of Kansas, Appellee, v. John Brown III, Appellant.	Attorney General Robert R. Johnson, Asst. C.A. Jessica R. Kunen Alice A. Craig	Finney
75,887	State of Kansas, Appellee, v. Johnny A. Vallejo, Appellant.	Attorney General Robert R. Johnson, Asst. C.A. Jessica R. Kunen Thomas Jacquinet	Finney

3:15 p.m.

75,461	State of Kansas, Appellee, v. Rafael Hernandez, Appellant.	Attorney General E. Leigh Hood, C.A. Jessica R. Kunen Randall L. Hodgkinson	Ford
--------	--	--	------

Wednesday, June 25, 1997

9:00 a.m.

Case No.	Case Name	Attorneys	County
77,153	Galen Decker, Appellant, v. Kansas Department of Social and Rehabilitation Services and Kansas Development Corporation, Appellees.	Rex A. Sharp Kenneth R. Smith	Seward
76,216	State of Kansas, Appellee, v. Joe Vega, Appellant.	Attorney General Clinton B. Peterson, Asst. C.A. Jessica R. Kunen Michael J. Helvey	Seward

10:30 a.m.

77,584	Kevin L. Adams, Appellant, v. Kansas Parole Board, et al., Appellees.	Paula D. Hofaker James W. Coder, Asst. A.G. Robert E. Wasinger	Norton
--------	---	--	--------

## Summary Calendar—No Oral Argument

76,593	Harlan K. Comer, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen Reid Nelson Gordon B. Stull	Pratt
75,873	State of Kansas, Appellee, v. Karen S. Owens, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen Thomas Jacquinet	Sedgwick
76,792	State of Kansas, Appellee, v. Charles Callaway, Appellant.	Attorney General Clinton B. Peterson, Asst. C.A. Jessica R. Kunen Julie A. Gorenc	Seward
75,682	State of Kansas, Appellee, v. Miguel J. Lopez, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen B. Kay Huff	Sedgwick
77,879	In the Interest of S.M., a Minor Child, dob: 07/21/81; C.M., a Minor Child, dob: 07/03/87; H.M., a Minor Child, dob: 12/03/91; C.M., a Minor Child, dob: 02/02/93.	Shirley K. Calvin Kristin J. Fisher Bradley W. Maudlin Tamara S. Hicks, Asst. C.A.	Finney

75,711	State of Kansas, Appellee, v. Jerry Washburn, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Mitchell B. Taylor	Sedgwick
--------	--	---	----------

Kansas Court of Appeals  
628 U.S. Courthouse  
500 State Ave.  
Kansas City, Kansas

Before Green, P.J.; Marquardt, J.; and C. Robert Bell, D.J., assigned.

Tuesday, June 24, 1997

Case No.	Case Name	Attorneys	County
		9:30 a.m.	
76,028	Reva J. Harryman, Appellant, v. Leonard O. Dungan III, Appellee.	David L. McLane Mark E. Fern	Crawford
75,465	State of Kansas, Appellee, v. Preston M. Nelson, Appellant.	Attorney General Sherri Price, Asst. D.A. Jessica R. Kunen Janine Cox	Wyandotte
		10:45 a.m.	
74,402	State of Kansas, Appellee, v. Alice D. Lester, Appellant.	Attorney General Dionne M. Scherff, Asst. D.A. Jessica R. Kunen Thomas W. Bartee	Wyandotte
		1:30 p.m.	
77,112	Shirley C. Swinehart, Appellant, v. The City of Ottawa, a Municipal Corporation; Mark D'Augereau; and Tim Ahrens, Appellees.	Wendell J. Barker Michael K. Seck	Franklin
75,885	State of Kansas, Appellee, v. James Sanders, Appellant.	Attorney General KiAnn C. Dodd, Asst. D.A. Jessica R. Kunen Steven R. Zinn	Wyandotte
		2:45 p.m.	
76,380	Affiliated Group, Ltd., f/k/a Affiliated Bank Group, Ltd., Appellant, v. Linda L. Jackson and George P. Jackson, et al., Appellees.	Robert D. Kroeker Emily Jane Bailey Kent Sullivan	Johnson

Wednesday, June 25, 1997

9:30 a.m.

Case No.	Case Name	Attorneys	County
76,841	Sandra Watson, Real Estate Owner and Investor, and Bobby Stockman, Real Estate Owner and Investor, Appellants, v. City of Kansas City, Kansas, Appellee, and Landlords, Inc., Alan Weckwerth, Jo-Anne Meditz, Marian Schumaker and George Franklin, Appellants, v. City of Kansas City, Kansas, Appellee.	Paul M. Dent Kenneth J. Moore J. R. Russell	Wyandotte

(continued)

76,482	State of Kansas, Appellee, v. Nathaniel Jones, Appellant.	Attorney General Dionne M. Scherff, Asst. D.A. Jessica R. Kunen Ryan Kipling Elliott	Wyandotte
76,142	State of Kansas, Appellee, v. Jerry R. Williams, Appellant.	11:00 a.m. Attorney General Frank E. Kohl, C.A. Jessica R. Kunen Edward G. Collister, Jr.	Leavenworth
<b>Summary Calendar—No Oral Argument</b>			
77,454	Nicki Barnett and Nicholas Barnett, Appellees, v. Charles F. Barnett, Appellant.	William G. Howard Ronald W. Nelson	Johnson
74,727	State of Kansas, Appellee, v. Cloyce Reynard, Appellant.	Attorney General Mary Ann Shirley, C.A. Jessica R. Kunen Michael J. Helvey	Greenwood
78,201	In the Interest of H.C., dob: 06/01/94, and K.C., dob: 05/05/95.	Donald W. Hymer Jr., Asst. D.A. Donald S. Smith	Johnson
76,605	Luis A. Rivera, Appellant, v. Sears Roebuck and Co., a New York Corporation, Appellee, and Joycelyn Sawas, a/k/a Joyce Rivera, a/k/a Joyce Harr.	F.G. Manzanares David A. Hanson	Shawnee
78,085	In the Interest of R.J.T., dob: 09/23/95.	Pamela Morgan John B. Knudsen, Asst. D.A.	Wyandotte
76,711	Danford R. Wheeler, Appellee, v. Boeing Military Airplanes, and American Manufacturers Mutual Insurance Company, Appellants, and Workers Compensation Fund, Appellee.	Marvin R. Appling Stephen W. Kerwick Frederick L. Haag Robert R. Lee	Work Comp.

**Kansas Court of Appeals  
Kansas Judicial Center, 2nd Floor  
301 W. 10th Ave.  
Topeka, Kansas**

**Before Pierron, P.J.; Paddock, S.J.; and David Prager, Chief Justice, retired.**

**Tuesday, June 24, 1997**

**9:00 a.m.**

Case No.	Case Name	Attorneys	County
75,183	Donald P. Richards, Appellant, v. David M. Bryan; Edwyn R. Bryan; Margie E. Bryan; Ginny Dark; and Bryan World Tours, Inc., Appellees.	Richard F. Hayse Randall J. Forbes	Shawnee

76,903 Kathleen Kimber, Appellee, Jeffrey A. Chanay Work Comp  
 v. Anton C. Andersen  
 U.S.D. No. 418 and Kansas Assn. of David G. Schriver  
 School Boards, Appellees,  
 and  
 The Cedars, Inc., and Kansas Assn. of  
 Homes for the Aging Insurance Group,  
 Inc., Appellants,  
 v.  
 Kansas Workers Comp. Fund, Appellee.

11:00 a.m.

76,553 League of Kansas Municipalities, John M. Knox Shawnee  
 Appellee, Susana L. Valdovinos  
 v.  
 Board of County Commissioners of  
 Shawnee County, Kansas, Appellant.

1:30 p.m.

78,280 State of Kansas, Appellant, Attorney General Atchison  
 v. Allen A. Terner, C.A.  
 Tony L. Meyer, Appellee. E. Roger Horsky

78,279 State of Kansas, Appellant, Attorney General Atchison  
 v. Allen A. Terner, C.A.  
 William D. Puckett, Appellee. E. Roger Horsky

3:30 p.m.

76,655 In the Matter of the Marriage of Janet E. Nancy E. Freund Shawnee  
 Tenholder, Appellee, Matthew B. Works  
 and  
 Timothy N. Tenholder, Appellant.

Wednesday, June 25, 1997

9:00 a.m.

Case No.	Case Name	Attorneys	County
77,632	In the Matter of the Adoption of K.J.B., a Minor Female Child; L.D.B., a Minor Male Child; and R.J.B., a Minor Female Child.	Jeff Elder Loy D. Johnson	Pottawatomie
78,265	State of Kansas, Appellant, v. Gabriel M. Gregg, Appellee.	Attorney General Brett A. Heim, Asst. C.A. Robert V. Talkington	Allen
76,219	State of Kansas, Appellee, v. Rebecca A. Emmot, a/k/a Rebecca A. Durflinger, Appellant.	Attorney General Brandi L. Dunning, asst. C.A. Louis S. Wexler Steven W. Wilhoft	Labette

Summary Calendar—No Oral Argument

75,827	State of Kansas, Appellee, v. Jon Edward Sitlington, Appellant.	Attorney General Bryan M. Hastert, Asst. C.A. Jessica R. Kunen Michael J. Helvey	Franklin
75,821	Miti Moldovan, Appellee, v. Martin L. Maddox and Ronald Burns Trucking, Appellants.	W. Irving Shaw James P. Nordstrom	Lyon

(continued)

75,690	James Tucker Levier, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen Reid T. Nelson Attorney General Athena E. Andaya, Asst. D.A.	Shawnee
77,365	Gary Lee McColpin, Appellant, v. David R. McKune and Kansas Parole Board, Appellees.	Michael J. Waite Attorney General James W. Coder, Asst. A.G.	Leavenworth
78,228	In the Interest of R.B., a Minor Child.	Stephen Atherton Burt W. Bowers Douglas P. Witteman, C.A. Brenda Kelley	Coffey
76,665	Roger McNeil Smith, Appellant, v. State of Kansas, Appellee.	Monte L. Miller Attorney General Rodney H. Symmonds, C.A.	Lyon

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

Before Gernon, P.J.; Elliott, J.; and Thomas Bornholdt, D.J., assigned.

Tuesday, June 24, 1997

9:00 a.m.

Case No.	Case Name	Attorneys	County
76,438	John T. Brown and Diana L. Brown, Appellees, v. John Corser and Pony Express Courier Corp., Appellants.	David Maslen Daniel G. Menzie	Chautauqua
76,023	State of Kansas, Appellee, v. John G. Patry, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Thomas J. Schultz, Asst. D.A. Thomas J. Weilert	Sedgwick
75,421	State of Kansas, Appellee, v. James M. Gray, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Doyle Baker, Asst. D.A. Michael Dunn	Sedgwick
77,808	In the Matter of I.E.Q., dob: 09/17/79.	T. Lynn Ward Debra S. Peterson, Asst. D.A. Charles R. Reimer, Asst. D.A.	Sedgwick
78,064	Robert Wells and Triad Associates, Inc., Appellees, v. Omni, Inc., and Roger Farrow, Appellants.	Jeffery L. Carmichael Kurt A. Harper	Sedgwick
76,030	Beverly Gilbert, Appellant, v. Acme Storage & Sales, Inc., and Kansas Insurance Pool, Inc., Appellees.	Ted E. Knopp Richard H. Rumsey John E. Stang	Sedgwick

2:45 p.m.



Wednesday, June 25, 1997

9:00 a.m.

Case No.	Case Name	Attorneys	County
75,942	Gregory J. Barnes, Appellant, v. James R. Utley, Appellee.	Gregory J. Barnes W. A. Bonwell, Jr.	Sedgwick
77,918	State of Kansas, Appellant, v. Kevin Drum, Appellee.	Attorney General Debra S. Peterson, Asst. D.A. David Lowden, Asst. D.A. Jessica R. Kunen Steven R. Zinn	Sedgwick

10:30 a.m.

76,817	Duane E. Wells, Appellant, v. State Bank of Kingman, a Kansas Corporation, Appellee.	Calvin McMillan David D. Gaumer Charles N. Henson	Kingman
--------	---	---	---------

## Summary Calendar—No Oral Argument

76,250	Edgar Cox, Appellant, v. David R. McKune, Appellee.	Thomas C. McDowell Attorney General Mike Ward, C.A.	Butler
75,449	State of Kansas, Appellee, v. Kevin E. Knox, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Charles R. Reimer, Asst. D.A. Jessica R. Kunen Lisa Nathanson	Sedgwick
77,932	In the Interest of C.J.W., dob: 01/24/89; and R.G.W., dob: 01/23/91, Minor Children Under 18 years of Age.	Gerald J. Domitrovic Larry J. Bachara Shawn Elliott	Sedgwick
77,707	State of Kansas, Appellee, v. Marcus E. G. Shuler, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Doyle Baker, Asst. D.A. Jessica R. Kunen James Brent Getty	Sedgwick
77,427	In the Interest of C.L.L., dob: 06/09/94; and T.L., dob: 09/01/95, Minor Children Under 18 Years of Age.	Michael S. Boohar Richard L. Dickson Debra S. Peterson, Asst. D.A. Charles R. Reimer, Asst. D.A. Alma A. Heckler	Sedgwick
75,417	State of Kansas, Appellee, v. Crandon W. Edwards, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Charles R. Reimer, Asst. D.A. Mark T. Schoenhofer	Sedgwick

Carol G. Green  
Clerk of the Appellate Courts

Doc. No. 019189

State of Kansas

Speech-Language Pathology and  
Audiology Advisory Board

Notice of Meeting

The Speech-Language Pathology and Audiology Advisory Board will meet at 9 a.m. Friday, June 20, in Room G of the Kansas-National Education Association Building, 715 S.W. 10th, Topeka.

Lesla Bray, Director  
Health Occupations Credentialing

Doc. No. 019209

(Published in the Kansas Register June 5, 1997.)

**Summary Notice of Sale**  
**\$2,933,000\* Series 1997-A**  
**General Obligation Bonds**  
**and**  
**\$3,050,000 Series 1997-2**  
**Temporary Notes**  
**of Shawnee County, Kansas**  
**(General obligation bonds payable from**  
**unlimited ad valorem taxes)**

**Bids**

Subject to a notice of bond sale dated June 5, 1997, sealed bids will be received by the Shawnee County Clerk on behalf of the governing body at 200 S.E. 7th, Topeka, KS 66603, until 11 a.m. Thursday, June 19, 1997, for the purchase of \$2,933,000\* principal amount of General Obligation Bonds, Series 1997-A. No bid less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered. The county also will accept bids on the same date for \$3,050,000 aggregate principal amount of Temporary Notes, Series 1997-2. The notes are dated June 1, 1997, and will mature on June 1, 1998. Details of the notes are fully described in the notice of sale.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple of \$5,000, except one bond in the denomination of \$8,000. The bonds will be dated June 1, 1997, and will become due on September 1 in the years as follows:

**Series 1997-A**

Maturity September 1	Principal Amount*
1998	\$ 73,000
1999	90,000
2000	95,000
2001	100,000
2002	105,000
2003	110,000
2004	115,000
2005	120,000
2006	130,000
2007	135,000
2008	145,000
2009	150,000
2010	160,000

2011	170,000
2012	180,000
2013	190,000
2014	205,000
2015	210,000
2016	220,000
2017	230,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 1998 (the interest payment dates).

**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 or a qualified surety bond in the amount of 2 percent of the principal amount of the bonds.

**Delivery**

The county will pay for printing the bonds and preparation of the notes and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about June 30, 1997, at such location in the contiguous United States 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 1996 is \$1,051,308,453. The total general obligation indebtedness of the county as of the date of the bonds, including the bonds being sold, is \$55,653,000. The county has temporary notes outstanding, including the notes being sold at the same time as the bonds, in the amount of \$8,755,000. Of the outstanding notes of the county, \$3,485,000 will be redeemed from the proceeds of the notes and bonds being issued.

**Approval of Bonds**

The bonds will be sold subject to the legal opinion of Logan, Riley, Carson & Kaup, L.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 county, printed on the bonds and delivered to the successful bidder when the bonds are delivered.

**Additional Information**

Additional information regarding the bonds may be obtained from the county clerk, (913) 233-8200, ext. 4155; or from bond counsel, Logan, Riley, Carson & Kaup, L.C., 9200 Indian Creek Parkway, Suite 230, Overland Park, KS 66210, (913) 661-0399.

Dated June 5, 1997.

Shawnee County, Kansas  
By: Cynthia A. Beck  
County Clerk  
200 S.E. 7th  
Topeka, KS 66603

\* Principal amount subject to change based on prepayment of special assessments.

Doc. No. 019200

(Published in the Kansas Register June 5, 1997.)

**Summary Notice of Sale  
City of Hutchinson, Kansas  
General Obligation Bonds  
Series 1997-C  
and  
General Obligation Bonds  
Series 1997-D (Taxable Under Federal Law)  
(General obligations payable from  
unlimited ad valorem taxes)**

2006	20,000
2007	25,000

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 April 1, 1998. A bidder may elect to have all or a portion of the bonds of each series scheduled to mature in consecutive years issued as term bonds subject to the requirements set forth in the notice of sale.

**Paying Agent and 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 or a financial surety bond in a form that complies with the requirements set forth in the notice of sale in the amount of 2 percent of the principal amount of the applicable series of bonds.

**Delivery**  
The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the applicable successful bidder on or about June 26, 1997, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder(s).

**Assessed Valuation and Indebtedness**  
The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1996 is \$153,334,644. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$20,279,000. Temporary notes in the amount of \$85,000 will be redeemed using the proceeds of the bonds and other available funds.

**Approval of Bonds**  
The bonds will be sold subject to the legal opinion of Logan, Riley, Carson & Kaup, L.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 city, printed on the bonds and delivered to the successful bidder(s) when such series of bonds is delivered.

**Additional Information**  
Additional information regarding the bonds may be obtained from Ross VanderHamm, the city's finance director, (316) 694-2613; from the city clerk; or from bond counsel, Logan, Riley, Carson & Kaup, L.C., 9200 Indian Creek Parkway, Suite 230, Overland Park, KS 66210, (913) 661-0399.

Dated May 29, 1997.

City of Hutchinson, Kansas  
By Vernon Stallman  
City Hall  
125 E. Ave. B  
Hutchinson, KS 67501  
(316) 694-2614

Doc. No. 019201

**Sealed Bids**

Subject to the official notice of sale and preliminary official statement dated June 6, 1997, sealed bids will be received by the city clerk of the City of Hutchinson, Kansas, on behalf of the governing body at the City Hall, 125 E. Ave. B, Hutchinson, KS 67501, until 10 a.m. Tuesday, June 17, 1997, for the purchase of \$451,500 principal amount of General Obligation Bonds, Series 1997-C, and \$178,500 principal amount of General Obligation Bonds, Series 1997-D (Taxable Under Federal Law) (the Series 1997-C Bonds and the Series 1997-D Bonds are referred to collectively herein as the "bonds"). No bid of less than 99.50 percent of the principal amount of each series of bonds and accrued interest to the date of delivery for such bonds will be considered.

**Bond Details**

Each series of 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 \$6,500 for Series 1997-C and one bond in the denomination of \$3,500 for Series 1997-D. The bonds will be dated June 1, 1997, and will become due on October 1 in the years as follows:

**General Obligation Bonds  
Series 1997-C**

Year	Principal Amount
1998	\$31,500
1999	40,000
2000	40,000
2001	40,000
2002	45,000
2003	45,000
2004	50,000
2005	50,000
2006	55,000
2007	55,000

**General Obligation Bonds  
Series 1997-D (Taxable Under Federal Law)**

Year	Principal Amount
1998	\$13,500
1999	15,000
2000	15,000
2001	15,000
2002	15,000
2003	20,000
2004	20,000
2005	20,000

(Published in the Kansas Register June 5, 1997.)

**Summary Notice of Bond Sale**

**\$595,000**

**City of Concordia, Kansas**

**General Obligation Bonds, Series 1997**

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

**Sealed Bids**

Subject to the notice of bond sale dated May 21, 1997, sealed bids will be received by the clerk of the City of Concordia, Kansas (the issuer), on behalf of the governing body at City Hall, 701 Washington, Concordia, KS 66901, until 3:30 p.m. June 18, 1997, for the purchase of \$595,000 principal amount of General Obligation Bonds, Series 1997. No bid of less than 100 percent of the principal amount 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 July 1, 1997, and will become due on November 1 in the years as follows:

Year	Principal Amount
2001	\$35,000
2002	40,000
2003	40,000
2004	45,000
2005	45,000
2006	45,000
2007	50,000
2008	55,000
2009	55,000
2010	60,000
2011	60,000
2012	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 May 1 and November 1 in each year, beginning May 1, 1998.

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$11,900 (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 July 15, 1997, at such bank or trust company in the contiguous United States 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 1996 is

\$21,286,946. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$1,970,000.

**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 when the bonds are delivered.

**Additional Information**

Additional information regarding the bonds may be obtained from the clerk, (913) 243-2670, or from the financial advisor, George K. Baum & Company, 100 N. Main, Suite 810, Wichita, KS 67202, Attention: Charles M. Bouilly, (316) 264-9351.

Dated May 21, 1997.

City of Concordia, Kansas

Doc. No. 019194

(Published in the Kansas Register June 5, 1997.)

**Summary Notice of Bond Sale**

**City of Wichita, Kansas**

**\$64,930,000**

**Water and Sewer Utility Revenue Bonds Series 1997**

**Details of the Sale**

Subject to the terms and conditions of the complete official notice of bond sale dated as of June 2, 1997, prepared by the City of Wichita, Kansas, sealed, written bids shall be received at the office of the mayor, first floor, City Hall, 455 Main, Wichita, Kansas, until 10:30 a.m. Tuesday, June 17, 1997, for the purchase of the city's Water and Sewer Utility Revenue Bonds, Series 1997, which are hereinafter described. All bids shall be publicly opened, read aloud and tabulated by city staff on said date and at said time, and shall be thereafter presented to the governing body of the city at its regular meeting place in the city council room at City Hall for consideration and action at 11:30 a.m.

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

Bids shall be accepted only on the official bid form which has been prepared for this issue of bonds, which may be obtained from the city's director of finance. Bids may be submitted by mail or may be delivered in person, and must be received at the place and not later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the city, and shall be in an amount equal to 2 percent of the principal amount of the bonds.

**Details of the Bonds**

The bonds shall be issued as fully registered bonds in the denomination of \$5,000, or integral multiples thereof not exceeding the principal amount maturing in each

year. The successful bidder will specify whether the bonds are to be issued in certificated or book-entry-only form. The bonds shall be dated July 1, 1997, and shall bear interest, payable semiannually on April 1 and October 1 of each year, commencing October 1, 1997, at the rates specified by the successful bidder for the bonds. Certain of the bonds are subject to redemption as set forth in the official notice of bond sale. The bonds shall mature semiannually on October 1 in each of the years and in the principal amounts as follows:

Principal Amount	Maturity Date
\$1,765,000	1997
1,870,000	1998
1,980,000	1999
2,100,000	2000
2,225,000	2001
2,360,000	2002
2,500,000	2003
2,650,000	2004
2,810,000	2005
2,980,000	2006
3,155,000	2007
3,345,000	2008
3,545,000	2009
3,760,000	2010
3,985,000	2011
4,225,000	2012
4,480,000	2013
4,745,000	2014
5,030,000	2015
5,420,000	2016

#### Payment of Principal and Interest

The Chase Manhattan Bank, New York, New York, shall serve as the bond registrar and paying agent for the bonds. Reference is made to the official notice of bond sale for information regarding payment of principal and interest to owners of the bonds.

#### Security for the Bonds

The bonds and the interest thereon shall constitute special obligations of the city, and shall be payable solely and only from the revenues derived by the city from the operation of the water and sewer utility, after payment of the costs of operation and maintenance. The bonds shall be on a parity with and co-equal in statute and priority to certain existing indebtedness of the water and sewer utility as described in the official notice of bond sale.

#### Delivery of the Bonds

On or about Thursday, July 17, 1997.

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

#### Official Statement

The city has authorized and directed preparation of a preliminary official statement in connection with the bonds. Said preliminary official statement is in a form "deemed final" by the city for purposes of the Securities and Exchange Commission's Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Not later than seven business days after the date of the sale of the bonds, the city shall furnish the successful bidder with a reasonable number of copies of the final official statement, without cost.

#### Continuing Disclosure

The city will enter into a continuing disclosure agreement with the purchaser of the bonds establishing a master undertaking to provide ongoing disclosure concerning the city in connection with the bonds for the benefit of owners of the bonds, as required under Section (b)(5)(i) of the Securities and Exchange Commission's Rule 15c2-12. A copy of the continuing disclosure agreement is included as an appendix to the official statement.

#### Ratings and Bond Insurance

The city's outstanding water and sewer utility revenue bonds were rated "AAA" by Fitch Investors Service, Inc., "Aaa" by Moody's Investors Service, Inc., and "AAA" by Standard & Poor's Corporation. The city has applied to Fitch Investors Service, Inc. and Moody's Investors Service, Inc. for ratings on the bonds described herein. Financial Guaranty Insurance Company has made a commitment to issue a municipal bond insurance policy relating to the bonds and a commitment to support a bond reserve account by a surety bond, both to be effective as of the date of issuance of the bonds. The premiums for the bond insurance and the surety bond will be paid by the city. Reference is made to the official statement for a full and complete discussion and information relating to Financial Guaranty Insurance Company, the bond insurance policy and the surety bond.

#### Additional Information

For additional information regarding the city, the bonds and the sale, interested parties are invited to request copies of the complete official notice of bond sale and the city's preliminary official statement bid form for the bonds, all of which may be obtained from the undersigned.

Ray Trial  
 Director of Finance  
 City Hall, 12th Floor  
 455 N. Main  
 Wichita, KS 67202-1679  
 (316) 268-4434

Doc. No. 019199

State of Kansas  
**Kansas Insurance Department**  
 Permanent Administrative  
 Regulations

**Article 2.—LIFE INSURANCE**

**40-2-21.** (Authorized by K.S.A. 40-103; implementing K.S.A. 40-221a; effective Dec. 16, 1991; revoked June 20, 1997.)

Kathleen Sebelius  
 Commissioner of Insurance

Doc. No. 019197

(Published in the Kansas Register June 5, 1997.)

**Summary Notice of Bond Sale**  
**\$2,500,000**  
**General Obligation Bonds**  
**Series 1997**  
**Consolidated Fire District No. 2**  
**Northeast Johnson County, Kansas**  
**(General obligations payable from**  
**unlimited ad valorem taxes)**

**Sealed Bids**

Subject to the notice of bond sale dated June 2, 1997, sealed bids will be received by the treasurer of Consolidated Fire District No. 2, Northeast Johnson County, Kansas, on behalf of the governing body at district headquarters, 6400 Martway, Mission, KS 66202, on Monday, June 16, 1997 for the purchase of \$2,500,000 principal amount of General Obligation Bonds, Series 1997, of the district. Bids for the bonds will be opened at 11 a.m. local time on that day. All bids will be publicly opened and read at the sale and will be acted upon by the governing body at its meeting to be held at 6 p.m. that day. No bid will be considered of less than 100 percent of the principal amount of the bonds and accrued interest to the date of delivery. No oral or auction bids will be considered.

**The Bonds**

The bonds will consist of fully registered certificated bonds in the denomination of \$5,000 or any integral multiple thereof. Bonds shall initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, to which payments of principal of and interest on the bonds will be made. Individual purchases of bonds will be made in book-entry form only. Purchasers will not receive certificates representing their interest in bonds purchased. The bonds will be dated June 15, 1997, and will become due annually on September 1, beginning September 1, 1998, in the years as follows:

Year	Principal Amount
9/1/98	\$ 45,000
9/1/99	75,000
9/1/00	80,000
9/1/01	85,000
9/1/02	90,000
9/1/03	95,000
9/1/04	100,000

9/1/05	105,000
9/1/06	110,000
9/1/07	120,000
9/1/08	125,000
9/1/09	130,000
9/1/10	140,000
9/1/11	145,000
9/1/12	155,000
9/1/13	160,000
9/1/14	170,000
9/1/15	180,000
9/1/16	190,000
9/1/17	200,000

The bonds will bear interest from the dated date at rates to be determined when the bonds are sold, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 1998.

**Paying Agent and Bond Registrar**  
 Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid for the bonds shall be accompanied by a certified or cashier's check or a financial surety bond in the amount of 2 percent of the principal amount of the bonds, payable to the order of the district treasurer.

**Delivery and Payment**

The district will pay for preparing the bonds. The bonds will be delivered in book-entry form only through the facilities of Depository Trust Company, New York, New York, on or before June 30, 1997.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1997 is \$488,357,376. The total general obligation indebtedness of the district as of the date of the bonds, including the bonds being sold, is \$2,500,000, and the total general obligation indebtedness of the district as of December 31, 1996, for debt limitation purposes, was \$-0-

**Legal Matters**

The bonds will be sold subject to the approving legal opinion of Gilmore & Bell, P.C., Kansas City, Missouri, bond counsel, which opinion will be furnished and paid for by the district, will accompany the bonds and will be delivered to the successful bidder when the bonds are delivered.

**Additional Information**

Additional information regarding the bonds may be obtained from the district's financial advisor, Country Club Bank, N.A., Kansas City, Missouri, Attention: Greg Vahrenberg, (816) 751-1433.

Dated June 2, 1997.

Consolidated Fire District No. 2  
 Northeast Johnson County, Kansas  
 Kevin A. Kombrink  
 Treasurer  
 6400 Martway  
 Mission, KS 66202  
 (913) 432-1195

Doc. No. 019193

## State of Kansas

## Department of Administration

Permanent Administrative  
Regulations

## Article 6.—RECRUITING AND STAFFING

**1-6-33. Candidate alcohol and controlled substances test for commercial driver positions.** (a) The provisions of 49 C.F.R., Part 382, as in effect on May 1, 1995, and 49 C.F.R., Part 40, as in effect on February 15, 1994, and amendments to Part 40, as published in 59 Fed. Reg. 42,996 (1994), are hereby adopted by reference.

(b) Each candidate who has been given a conditional offer of employment for a commercial driver position shall be administered a controlled substances test.

(c) For purposes of this regulation, a "conditional offer of employment" means an offer of a commercial driver position that is contingent upon participating in the controlled substances testing program established under the federal omnibus transportation employee testing act of 1991, 49 U.S.C. Appx. § 2717.

(d) Each candidate who has been given a conditional offer of employment shall be informed of the provisions of subsections (c) and (g) of this regulation in writing and shall sign a statement agreeing to participate in the testing prior to administration of the tests. Failure to accept this condition shall make the conditional offer of employment null and void.

(e) The appointing authority shall advise each candidate required to submit to controlled substances testing of the following aspects of the testing program:

(1) the methods of controlled substances testing that may be used;

(2) the substances that may be identified;

(3) the consequences of a refusal to submit to a controlled substances test or of a confirmed positive result; and

(4) the reasonable efforts utilized by the state to maintain the confidentiality of results and any medical information that may be provided.

(f) Procedures and testing personnel used in collecting, analyzing, and evaluating test samples shall meet the standards established by the director in accordance with 49 C.F.R., Part 40.

(g) In the following instances, the conditional offer of employment shall be null and void, and the candidate shall be subject to disqualification from commercial driver positions in accordance with K.S.A. 75-2940 and K.A.R. 1-6-7 for a period of one year from the effective date of the disqualification action:

(1) the candidate fails to participate in the required controlled substances test;

(2) the candidate receives a confirmed positive controlled substances test result;

(3) the candidate refuses to provide written authorization to obtain information from prior employers as required by 49 C.F.R., 382.413; or

(4) the information obtained from a prior employer under 49 C.F.R., 382.413 indicates that, within the preceding two years, the following has occurred:

(A) the candidate violated any of the provisions of 49 C.F.R., Part 382, Subpart B; and

(B) the candidate failed to complete the requirements for returning to work under 49 C.F.R., 382.605, including an evaluation by a substance abuse professional, a return-to-duty alcohol test, controlled substances test or both, and completion of any rehabilitation or treatment program.

(h) In accordance with 49 C.F.R., 40.25(f)(10)(ii)(E), any candidate who receives a confirmed positive result on a controlled substances test may request a retest by the original or a different laboratory on the second half of the original specimen within 72 hours of being notified of the positive test result.

(i) Any candidate who intentionally tampers with a sample provided for controlled substances testing, violates chain-of-custody or identification procedures, or falsifies a test result shall have the conditional offer of employment withdrawn and shall be subject to disqualification for all positions in state service in accordance with K.S.A. 75-2940.

(j) If disqualification of a candidate is warranted under subsection (g) of this regulation, the appointing authority shall afford the candidate due process in accordance with K.S.A. 75-2940 and K.A.R. 1-6-7.

(k)(1) Individual results and medical information shall be considered confidential and shall not be disclosed publicly. Each candidate shall be granted access to the candidate's information upon written request to the director, in accordance with 49 C.F.R., 382.405.

(2)(A) Each agency shall be responsible for maintaining strict security and confidentiality of the alcohol and controlled substance testing records in that agency. Access to these records shall be restricted to the following individuals:

(i) the agency personnel officer, the agency appointing authority, the secretary of administration, the director, or any of their respective designees;

(ii) persons in the supervisory chain of command;

(iii) the agency legal counsel; or

(iv) the department of administration legal counsel.

(B) Further access to these records shall not be authorized without the express consent of the director. (Authorized by K.S.A. 1996 Supp. 75-3747; implementing K.S.A. 75-3746, K.S.A. 1996 Supp. 75-2940, and K.S.A. 75-3707; effective, T-1-1-26-95, Jan. 26, 1995; effective May 30, 1995; amended Dec. 17, 1995; amended June 20, 1997.)

Article 9.—HOURS; LEAVES;  
EMPLOYEE-MANAGEMENT RELATIONS

**1-9-2. Holidays.** (a) The following days shall be legal holidays for the state service: New Year's Day, Memorial Day, Independence Day, Labor Day, Veterans' Day, Thanksgiving Day, and Christmas Day. When one of these legal holidays falls on a Saturday, the preceding Friday shall be the officially observed holiday for state employees. When one of these legal holidays falls on a Sunday, the following Monday shall be the officially observed holiday for state employees.

(b)(1) The governor may designate, in a particular year, additional days on which state offices are to be

(continued)

closed in observance of a holiday or a holiday season. For the purpose of this regulation, such a day is termed a legal holiday.

(2) The governor may designate a discretionary holiday for observance of a holiday or other special day without closing state services. Each eligible employee working full-time shall receive a total of eight hours for a discretionary holiday and each employee working less than full-time shall receive a proportional number of hours. All hours for a discretionary holiday shall be taken on the same day.

(c) Each full-time employee, regardless of the employee's work schedule, shall receive a maximum of eight hours of holiday credit for each holiday and shall receive the same number of holidays in a calendar year as employees whose regular work schedule is Monday through Friday. Holiday credit means pay or credit for paid time off at a straight-time rate.

(d) Any appointing authority may require some or all employees to work on a legal holiday, an officially observed holiday, or both.

(1) Each full-time, non-exempt employee who is required to work on a legal holiday or on an officially observed holiday shall receive holiday compensation in addition to the employee's regular pay for the pay period. Holiday compensation is either pay or compensatory time credits at a time and a half rate for those hours worked on a holiday. The appointing authority shall determine whether the compensation for such holiday work will be in the form of pay or compensatory time credits.

(2) The appointing authority shall make the following determinations for each exempt employee required to work on a holiday:

(A) under what conditions the employee will be required to work;

(B) whether or not the employee will receive holiday pay or compensatory time credits in addition to the employee's regular salary; and

(C) the rate at which any holiday pay or compensatory time credits will be paid.

(e) Hours worked on a holiday by a non-exempt employee that result in overtime hours during that work week or work period shall be compensated at time and one-half for holiday hours worked and an additional half-time rate for the resulting overtime hours.

(f) If a legal holiday is preceded or followed by an officially observed holiday, each employee shall receive holiday credit for only one of the two days. Each full-time employee who is required to work on both the legal holiday and the officially observed holiday shall receive holiday compensation for only one of the two days. If the number of hours worked on the two days are not the same, the employee shall receive holiday compensation for the day on which the employee worked the greater number of hours.

(g) Each non-exempt employee who works less than full-time on a regular schedule shall receive, for each holiday that falls on a day included in the employee's regular work schedule, holiday credit equal to the time the employee is regularly scheduled to work on that day. If the employee works on the holiday, the employee shall re-

ceive, in addition, holiday compensation for the hours worked on the holiday.

(h) Each non-exempt employee who works less than full-time on an irregular schedule, as determined by the appointing authority, shall not receive holiday credit but shall be paid at the time and a half rate for those hours worked on the holiday.

(i) An employee who is on leave without pay either on the last working day before a holiday or the first working day following a holiday shall not receive holiday credit, unless the appointing authority granted an authorized leave without pay for a portion of either or both of the working days and approved the holiday credit for the employee.

(j) Any employee who separates from the service and whose next day at work, following the employee's last day at work, would have been a holiday shall not receive pay for the holiday. (Authorized by K.S.A. 1996 Supp. 75-3747; implementing K.S.A. 75-3746; effective May 1, 1979; amended May 1, 1985; amended Dec. 17, 1995; amended June 20, 1997.)

**1-9-7c. Military leave; state duty with Kansas national guard or state guard when organized.** (a) Each employee in a regular position who is a member of the state or Kansas national guard shall be granted military leave with pay for the duration of any official call to state emergency duty.

(b) The appointing authority may grant military leave without pay or, at the employee's request, accrued vacation leave for the duration of any other type of state duty performed pursuant to K.S.A. 48-225.

(c) Each employee shall provide an appropriate state military order to the appointing authority before the processing of any pay reports or time and attendance reports, or both.

(d) In accordance with K.S.A. 1996 Supp. 48-517, each employee in a regular position who is called or ordered to active duty by the state of Kansas national guard shall be returned to a job that is comparable to the job that the employee held at the time the employee was called to duty. (Authorized by K.S.A. 1996 Supp. 75-3747; implementing K.S.A. 75-3746; effective May 1, 1985; amended Dec. 17, 1995; amended June 20, 1997.)

**1-9-13. Payment for accumulated vacation leave and compensatory time credits upon separation.** Any employee who resigns or is otherwise separated from the service shall be paid for that employee's accumulated vacation leave and compensatory time credits. Pay for an employee's vacation leave or compensatory time credit shall be calculated using the appropriate hourly or salary rate set forth in K.A.R. 1-5-21 and, with respect to non-exempt employees, the provisions of K.A.R. 1-5-24(e)(4). Pay for such vacation or compensatory time credit shall be a lump sum addition to the employee's last paycheck. (Authorized by K.S.A. 1996 Supp. 75-3747; implementing K.S.A. 75-3746; effective May 1, 1979; amended May 1, 1984; amended May 1, 1985; amended, T-86-36, Dec. 11, 1985; amended, T-87-11, May 1, 1986; amended May 1, 1987; amended Feb. 1, 1993; amended Dec. 27, 1993; amended Dec. 17, 1995; amended June 20, 1997.)



**1-9-17.** (Authorized by K.S.A. 75-3747; effective May 1, 1979; revoked June 20, 1997.)

**1-9-26.** Pre-duty controlled substances testing for employees in positions assigned commercial driver functions. (a) The provisions of 49 C.F.R., Part 382, as in effect on February 15, 1994, and 49 C.F.R., Part 40, as in effect on May 1, 1995, and amendments to Part 40, as published in 59 Fed. Reg. 42,996 (1994), are hereby adopted by reference.

(b) For purposes of this regulation, the term "safety sensitive function" shall be as defined in K.A.R. 1-9-25(c).

(c) When an agency assigns duties to an existing, filled position that would result in the position becoming a commercial driver position, the incumbent employee in the position shall be subject to a controlled substances test and the provisions of 49 C.F.R., 382.413 regarding release of alcohol and controlled substances test information by previous employers.

(d) Each employee who is an incumbent in a position to which commercial driver functions are assigned shall be informed of the provisions of subsections (c) and (g) through (i) of this regulation in writing and shall sign a statement agreeing to participate in the testing prior to administration of the tests. The appointing authority shall advise each employee required to submit to controlled substances testing under this regulation of the following aspects of the testing program:

(1) the methods of controlled substances testing that may be used;

(2) the substances that may be identified;

(3) the consequences of a refusal to submit to a controlled substances test or of a confirmed positive result; and

(4) the reasonable efforts utilized by the state to maintain the confidentiality of results and any medical information that may be provided.

(e) Procedures and testing personnel used in collecting, analyzing, and evaluating test samples shall meet the standards established by the director in accordance with 49 C.F.R., Part 40.

(f) In accordance with 49 C.F.R., 40.25(f)(10)(ii)(E), any employee who receives a confirmed positive result on a controlled substances test may request a retest by the original or a different laboratory on the second half of the original specimen within 72 hours of being notified of the positive test result.

(g) If an incumbent employee fails to participate in the required controlled substances test, refuses to sign the written authorization required under subsection (d) of this regulation or refuses to provide written authorization for release of alcohol and controlled substances test information by previous employers, the employee shall not begin performing the safety sensitive functions. A subsequent refusal to participate in the required testing or to sign the written authorization shall be grounds for discipline under K.S.A. 75-2949f.

(h)(1) If an incumbent employee receives a confirmed positive controlled substances test result, the employee shall not perform any safety-sensitive functions until the employee has completed the steps listed below:

(A) been evaluated by a substance abuse professional;

(B) completed treatment, if required by the substance abuse professional; and

(C) taken a subsequent alcohol test, controlled substances test, or both, as determined by the substance abuse professional, with results below 0.02 grams of alcohol per 210 liters of breath and a negative result for controlled substances.

(2) An incumbent employee with permanent status in a position to which commercial driver functions are assigned shall not be subject to dismissal solely on the basis of a confirmed positive test result if the employee successfully completes an appropriate and approved alcohol and controlled substance assessment and any recommended education or treatment program, as provided in paragraph (h)(1). However, the employee shall be subject to dismissal in accordance with K.S.A. 75-2949f if the employee has previously had a confirmed "positive" result or the equivalent, if the employee committed some other violation, or if the employee fails to successfully complete an appropriate and approved alcohol and controlled substance assessment and recommended education and treatment program, as prescribed by the substance abuse professional. This regulation shall not preclude the agency appointing authority from proposing disciplinary action in accordance with K.S.A. 75-2949d and K.A.R. 1-10-8 for other circumstances that occur in addition to a confirmed "positive" result and that are normally grounds for discipline.

(3) Any employee who was on probation, other than for a promotional appointment, at the time the employee was given notice of the assignment of commercial driver functions to the employee's position and written notice of the controlled substances testing requirement and who has a confirmed positive result shall be subject to dismissal pursuant to K.A.R. 1-10-8.

(4) An alcohol test shall be considered "positive" when the alcohol concentration is 0.04 grams of alcohol per 210 liters of breath or greater. However, if the breath alcohol content is 0.02 grams of alcohol or greater and less than 0.04 grams of alcohol, the employee shall not begin performing safety-sensitive functions until a 24-hour period has elapsed, in accordance with 49 C.F.R., 382.505.

(i) The provisions of paragraphs (h)(1) and (2) relating to a confirmed positive test shall apply if the information obtained from a prior employer under 49 C.F.R., 382.413 indicates that, within the preceding two years, the following has occurred:

(1) the employee violated any of the provisions of 49 C.F.R., Part 382, Subpart B; and

(2) the employee failed to complete the requirements for returning to work under 49 C.F.R., 382.605, including an evaluation by a substance abuse professional, a return-to-duty alcohol test, controlled substances test, or both, and completion of any rehabilitation or treatment program prescribed by the substance abuse professional.

(j) Any employee who intentionally tampers with a sample provided for alcohol or controlled substances testing, violates chain-of-custody or identification procedures, or falsifies a test result shall be subject to dismissal pursuant to K.S.A. 75-2949f.

(continued)

(k) If disciplinary action is warranted based on the provisions of this regulation, the appointing authority shall afford the employee due process in accordance with K.S.A. 75-2949 and K.A.R. 1-10-6, if a permanent employee, and in accordance with K.A.R. 1-10-8, if a probationary employee.

(l) (1) Individual results and medical information shall be considered confidential and shall not be disclosed publicly. Each employee shall be granted access to the employee's information upon written request to the director, in accordance with 49 C.F.R., 382.405.

(2) (A) Each agency shall be responsible for maintaining strict security and confidentiality of the alcohol and controlled substance testing records in that agency. Access to these records shall be restricted to the following individuals:

- (i) the agency personnel officer, the agency appointing authority, the secretary of administration, the director, or any of their respective designees;
- (ii) persons in the supervisory chain of command;
- (iii) the agency legal counsel; or
- (iv) the department of administration legal counsel.

(B) Further access to these records shall not be authorized without the express consent of the director. (Authorized by K.S.A. 1996 Supp. 75-3747; implementing K.S.A. 75-3746 and 75-3707; effective, T-1-1-26-95, Jan. 26, 1995; effective May 30, 1995; amended June 20, 1997.)

**1-9-27. Family and medical leave act of 1993 (FMLA).** (a) "FMLA" means the family and medical leave act of 1993, 29 U.S.C. 2601 et seq.

(b)(1) Each eligible employee shall be entitled to 12 work weeks of paid or unpaid leave, as defined in article 9 of these regulations, during any 12-month period beginning with the first day leave was taken.

(2) An employee shall request leave in accordance with K.A.R. 1-9-3.

(3)(A) All time away from work that is taken due to circumstances that qualify under the FMLA as defined in subsection (c) shall be approved by the agency and shall count against the employee's 12-work week leave entitlement.

(B) Each employee shall use all accrued sick leave and vacation leave prior to the use of leave without pay for all leave that meets FMLA criteria.

(c) An employee who meets the following conditions shall be eligible for leave under the FMLA:

(1) the employee has been in pay status for any part of a week for at least 52 weeks, including any period of paid or unpaid leave during which other benefits or compensation were provided to the employee by the agency; and

(2) the employee has worked for the state at least 1,250 hours during the 12-month period immediately before the beginning of the leave designated as FMLA leave.

(d) Circumstances that qualify under the FMLA shall include the following:

(1) the birth of the employee's child and the care of the child within the 12 months immediately following birth;

(2) the placement with the employee of a child for adoption or foster care within the 12 months immediately following placement;

(3) physical or psychological care due to a serious health condition of any of the following individuals:

(A) the employee's spouse;

(B) a child of the employee who meets one of the following criteria:

(i) the child is under age 18; or

(ii) the child is age 18 or older and incapable of daily self-care because of a mental or physical disability as defined by the Americans with disabilities act, 42 U.S.C. 12101 et seq.; or

(C) the employee's parent; or

(4) the employee's own serious health condition that prohibits the employee from performing all or part of the essential functions of the employee's position within the meaning of the Americans with disabilities act.

(e) For purposes of the FMLA, "serious health condition" means an illness, injury, impairment or physical or mental condition that involves one of the following:

(1) inpatient care; or

(2) continuing treatment by a health care provider. A serious health condition involving continuing treatment by a health care professional shall involve at least one of the following:

(A) a period of incapacity of more than three consecutive calendar days, and any subsequent treatment or period of incapacity relating to the same condition, if it involves either of the following:

(i) treatment two or more times by a health care provider or a provider of health care services under orders of the health care provider; or

(ii) at least one treatment by a health care provider which results in a regimen of continuing treatment under the health care provider's supervision;

(B) any period of incapacity due to pregnancy or for prenatal care;

(C) any period of incapacity or treatment for incapacity due to one of the following chronic serious health conditions:

(i) a condition that requires periodic treatment by a health care provider;

(ii) a condition that continues over an extended period of time; or

(iii) a condition that causes episodic incapacity rather than a continuing period of incapacity;

(D) a period of incapacity that is permanent or long-term and is due to a condition for which treatment may not be effective; or

(E) any absence to receive multiple treatments by a health care provider for one of the following:

(i) restorative surgery after an accident or other injury; or

(ii) a condition that would likely result in a period of incapacity of more than three consecutive calendar days in the absence of treatment.

(f)(1) An employee shall receive intermittent leave or a reduced work schedule when medically necessary for the employee's serious health condition or to care for a family member with a serious health condition. An employee may receive intermittent leave or a reduced work schedule for the birth of the employee's child or for the placement of a child with the employee for adoption or foster care.

(2) The exempt status of an exempt employee shall not be affected if deductions are made from the employee's

salary for any hours taken as intermittent leave or a reduced work schedule within a work week.

(3) The appointing authority may transfer any employee to an available position with equivalent pay and benefits during a period of intermittent leave or a reduced work schedule.

(4) Any employee returning from intermittent leave or a reduced work schedule shall be returned to the same or equivalent position with equivalent pay, benefits, and terms and conditions of employment, in accordance with K.A.R. 1-9-6.

(g)(1) The appointing authority may require an employee to provide a certification containing evidence necessary to establish that the employee is entitled to leave under the FMLA. The employee shall be given a written notice of the requirement. The first certification shall be at employee expense. The appointing authority may require a second certification at agency expense when the validity of the first certification is in doubt. A third certification may be required at agency expense when the first and second certifications differ, and the third certification shall be final and binding. Employees shall be allowed at least 15 calendar days to provide the requested certification.

(2) The agency may require the employee to provide one recertification opinion every 30 days, at employee expense, except that a recertification opinion may be required before the end of 30 days if circumstances described by the previous medical certification have changed significantly or the agency receives information that casts doubt upon the employee's reason for the absence.

(h) Each agency shall maintain the employee's group health insurance coverage under the same conditions and with the same agency contributions as provided when no leave is taken.

(i)(1) Each agency shall post a notice that provides information regarding the FMLA in a conspicuous place accessible to employees and applicants.

(2) Within two business days after the request for leave is submitted by the employee, the agency shall provide the employee with a written notice detailing the specific expectations and obligations of the employee under the FMLA and explaining any consequences of a failure to meet these obligations.

(3) The appointing authority shall notify the employee in writing of the employee's eligibility for leave under the FMLA within two working days following agency determination.

(j) The agency's obligations under the FMLA shall cease when the employee gives notice of the employee's intent not to return to work. (Authorized by K.S.A. 75-3706 and K.S.A. 1996 Supp. 75-3747; implementing K.S.A. 75-3707 and 75-3746; effective May 31, 1996; amended June 20, 1997.)

#### Article 13.—RECORDS, REPORTS, RESEARCH AND EVALUATION OF PERSONNEL SYSTEM

**1-13-1a.** Content and disclosure of information in employees' official personnel records. (a) The official personnel record of each state employee shall include the following information:

(1) documents showing the employee's hires, transfers, promotions, demotions, separations, changes of pay rates, leaves of absence or other changes in employment status;

(2) performance reviews, letters of reprimand and letters of rebuttal thereto, and letters of commendation;

(3) applications for the positions for which the employee was hired;

(4) letters of disciplinary action; and

(5) such other information the director of personnel services deems appropriate.

(b) The official personnel record of each state employee shall not contain information prohibited by federal law.

(c) The official personnel record of each state employee shall be transferred with the employee if the employee transfers to another agency.

(d) Except as otherwise provided in this regulation and the Kansas open records act, K.S.A. 45-215 et seq., information contained in each state employee's official personnel record shall not be open to public inspection.

(e) Upon inquiry of any individual, the division or the state agency where an employee is employed shall disclose the following information concerning an employee:

(1) the name of the employee;

(2) the employee's current job title;

(3) the employee's current or prior pay; and

(4) the employee's length of employment with the state.

(f) Upon inquiry of a prospective employer, the division or the state agency in which an employee is employed may disclose the following additional information concerning an employee:

(1) the name of the employing state agency;

(2) the length of time the employee has served in the employee's current position;

(3) any letters of commendation; and

(4) any documents regarding personal conduct and work performance to the extent consistent with K.S.A. 44-117.

(g) When an individual from one of the following agencies, in carrying forth the individual's official duties, establishes a need for information contained in an employee's official personnel record, appropriate personnel from those agencies shall be permitted to access the personnel record:

(1) the Kansas department of administration;

(2) the Kansas attorney general's office, including the Kansas bureau of investigation;

(3) the federal equal employment opportunity commission and Kansas human rights commission;

(4) the Kansas civil service board;

(5) legislative post audit;

(6) the state agency employing that employee; and

(7) child support enforcement specialists of the Kansas department of social and rehabilitation services.

(h) Any current or former employee, or an individual or organization authorized in writing by the current or former employee, may review the employee's official personnel record maintained in a state agency or in the division. The request shall be made in writing to the appointing authority or the director, respectively. The agency shall place in the employee's personnel record a

(continued)

copy of the written request and the written authorization from the employee. The review shall be consistent with the conditions established by the appointing authority or the director, respectively, and at a time and place mutually convenient to the parties.

(i)(1) Upon request to the appointing authority or designee or the director, respectively, the head of any state agency or a designee, having a proper interest and an established need to review the personnel record of an employee in another state agency, may review the employee's official personnel record, including applications for employment and performance reviews, whether the personnel record is maintained in a state agency or in the division.

(2) Each state agency responding to job-related reference and performance questions from another state agency shall answer the questions in good faith.

(3) If a prospective employer that is not part of Kansas state government requests information about a current or former state employee as part of a reference check, the response of the appointing authority shall comply with K.S.A. 1996 Supp. 44-119a.

(j) The official personnel record of any specifically named employee shall be made available for inspection in connection with litigation, pursuant to the terms of an order entered by a judge of any federal, state, or municipal court properly having jurisdiction over such litigation. (Authorized by K.S.A. 1996 Supp. 75-3747; implementing K.S.A. 75-2950, K.S.A. 75-3746, and K.S.A. 1996 Supp. 45-221; effective May 1, 1983; amended Dec. 27,

1993; amended Dec. 17, 1995; amended May 31, 1996; amended June 20, 1997.)

**Article 63.—QUALITY MANAGEMENT**

**1-63-2. Quality initiative leadership.** (a) The state quality management initiative shall be led by the secretary of administration and shall include the elements listed below:

(1) promoting and assisting the development of implementation strategies by each agency; and

(2) developing and coordinating appropriate training programs for state officers and employees.

(b) The quality management advisory council shall consist of each state agency cabinet secretary and shall advise the secretary of administration on state quality management initiative policy issues.

(c) A state quality management initiative administrative and training office shall be staffed by the division of personnel services. Quality management materials and programs for the state quality program shall be developed and coordinated by the administrative and training office with the approval of the comprehensive management education and training strategy committee. (Authorized by and implementing K.S.A. 1996 Supp. 75-37,115; effective, T-1-9-19-94, Sept. 19, 1994; amended Nov. 21, 1994; amended June 20, 1997.)

Daniel R. Stanley  
Secretary of Administration

Doc. No. 019198

**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 1996 Supplement to the *Kansas Administrative Regulations*.

**AGENCY 1: DEPARTMENT OF ADMINISTRATION**

Reg. No.	Action	Register
1-1-1	Amended	V. 15, p. 703
1-1-2	Revoked	V. 15, p. 704
1-1-3	Revoked	V. 15, p. 704
1-1-4	Revoked	V. 15, p. 704
1-2-53	Revoked	V. 15, p. 704
1-2-57	Amended	V. 15, p. 704
1-2-72	Amended	V. 15, p. 704
1-2-88	Amended	V. 15, p. 704
1-3-1	Revoked	V. 15, p. 704
1-3-3	Revoked	V. 15, p. 704
1-3-4	Revoked	V. 15, p. 704
1-4-2	Amended	V. 15, p. 704
1-4-6	Revoked	V. 15, p. 704
1-5-1	Amended	V. 15, p. 704
1-5-2	Revoked	V. 15, p. 704
1-5-3	Revoked	V. 15, p. 704
1-5-6	Revoked	V. 15, p. 704
1-5-7	Amended	V. 15, p. 704
1-5-12	Amended	V. 15, p. 705
1-5-15	Amended	V. 15, p. 705

1-5-22	Amended	V. 15, p. 706
1-5-24	Amended	V. 15, p. 706
1-5-26	Amended	V. 15, p. 707
1-6-22a	Amended	V. 15, p. 707
1-6-23	Amended	V. 15, p. 708
1-6-24	Amended	V. 15, p. 708
1-6-31	Amended	V. 15, p. 708
1-8-1	Revoked	V. 15, p. 709
1-8-5	Amended	V. 15, p. 709
1-8-7	Revoked	V. 15, p. 709
1-9-9	Revoked	V. 15, p. 709
1-9-15	Revoked	V. 15, p. 709
1-9-16	Revoked	V. 15, p. 709
1-9-19a	Amended	V. 15, p. 709
1-9-23	Amended	V. 15, p. 710
1-9-27	New	V. 15, p. 711
1-10-6	Amended	V. 15, p. 713
1-10-8	Revoked	V. 15, p. 713
1-10-9	Revoked	V. 15, p. 713
1-11-1	Amended	V. 15, p. 713
1-13-1a	Amended	V. 15, p. 713
1-13-2	Revoked	V. 15, p. 714
1-13-3	Revoked	V. 15, p. 714
1-13-4	Revoked	V. 15, p. 714
1-14-6	Revoked	V. 15, p. 714
1-14-7	Amended	V. 15, p. 714
1-14-10	Amended	V. 15, p. 715
1-14-11	Amended	V. 15, p. 715
1-14-12a	New	V. 16, p. 170
1-16-18a	Amended	V. 15, p. 317
1-17-10	Amended	V. 15, p. 1706
1-18-1a	Amended	V. 15, p. 1508
1-45-4	Amended	V. 15, p. 1706
1-45-7	Amended	V. 15, p. 1706
1-45-8	Amended	V. 15, p. 1706

V. 15, p. 706
V. 15, p. 706
V. 15, p. 707
V. 15, p. 707
V. 15, p. 708
V. 15, p. 708
V. 15, p. 708
V. 15, p. 709
V. 15, p. 709
V. 15, p. 709
V. 15, p. 709
V. 15, p. 709
V. 15, p. 709
V. 15, p. 709
V. 15, p. 709
V. 15, p. 710
V. 15, p. 711
V. 15, p. 713
V. 15, p. 713
V. 15, p. 713
V. 15, p. 713
V. 15, p. 713
V. 15, p. 714
V. 15, p. 714
V. 15, p. 714
V. 15, p. 714
V. 15, p. 714
V. 15, p. 715
V. 15, p. 715
V. 16, p. 170
V. 15, p. 317
V. 15, p. 1706
V. 15, p. 1508
V. 15, p. 1706
V. 15, p. 1706
V. 15, p. 1706

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

Reg. No.	Action	Register
5-25-1 through 5-25-10	Amended	V. 15, p. 410-412
5-50-1	Amended	V. 15, p. 1861
5-50-2	Amended	V. 15, p. 1861
5-50-3	Revoked	V. 15, p. 1862
5-50-4	Amended	V. 15, p. 1862
5-50-5	Amended	V. 15, p. 1862
5-50-6	Amended	V. 15, p. 1863
5-50-7	New	V. 15, p. 1863
5-50-8	New	V. 15, p. 1863

**AGENCY 7: SECRETARY OF STATE**

Reg. No.	Action	Register
7-18-1	New	V. 15, p. 1508
7-18-2	New	V. 15, p. 1508
7-18-3	New	V. 15, p. 1508
7-19-1	Amended	V. 16, p. 821
7-19-2	Amended	V. 16, p. 821
7-19-3	Amended	V. 16, p. 822
7-19-4	Amended	V. 16, p. 822
7-19-7	New	V. 16, p. 822
7-23-2	Amended	V. 15, p. 1927
7-23-4	Amended	V. 15, p. 1927
7-23-8	Revoked	V. 15, p. 1927
7-38-1	New	V. 15, p. 1927
7-38-2	New	V. 15, p. 1927

**AGENCY 9: ANIMAL HEALTH DEPARTMENT**

Reg. No.	Action	Register
9-10-31	New	V. 15, p. 1671
9-10-32	New	V. 15, p. 1671
9-18-1	Amended	V. 15, p. 1671
9-19-1 through 9-19-11	Amended	V. 15, p. 1671-1677

9-25-1 through  
 9-25-15 New V. 15, p. 1677-1684  
 9-26-1 New V. 15, p. 1684

**AGENCY 11: STATE CONSERVATION COMMISSION**

Reg. No. Action Register  
 11-8-8 Amended V. 15, p. 1401

**AGENCY 16: ATTORNEY GENERAL**

Reg. No. Action Register  
 16-2-1 Amended V. 15, p. 375  
 16-5-1 Amended V. 15, p. 375  
 16-5-4 Amended V. 15, p. 375  
 16-5-5 Amended V. 15, p. 376  
 16-6-1 Amended V. 15, p. 376

**AGENCY 17: STATE BANKING DEPARTMENT**

Reg. No. Action Register  
 17-1-1 New V. 15, p. 1130  
 17-9-1 through 17-9-10 New V. 15, p. 1130, 1131  
 17-10-1 Revoked V. 15, p. 1131  
 17-11-1 through 17-11-12 Revoked V. 15, p. 1131  
 17-11-13 Amended V. 15, p. 1131  
 17-11-14 Amended V. 15, p. 1380  
 17-11-15 through 17-11-19 Amended V. 15, p. 1131, 1132  
 17-11-20 Revoked V. 15, p. 1132  
 17-11-21 Amended V. 15, p. 1132  
 17-11-23 New V. 15, p. 1132  
 17-12-1 Amended V. 15, p. 1132  
 17-12-2 Amended V. 15, p. 1132  
 17-16-1 Amended V. 15, p. 1132  
 17-16-2 Amended V. 15, p. 1132  
 17-16-3 Revoked V. 15, p. 1133  
 17-16-4 Amended V. 15, p. 1133  
 17-16-5 through 17-16-8 Revoked V. 15, p. 1133  
 17-16-9 Amended V. 15, p. 1133  
 17-17-1 through 17-17-10 Amended V. 15, p. 1133, 1134  
 17-18-1 through 17-18-4 Revoked V. 15, p. 1134  
 17-21-1 through 17-21-6 Amended V. 15, p. 1134, 1135  
 17-21-7 Revoked V. 15, p. 1135  
 17-21-8 Amended V. 15, p. 1135

**AGENCY 24: KANSAS WHEAT COMMISSION**

Reg. No. Action Register  
 24-1-1 Amended V. 15, p. 703

**AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT**

Reg. No. Action Register  
 25-1-1 Revoked V. 15, p. 138  
 25-3-3 Amended V. 15, p. 138  
 25-4-1 Revoked V. 15, p. 1380  
 25-4-4 Amended V. 15, p. 1538

**AGENCY 26: DEPARTMENT ON AGING**

Reg. No. Action Register  
 26-5-6 Amended V. 15, p. 1625  
 26-5-9 New V. 15, p. 1626  
 26-5-10 New V. 15, p. 1626  
 26-6-1 through 26-6-8 Revoked V. 15, p. 1626

**AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT**

Reg. No. Action Register  
 28-1-9 Revoked V. 15, p. 550  
 28-1-10 Revoked V. 15, p. 550  
 28-1-13 Amended V. 15, p. 970

28-1-14 Amended V. 15, p. 970  
 28-1-15 Amended V. 15, p. 971  
 28-1-19 Revoked V. 15, p. 550  
 28-1-21 Revoked V. 15, p. 550  
 28-1-22 Revoked V. 15, p. 550  
 28-3-5 Revoked V. 15, p. 550  
 28-3-6 Revoked V. 15, p. 550  
 28-4-72 Revoked V. 15, p. 551  
 28-4-431 Revoked V. 15, p. 551  
 28-4-506 Revoked V. 15, p. 551  
 28-4-507 Revoked V. 15, p. 551  
 28-4-508 Revoked V. 15, p. 551  
 28-4-558 through 28-4-563 Amended V. 15, p. 490-494  
 28-4-567 Amended V. 15, p. 494  
 28-4-570 Amended V. 15, p. 495  
 28-5-8 Revoked V. 15, p. 551  
 28-6-1 Revoked V. 15, p. 551  
 28-6-2 Revoked V. 15, p. 551  
 28-7-1 through 28-7-9 Revoked V. 15, p. 551  
 28-8-1 Revoked V. 15, p. 551  
 28-10-36 Revoked V. 15, p. 551  
 28-10-40 Revoked V. 15, p. 551  
 28-10-41 Revoked V. 15, p. 551  
 28-11-1 through 28-11-6 Revoked V. 15, p. 551  
 28-13-10 Revoked V. 15, p. 551  
 28-13-11 Revoked V. 15, p. 551  
 28-16-50 through 28-16-54 Revoked V. 15, p. 551  
 28-16-56a Revoked V. 15, p. 1402  
 28-16-56b Revoked V. 15, p. 1402  
 28-16-56c New V. 15, p. 1402  
 28-16-56d New V. 15, p. 1403  
 28-16-59 Amended V. 15, p. 1403  
 28-16-65 Revoked V. 15, p. 551  
 28-16-67 Revoked V. 15, p. 551  
 28-17-5 Revoked V. 15, p. 551  
 28-17-8 Revoked V. 15, p. 551  
 28-19-45 Revoked V. 15, p. 183  
 28-19-46 Revoked V. 15, p. 183  
 28-19-47 Revoked V. 15, p. 183  
 28-19-79 New V. 16, p. 584  
 28-19-83 through 28-19-96 Revoked V. 15, p. 551  
 28-19-98 Revoked V. 15, p. 551  
 28-19-98a Revoked V. 15, p. 551  
 28-19-99 through 28-19-108 Revoked V. 15, p. 552  
 28-19-108a Revoked V. 15, p. 552  
 28-19-109 Revoked V. 15, p. 552  
 28-19-119 to 28-19-121a Revoked V. 15, p. 552  
 28-19-123 Revoked V. 15, p. 552  
 28-19-124 Revoked V. 15, p. 552  
 28-19-125 Revoked V. 15, p. 552  
 28-19-127 through 28-19-131 Revoked V. 15, p. 552  
 28-19-133 through 28-19-141 Revoked V. 15, p. 552  
 28-19-149 through 28-19-162 Revoked V. 15, p. 552  
 28-19-162 Amended V. 16, p. 176  
 28-19-202 New V. 15, p. 183  
 28-19-645 New V. 15, p. 183  
 28-19-646 New V. 15, p. 183  
 28-19-647 New V. 15, p. 183  
 28-19-648 New V. 15, p. 184  
 28-19-720 Amended V. 16, p. 823  
 28-19-735 Amended V. 16, p. 823  
 28-19-750 Amended V. 16, p. 823  
 28-19-800 New V. 15, p. 257  
 28-19-801 New V. 15, p. 258  
 28-21-3 Revoked V. 15, p. 552  
 28-21-90a Revoked V. 15, p. 552

28-21-91a Revoked V. 15, p. 552  
 28-21-91b Revoked V. 15, p. 552  
 28-21-92a Revoked V. 15, p. 552  
 28-21-93a Revoked V. 15, p. 552  
 28-21-94a Revoked V. 15, p. 552  
 28-21-96a Revoked V. 15, p. 552  
 28-21-98a Revoked V. 15, p. 552  
 28-21-99a Revoked V. 15, p. 552  
 28-21-102 through 28-21-112 Revoked V. 15, p. 552  
 28-23-5 Revoked V. 15, p. 552  
 28-23-8 Revoked V. 15, p. 552  
 28-23-14 Revoked V. 15, p. 552  
 28-23-15 Revoked V. 15, p. 552  
 28-23-25 Revoked V. 15, p. 552  
 28-23-33 Revoked V. 15, p. 552  
 28-23-60 through 28-23-66 Revoked V. 15, p. 552  
 28-23-69 Revoked V. 15, p. 552  
 28-23-72 Revoked V. 15, p. 553  
 28-23-74 Revoked V. 15, p. 553  
 28-23-76 Revoked V. 15, p. 553  
 28-23-77 Revoked V. 15, p. 553  
 28-26-80 through 28-26-87 Revoked V. 15, p. 553  
 28-26-90a Revoked V. 15, p. 553  
 28-28-1 Revoked V. 15, p. 553  
 28-28-2 Revoked V. 15, p. 553  
 28-29-1 Revoked V. 15, p. 553  
 28-29-83 Revoked V. 15, p. 553  
 28-29-98 Amended V. 15, p. 1804  
 28-29-100 Amended V. 15, p. 1804  
 28-29-103 Amended V. 15, p. 1804  
 28-31-4 Amended V. 15, p. 297  
 28-31-10 Amended V. 15, p. 301  
 28-33-1 Revoked V. 15, p. 495  
 28-33-11 Revoked V. 15, p. 495  
 28-33-12 Amended V. 15, p. 495  
 28-34-11 Amended V. 15, p. 497  
 28-35-178b Amended V. 15, p. 4592  
 28-35-180a Amended V. 15, p. 1593  
 28-35-184b New V. 15, p. 1596  
 28-35-193b New V. 15, p. 1596  
 28-35-201 New V. 15, p. 1598  
 28-35-202 New V. 15, p. 1599  
 28-35-290 New V. 15, p. 1601  
 28-35-291 New V. 15, p. 1601  
 28-35-362 Amended V. 15, p. 1602  
 28-37-10 through 28-37-14 Revoked V. 15, p. 553  
 28-39-144 Amended V. 16, p. 177  
 28-39-145 Amended V. 16, p. 179  
 28-39-146 Amended V. 16, p. 181  
 28-39-147 Amended V. 16, p. 181  
 28-39-148 Amended V. 16, p. 182  
 28-39-149 Amended V. 16, p. 183  
 28-39-150 Amended V. 16, p. 184  
 28-39-151 Amended V. 16, p. 184  
 28-39-152 Amended V. 16, p. 185  
 28-39-153 Amended V. 16, p. 187  
 28-39-154 Amended V. 16, p. 187  
 28-39-155 Amended V. 16, p. 188  
 28-39-156 Amended V. 16, p. 188  
 28-39-157 Amended V. 16, p. 189  
 28-39-158 Amended V. 16, p. 190  
 28-39-159 Amended V. 16, p. 192  
 28-39-160 Amended V. 16, p. 192  
 28-39-161 Amended V. 16, p. 192  
 28-39-162 Amended V. 16, p. 193  
 28-39-162a Amended V. 16, p. 194  
 28-39-162b Amended V. 16, p. 199  
 28-39-162c Amended V. 16, p. 200  
 28-39-163 Amended V. 16, p. 204  
 28-39-240 through 28-39-256 New V. 16, p. 206-213  
 28-41-1 through 28-41-9 Revoked V. 15, p. 553  
 28-42-1 Revoked V. 15, p. 553

(continued)





91-31-6	Revoked	V. 15, p. 1864
91-31-7	Revoked	V. 15, p. 1864
91-31-8	Revoked	V. 15, p. 1864
91-31-9	Revoked	V. 15, p. 1864
91-31-10	Revoked	V. 15, p. 1865
91-31-12a		
through		
91-31-12h	Revoked	V. 15, p. 1865
91-31-13	Revoked	V. 15, p. 1865
91-31-14	Revoked	V. 15, p. 1865
91-31-14a	Revoked	V. 15, p. 1865
91-31-14b	Revoked	V. 15, p. 1865
91-31-14c	Revoked	V. 15, p. 1865
91-31-15	Revoked	V. 15, p. 1865
91-31-16		
through		
91-31-30	New	V. 15, p. 1865-1869
91-33-1		
through		
91-33-8	Revoked	V. 15, p. 1869
91-34-1		
through		
91-34-5	Revoked	V. 15, p. 1870
91-34-7		
through		
91-34-14	Revoked	V. 15, p. 1870

AGENCY 98: KANSAS WATER OFFICE

Reg. No.	Action	Register
98-5-1	Amended	V. 15, p. 1708
98-5-8	New	V. 15, p. 1709

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-6-2	Amended	V. 16, p. 737
100-23-1	Amended	V. 16, p. 652
100-29-1		
through		
100-29-14	New	V. 16, p. 380-384
100-34-3	Revoked	V. 16, p. 384
100-34-4	Revoked	V. 16, p. 384
100-35-1	Revoked	V. 16, p. 384
100-35-3	Revoked	V. 16, p. 384
100-35-6	Revoked	V. 16, p. 384
100-35-7	Revoked	V. 16, p. 384
100-36-1	Revoked	V. 16, p. 384
100-37-1	Revoked	V. 16, p. 384
100-37-2	Revoked	V. 16, p. 384
100-38-1	Revoked	V. 16, p. 385
100-39-1	Revoked	V. 16, p. 385
100-40-2	Revoked	V. 16, p. 385
100-42-2	Revoked	V. 16, p. 385
100-46-1	Revoked	V. 16, p. 385
100-46-2	Revoked	V. 16, p. 385
100-46-3	Revoked	V. 16, p. 385
100-46-5	Revoked	V. 16, p. 385
100-46-6	Revoked	V. 16, p. 385
100-47-1	Revoked	V. 16, p. 385
100-54-7	Amended	V. 16, p. 142
100-55-1		
through		
100-55-8	Amended	V. 15, p. 1928-1930
100-55-9	New	V. 15, p. 1930
100-55-10	New	V. 15, p. 1930
100-69-1		
through		
100-69-9	New	V. 15, p. 1021, 1022

AGENCY 104: STATE BANKING DEPARTMENT, CONSUMER CREDIT COMMISSIONER AND DEPARTMENT OF CREDIT UNIONS

Reg. No.	Action	Register
104-1-2	Amended	V. 15, p. 1129

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-3-2	Amended	V. 15, p. 1583
105-3-12	New	V. 15, p. 1584
105-4-2	Amended	V. 15, p. 1584
105-5-4	Amended	V. 15, p. 1584

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-1	Amended	V. 16, p. 651

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-1-1	Amended	V. 16, p. 77
109-1-2	New	V. 16, p. 79
109-2-1	Amended	V. 16, p. 79
109-2-2	Amended	V. 16, p. 79
109-2-3	Revoked	V. 16, p. 79
109-2-4		
through		
109-2-9	Amended	V. 16, p. 79-84
109-2-11	Amended	V. 16, p. 85
109-2-12	Amended	V. 16, p. 86
109-2-13	New	V. 16, p. 87
109-2-14	New	V. 16, p. 89
109-3-1	Amended	V. 16, p. 89
109-4-1	Revoked	V. 16, p. 89
109-4-2	Revoked	V. 16, p. 89
109-4-3	Revoked	V. 16, p. 89
109-5-1	Amended	V. 15, p. 1585
109-6-1	Amended	V. 15, p. 1586
109-6-2	New	V. 15, p. 1586
109-7-1	Amended	V. 15, p. 1586
109-8-1	Amended	V. 16, p. 685
109-10-1	Amended	V. 15, p. 1587
109-14-1	New	V. 16, p. 89

AGENCY 111: KANSAS LOTTERY

Reg. No.	Action	Register
111-1-2	Amended	V. 7, p. 1190
111-1-5	Amended	V. 15, p. 1304
111-2-1	Amended	V. 15, p. 881
111-2-2	Amended	V. 12, p. 1261
111-2-2a		
through		
111-2-2e	New	V. 14, p. 1633, 1634
111-2-4	Amended	V. 15, p. 1953
111-2-6	Revoked	V. 13, p. 149
111-2-7	Revoked	V. 10, p. 1210
111-2-13	Revoked	V. 10, p. 881
111-2-14	Amended	V. 14, p. 1634
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		
through		
111-2-26	Revoked	V. 13, p. 1401
111-2-27	Revoked	V. 14, p. 972
111-2-28	New	V. 12, p. 1844
111-2-29	Revoked	V. 14, p. 972
111-2-30	Amended	V. 15, p. 1180
111-2-31	New	V. 14, p. 170
111-2-32		
through		
111-2-42	Revoked	V. 16, p. 448, 449
111-2-43	New	V. 15, p. 287
111-2-44	New	V. 15, p. 288
111-2-45	New	V. 15, p. 288
111-2-46	New	V. 15, p. 624
111-2-47	Amended	V. 16, p. 449
111-2-48	New	V. 15, p. 1055
111-2-49	New	V. 15, p. 1055
111-2-50	New	V. 15, p. 1056
111-2-51	New	V. 15, p. 1440
111-2-52	New	V. 15, p. 1441
111-2-53	New	V. 15, p. 1710
111-2-54	New	V. 15, p. 1920
111-2-55	New	V. 15, p. 1953
111-2-56	New	V. 16, p. 449
111-2-57	New	V. 16, p. 449
111-2-58	New	V. 16, p. 689
111-3-1	Amended	V. 14, p. 908
111-3-6	Amended	V. 12, p. 677
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. 13, p. 35
111-3-12	Amended	V. 13, p. 1826
111-3-13	Amended	V. 11, p. 1148
111-3-14	Amended	V. 13, p. 1826
111-3-16	Amended	V. 9, p. 1566
111-3-19		
through		
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. 13, p. 1827
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
111-3-34	New	V. 13, p. 149
111-3-35	Amended	V. 14, p. 909
111-3-36	New	V. 13, p. 877
111-3-37	New	V. 13, p. 877
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
111-4-66		
through		
111-4-77	New	V. 7, p. 207-209
111-4-96		
through		
111-4-114	New	V. 7, p. 1606-1610
111-4-100	Amended	V. 14, p. 972
111-4-101		
through		
111-4-106	Revoked	V. 16, p. 450
111-4-106a	Revoked	V. 16, p. 450
111-4-107		
through		
111-4-114	Revoked	V. 16, p. 450, 451
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
111-4-221		
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	Revoked	V. 12, p. 1371
111-4-245		
through		
111-4-248	Revoked	V. 12, p. 1371
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		
111-4-290	Revoked	V. 12, p. 1371
111-4-291		
through		
111-4-300	Revoked	V. 12, p. 114
111-4-301		
through		
111-4-307	Revoked	V. 13, p. 1402
111-4-308		
through		
111-4-317	Revoked	V. 16, p. 451
111-4-318		
through		
111-4-321	Revoked	V. 12, p. 114



111-4-322 through			111-4-493 through			111-4-860 through		
111-4-327	Revoked	V. 12, p. 1371	111-4-496	Revoked	V. 16, p. 453	111-4-872	New	V. 15, p. 1056-1059
111-4-328 through			111-4-497 through			111-4-871	Amended	V. 15, p. 1181
111-4-335	Revoked	V. 12, p. 114	111-4-512	Revoked	V. 14, p. 975	111-4-873 through		
111-4-336 through			111-4-513 through			111-4-892	New	V. 15, p. 1181-1186
111-4-340	Revoked	V. 16, p. 451	111-4-521	Revoked	V. 16, p. 453	111-4-893 through		
111-4-341	Revoked	V. 11, p. 1473	111-4-522 through			111-4-910	New	V. 15, p. 1441-1445
111-4-341a	Revoked	V. 12, p. 1372	111-4-571	Revoked	V. 14, p. 975-977	111-4-911 through		
111-4-341b	Revoked	V. 16, p. 451	111-4-572 through			111-4-918	New	V. 15, p. 1475, 1476
111-4-341c	Revoked	V. 16, p. 451	111-4-585	New	V. 13, p. 878-880	111-4-915	Amended	V. 15, p. 1954
111-4-342 through			111-4-572	Amended	V. 15, p. 882	111-4-918	Amended	V. 15, p. 1954
111-4-345	Revoked	V. 16, p. 451	111-4-574	Amended	V. 15, p. 882	111-4-919 through		
111-4-346 through			111-4-575	Amended	V. 15, p. 882	111-4-941	New	V. 15, p. 1710-1716
111-4-349	Revoked	V. 12, p. 114	111-4-576	Amended	V. 15, p. 882	111-4-942 through		
111-4-350 through			111-4-577	Amended	V. 15, p. 883	111-4-965	New	V. 15, p. 1921-1926
111-4-355	Revoked	V. 16, p. 452	111-4-579	Amended	V. 15, p. 883	111-4-946	Amended	V. 15, p. 1954
111-4-356 through			111-4-581	Amended	V. 15, p. 883	111-4-962	Amended	V. 16, p. 341
111-4-361	Revoked	V. 14, p. 7	111-4-582	Amended	V. 15, p. 883	111-4-963	Amended	V. 16, p. 341
111-4-362 through			111-4-583	Amended	V. 15, p. 883	111-4-966 through		
111-4-365	Revoked	V. 12, p. 114, 115	111-4-584	Amended	V. 15, p. 884	111-4-970	New	V. 15, p. 1954, 1955
111-4-366 through			111-4-586 through			111-4-971 through		
111-4-369	Revoked	V. 12, p. 1373	111-4-606	Revoked	V. 14, p. 977, 978	111-4-982	New	V. 16, p. 341-344
111-4-370 through			111-4-607 through			111-4-983 through		
111-4-379	Revoked	V. 14, p. 7, 8	111-4-619	New	V. 13, p. 1436-1438	111-4-991	New	V. 16, p. 456, 457
111-4-380 through			111-4-607	Amended	V. 14, p. 1407	111-4-992 through		
111-4-383	Revoked	V. 12, p. 1664	111-4-609	Amended	V. 14, p. 1407	111-4-1012	New	V. 16, p. 689-694
111-4-384 through			111-4-610	Amended	V. 14, p. 1407	111-5-1 through		
111-4-387	Revoked	V. 12, p. 1373	111-4-611	Amended	V. 14, p. 1408	111-5-23	New	V. 7, p. 209-213
111-4-388 through			111-4-613	Amended		111-5-9 through		
111-4-391	Revoked	V. 12, p. 1373	111-4-616 through			111-5-19	Revoked	V. 15, p. 291
111-4-392 through			111-4-623	Revoked	V. 14, p. 978	111-5-21 through		
111-4-400	Revoked	V. 16, p. 252	111-4-624 through			111-5-33	New	V. 11, p. 415-418
111-4-401 through			111-4-702	Revoked	V. 16, p. 453-455	111-5-21	Revoked	V. 15, p. 291
111-4-404	Revoked	V. 12, p. 1373	111-4-703 through			111-5-22	Amended	V. 13, p. 1438
111-4-405 through			111-4-723	New	V. 14, p. 909-914	111-5-23	Amended	V. 15, p. 1059
111-4-413	Revoked	V. 16, p. 452	111-4-724 through			111-5-24	Amended	V. 11, p. 983
111-4-414 through			111-4-736	New	V. 14, p. 978-981	111-5-25	Amended	V. 15, p. 1059
111-4-428	Revoked	V. 14, p. 8	111-4-737 through			111-5-27	Amended	V. 11, p. 482
111-4-429 through			111-4-749	New	V. 14, p. 1095-1098	111-5-28	Amended	V. 15, p. 1060
111-4-432	Revoked	V. 12, p. 1373	111-4-750 through			111-5-29	Amended	V. 15, p. 1060
111-4-433 through			111-4-757	New	V. 14, p. 1408, 1409	111-5-34	New	V. 12, p. 318
111-4-436	Revoked	V. 12, p. 1374	111-4-758 through			111-5-34a	Amended	V. 14, p. 1098
111-4-437 through			111-4-761	New	V. 14, p. 1502, 1503	111-5-35 through		
111-4-440	Revoked	V. 12, p. 1374	111-4-762 through			111-5-38	Revoked	V. 13, p. 1439
111-4-441 through			111-4-778	New	V. 14, p. 1410-1414	111-5-39 through		
111-4-444	Revoked	V. 14, p. 8	111-4-769	Amended	V. 14, p. 1503	111-5-44	New	V. 15, p. 1022, 1023
111-4-445 through			111-4-779 through			111-5-45 through		
111-4-448	Revoked	V. 12, p. 1374	111-4-791	New	V. 14, p. 1504-1507	111-5-50	New	V. 15, p. 1060-1062
111-4-449 through			111-4-792 through			111-5-52 through		
111-4-453	Revoked	V. 14, p. 8	111-4-803	New	V. 14, p. 1635-1638	111-5-57	New	V. 16, p. 458, 459
111-4-454 through			111-4-804 through			111-5-46	Amended	V. 15, p. 1186
111-4-465	Revoked	V. 12, p. 1664, 1665	111-4-816	New	V. 15, p. 116-119	111-5-51	New	V. 15, p. 1477
111-4-466 through			111-4-817 through			111-6-1 through		
111-4-469	Revoked	V. 12, p. 1665	111-4-824	New	V. 15, p. 289, 290	111-6-15	New	V. 7, p. 213-217
111-4-470 through			111-4-825 through			111-6-1	Amended	V. 15, p. 1445
111-4-477	Revoked	V. 16, p. 452, 453	111-4-838	New	V. 15, p. 449-452	111-6-3	Amended	V. 14, p. 313
111-4-478 through			111-4-839 through			111-6-4	Amended	V. 10, p. 1413
111-4-492	Revoked	V. 14, p. 974, 975	111-4-854	New	V. 15, p. 624-627	111-6-5	Amended	V. 15, p. 1187
			111-4-855 through			111-6-6	Amended	V. 11, p. 1973
			111-4-859	New	V. 15, p. 884, 885	111-6-7	Amended	V. 11, p. 1477
			111-4-855	Amended	V. 15, p. 1181	111-6-7a	Amended	V. 15, p. 1188
						111-6-8	Revoked	V. 12, p. 1263
						111-6-9	Revoked	V. 14, p. 313
						111-6-11	Revoked	V. 12, p. 1376
						111-6-12	Amended	V. 8, p. 212

(continued)

111-6-13	Amended	V. 8, p. 299
111-6-15	Amended	V. 12, p. 677
111-6-17	Revoked	V. 10, p. 1475
111-6-18	New	V. 13, p. 150
111-6-19	New	V. 13, p. 340
111-6-20	Amended	V. 15, p. 1716
111-6-21	New	V. 13, p. 881
111-6-22	New	V. 13, p. 881
111-6-23	New	V. 13, p. 881
111-7-1	through	
111-7-10	New	V. 7, p. 1192, 1193
111-7-1	Amended	V. 8, p. 212
111-7-3	Amended	V. 11, p. 1796
111-7-3a	Revoked	V. 13, p. 340
111-7-4	Amended	V. 9, p. 1367
111-7-5	Amended	V. 9, p. 986
111-7-6	Amended	V. 9, p. 987
111-7-9	Amended	V. 12, p. 1263
111-7-11	Amended	V. 15, p. 1188
111-7-12	through	
111-7-32	New	V. 7, p. 1194-1196
111-7-33	through	
111-7-43	New	V. 7, p. 1197, 1198
111-7-33a	New	V. 8, p. 300
111-7-44	through	
111-7-54	Revoked	V. 13, p. 340
111-7-46	Amended	V. 11, p. 1152
111-7-54	Amended	V. 11, p. 1511
111-7-55	through	
111-7-63	Revoked	V. 10, p. 1217
111-7-60	Amended	V. 10, p. 262
111-7-64	through	
111-7-75	New	V. 11, p. 13, 14
111-7-66	Amended	V. 15, p. 1304
111-7-66a	Revoked	V. 13, p. 340
111-7-75	through	
111-7-78	Amended	V. 15, p. 1188
111-7-76	through	
111-7-78	New	V. 11, p. 1478-1480,
111-7-79	Revoked	V. 13, p. 340
111-7-80	through	
111-7-83	New	V. 11, p. 1478-1480
111-7-81	Amended	V. 15, p. 1189
111-7-83	Amended	V. 15, p. 1189
111-7-84	through	
111-7-93	Revoked	V. 15, p. 291
111-7-94	Revoked	V. 13, p. 340
111-7-95	through	
111-7-118	Revoked	V. 15, p. 291, 292

111-7-119	through	
111-7-127	New	V. 15, p. 1189-1191
111-7-122	Amended	V. 15, p. 1477
111-7-123	Amended	V. 15, p. 1477
111-7-124	Amended	V. 15, p. 1477
111-7-126	Amended	V. 15, p. 1304
111-7-128	New	V. 15, p. 1446
111-8-1	New	V. 7, p. 1633
111-8-2	New	V. 7, p. 1633
111-8-3	Amended	V. 10, p. 886
111-8-4	New	V. 7, p. 1714
111-8-4a	Revoked	V. 13, p. 1406
111-8-5	through	
111-8-13	New	V. 7, p. 1634
111-8-14	New	V. 13, p. 881
111-8-15	New	V. 13, p. 881
111-9-1	through	
111-9-12	New	V. 7, p. 1714-1716
111-9-1	through	
111-9-6	Revoked	V. 9, p. 1680
111-9-13	through	
111-9-18	Revoked	V. 9, p. 1680
111-9-25	through	
111-9-30	New	V. 9, p. 699, 700
111-9-31	through	
111-9-36	New	V. 10, p. 262
111-9-37	through	
111-9-48	New	V. 10, p. 1439, 1440
111-9-49	through	
111-9-54	New	V. 12, p. 318, 319
111-9-55	through	
111-9-60	New	V. 12, p. 1263, 1264
111-10-1	through	
111-10-9	New	V. 8, p. 136-138
111-10-7	Amended	V. 8, p. 301

**AGENCY 112: KANSAS RACING AND GAMING COMMISSION**

Reg. No.	Action	Register
112-3-17	Amended	V. 15, p. 182
112-3-19	Amended	V. 15, p. 222
112-4-1	Amended	V. 15, p. 223
112-4-4a	New	V. 15, p. 182
112-4-4b	New	V. 15, p. 1709
112-4-14b	Amended	V. 15, p. 1379
112-5-1	Amended	V. 15, p. 1125
112-5-2	Amended	V. 15, p. 224
112-6-1	Amended	V. 15, p. 1126
112-6-2	Amended	V. 15, p. 224

112-7-18	Amended	V. 15, p. 1801
112-10-6	Amended	V. 16, p. 379
112-10-35	Amended	V. 15, p. 1126
112-10-38	Amended	V. 15, p. 887
112-11-13a	Amended	V. 15, p. 1127
112-11-20	Amended	V. 15, p. 1127
112-16-14	Amended	V. 16, p. 380
112-17-15	Amended	V. 15, p. 888
112-18-21	New	V. 15, p. 1589
112-18-22	New	V. 15, p. 1590

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

Reg. No.	Action	Register
115-2-1	Amended	V. 16, p. 248
115-2-5	Amended	V. 15, p. 1093
115-4-1	Amended	V. 16, p. 823
115-4-3	Amended	V. 16, p. 824
115-4-5	Amended	V. 16, p. 825
115-4-6	Amended	V. 16, p. 826
115-4-7	Amended	V. 16, p. 828
115-4-13	Amended	V. 16, p. 829
115-30-3	Amended	V. 16, p. 249
115-30-6	Amended	V. 16, p. 249

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

Reg. No.	Action	Register
117-1-1	Amended	V. 15, p. 489
117-2-2	Amended	V. 16, p. 302
117-3-2	Amended	V. 16, p. 303
117-4-2	Amended	V. 16, p. 304
117-6-3	Amended	V. 15, p. 489
117-8-1	Amended	V. 15, p. 490

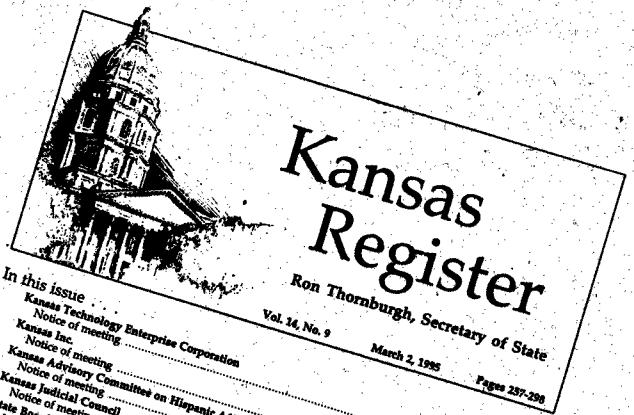
**AGENCY 121: DEPARTMENT OF CREDIT UNIONS**

Reg. No.	Action	Register
121-2-1	New	V. 15, p. 887
121-3-1	New	V. 15, p. 1474
121-4-1	through	
121-4-11	New	V. 16, p. 72-77

**AGENCY 122: POOLED MONEY INVESTMENT BOARD**

Reg. No.	Action	Register
122-2-2	Amended	V. 16, p. 42
122-3-1	Amended	V. 16, p. 42
122-3-2	Amended	V. 16, p. 43
122-3-3	Amended	V. 16, p. 43
122-3-4	Amended	V. 16, p. 43
122-3-5	Amended	V. 16, p. 43
122-3-7	Amended	V. 16, p. 43
122-3-9	Amended	V. 16, p. 44
122-3-10	Amended	V. 16, p. 44
122-3-11	Amended	V. 16, p. 44
122-4-1	Amended	V. 16, p. 44
122-5-1	Amended	V. 16, p. 44

# Order a custom-made loose-leaf binder for the Kansas Register!



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

**In this issue**

Kansas Technology Enterprise Corporation	Page 259
Notice of meeting	
Kansas Inc	259
Notice of meeting	
Kansas Advisory Committee on Hispanic Affairs	259
Notice of meeting	
Kansas Judicial Council	259
Notice of meeting	
State Board of meetings	259
Notice of meeting	
Real Estate Appraisal Board	260
Notice of hearing on proposed administrative regulations	260
State Emergency Response Commission	261
Notice of meeting	
Legislative bills introduced February 16-22	261
Kansas Law Enforcement Training Commission	261
Notice of meeting	
Social and Rehabilitation Services	261
Notice of meeting	
Request for proposals	261

**\$12 each, includes shipping and handling.**

(Kansas residents must include an additional \$0.74 state and local sales tax.)

-----  
Clip and mail

Please send \_\_\_\_\_

**Kansas Register Binders @ \$12 each**

(Note: Kansas residents must include an additional \$0.74 state and local sales tax.)

Total enclosed \_\_\_\_\_

Ship to:

Shipping is by  
U.P.S. Delivery Service --  
Street address is necessary.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

-----  
Mail this form, with payment, to: Kansas Register, Kansas Secretary of State, 2nd Floor,  
State Capitol, 300 S.W. 10th Ave., Topeka, KS 66612-1594

**Kansas Register  
Secretary of State  
2nd Floor, State Capitol  
300 S.W. 10th Ave.  
Topeka, KS 66612-1594**

---

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

\_\_\_\_\_ **One-year subscriptions @ \$70 ea.**  
**(Kansas residents must include**  
**\$4.31 state and local sales tax.)**

**Total Enclosed** \_\_\_\_\_  
**(Make checks payable to the Kansas Register)**

**Send to:**

(Please, no  
more than  
4 address  
lines.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Zip code must be included

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

---

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

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

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

---

**Mail either form to: Kansas Register, Secretary of State, 2nd Floor,  
State Capitol, 300 S.W. 10th Ave., Topeka, KS 66612-1594**