

Kansas Register

Ron Thornburgh, Secretary of State

Vol. 16, No. 28 July 10, 1997 Pages 1129-1160

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Legislature Interim Committee Schedule

The following committee meetings have been scheduled during the period of July 14 through July 27:

Date	Room	Time	Committee	Agenda
July 17 July 18	313-S 313-S	9:00 a.m. 9:00 a.m.	Task Force on Retail Wheeling	17th: Tax issues review; discussion of preliminary report by consultant. 18th: Continued review of consultant's preliminary report.
July 17 July 18	State Historical Society On Tour	10:00 a.m. 8:30 a.m.	Joint Committee on Arts and Cultural Resources	State Historical Society issues; hearings on the Heritage Trust Fund; tour historic sites in Atchison
July 21 July 22	514-S 514-S	10:00 a.m. 9:00 a.m.	Joint Committee on Administrative Rules and Regulations	area. Agenda not available.
July 22 July 23	526-S 526-S	10:00 a.m. 9:00 a.m.	Joint Committee on Pensions, Investments and Benefits	22nd: a.m KPERS overview. p.m Federal compliance. 23rd: School district early retirement audits.
July 23	123-S		Legislative Coordinating Council	Legislative matters.
July 23	519-S	10:00 a.m.	SRS Transition Oversight Committee	Long-Term Care Ombudsman Program transfer and other issues.
July 23	527-S	11:30 a.m.	Confirmation Oversight Committee	Agenda not available.
July 24	531-N	9:30 a.m.	Joint Committee on Computers and Telecommunications	Review of interim topics and proposals.
July 24 July 25	514-S 514-S	9:00 a.m. 9:00 a.m.	Special Committee on Community College Governance	Community college financing.

Doc. No. 019372

Emil Lutz Director of Legislative Administrative Services

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

Criminal Justice Coordinating Council

Notice of Meeting

The Kansas Criminal Justice Coordinating Council will meet from 10 a.m. to noon Tuesday, July 15, in the Fatzer Courtroom, third floor, Kansas Judicial Center, 301 W. 10th, Topeka.

Barbara S. Tombs Executive Director

Doc. No. 019338

State of Kansas

Kansas Sentencing Commission

Notice of Meeting

The Kansas Sentencing Commission will meet from 1:30 to 3:30 p.m. Thursday, July 17, in the Court of Appeals Courtroom, second floor, Kansas Judicial Center, 301 W. 10th, Topeka.

Barbara S. Tombs Executive Director

Doc. No. 019339

(Published in the Kansas Register July 10, 1997.)

USDA-Natural Resources Conservation Service

Notice of KTC Meeting Time Change

The Kansas Technical Committee (KTC) will meet from 9 a.m. to 2 p.m. Monday, July 14, at the NRCS Conference Center, 747 Duvall, Salina, to discuss the fiscal year 1998 Environmental Quality Incentives Program (EQIP) priority area proposals.

For more information, contact Dan Lawson, USDA-Natural Resources Conservation Service, 760 S. Broadway, Salina, 67401-4642, (913) 823-4508, fax (913) 823-4540.

James N. Habiger State Conservationist

Doc. No. 019368

State of Kansas

Kansas State University

Notice to Bidders

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

Monday, July 21, 1997 #70351

Atomic force microscope stations

William H. Sesler Director of Purchasing State of Kansas

Statewide Independent Living Council

Notice of Meeting

The Statewide Independent Living Council of Kansas, Inc. will meet at 10 a.m. Friday, July 18, at the Holiday Inn, 2502 E. Kansas Ave., Garden City. For further information, contact Shannon Jones at (913) 234-6990 (Voice/TDD).

Shannon Jones Executive Director

Doc. No. 019367

State of Kansas

Department on Aging

Notice of Hearings

The Kansas Department on Aging (KDOA) will conduct a public hearing on its proposed FY 1999 budget from 2 to 4 p.m. Monday, July 28, in Room D of the Kansas-National Education Association Building, 715 S.W. 10th, Topeka.

Persons wishing to comment on the proposed plan should submit their remarks in writing prior to or on the day of the hearing. The time allotted for public testimony will be limited to three minutes. The 11 Area Agencies on Aging (AAA) throughout Kansas will participate in the hearing via conference call. Those people living outside of Topeka who would like to deliver public testimony on the day of the hearing should contact the appropriate AAA.

Prior to KDOA's budget hearing, the agency will conduct a public hearing on the proposed FY 98-01 Kansas State Plan on Aging. That hearing will be held from 1 to 2 p.m. July 28 in the KNEA Building, Room D.

Copies of the proposed budget summary may be obtained by calling Linda Beets at (913) 296-4986 or 1-800-432-3535, or by writing to the KDOA, Room 150-S, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612.

To obtain a copy of the State Plan on Aging, contact Michelle Sweeney at (913) 296-4986 or 1-800-432-3535.

To participate in the budget hearing through the Area Agencies on Aging, call the appropriate numbers listed below or stop by the AAA on the day of the hearing.

	المسمم وعاليات
Wyandotte-Leavenworth AAA	(913) 596-9231
Central Plains AAA	(316) 383-7298
Northwest Kansas AAA	(913) 628-8204
Jayhawk AAA	(913) 235-1367
Southeast Kansas AAA	(316) 431-2980
Southwest Kansas AAA	(316) 225-8230
East Central Kansas AAA	(913) 242-7200
North Central/Flint Hills AAA	(913) 776-9294
Northeast Kansas AAA	(913) 742-7152
South Central Kansas AAA	(316) 442-0268
Johnson County Human Services & Aging	the second of th

Thelma Hunter Gordon Secretary of Aging

Doc. No. 019355

Social and Rehabilitation Services

Notice of Basic Maximum Daily Rate for State Institutions

In compliance with K.S.A. 59-2006b(a), the following per patient day costs for fiscal year 1998 will be the basic maximum daily rate of charge, effective July 1, 1997, for the following state institutions:

Parsons State Hospital and Training Center \$268.00
Winfield State Hospital and Training Center \$545.00
Kansas Neurological Institute \$304.00

In compliance with K.S.A. 59-200b(c), the following state institutions are hereby authorized to compute an individual patient charge on the basis of rates for services based on costs incurred by such state institutions determined by application of generally acceptable hospital accounting principles: Osawatomie State Hospital; Larned State Hospital, including the State Security Hospital; and Rainbow Mental Health Facility.

Rochelle Chronister Secretary of Social and Rehabilitation Services

Doc. No. 019357

State of Kansas

Wildlife and Parks Commission

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted by the Wildlife and Parks Commission at 7 p.m. Wednesday, August 13, at the Great Plains Nature Center, 6232 E. 29th, Wichita, to consider the approval and adoption of two proposed exempt regulations of the Department of Wildlife and Parks. The public notice for six additional department regulations to be considered at the same meeting was published in the Kansas Register June 12, 1997.

A workshop meeting on business of the Wildlife and Parks Commission will begin at 1:30 p.m. August 13, at the location listed above. The meeting will recess at 5 p.m., then resume at 7 p.m. at the same location for the regulatory hearing. There will be public comment periods at the beginning of the afternoon and evening meetings for any issues not on the agenda, and additional comment periods will be available during the meeting on agenda items. Old and new business also may be discussed at this time. If necessary to complete the hearing or other business matters, the commission will reconvene at 9 a.m. August 14 at the same location.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Cindy Baugh, commission secretary, at (316) 672-5911. Persons with a hearing impairment may call the TDD service at 1-800-766-3777 to request special accommodations.

This 30-day notice period prior to the hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed exempt regulations.

All interested parties may submit written comments prior to the hearing to the chairman of the commission, Kansas Department of Wildlife and Parks, Suite 502, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612. All interested parties will be given a reasonable opportunity at the hearing to express their views orally in regard to the adoption of the proposed regulations. During the hearing, all written and oral comments submitted by interested parties will be considered by the commission as a basis for approving, amending and approving, or rejecting the proposed regulations.

The regulations that will be heard during the regulatory hearing portion of the meeting, in addition to those whose notice has been previously published, are as follows:

K.A.R. 115-25-4. Squirrel; open season, bag limit, and possession limit. This exempt regulation establishes the season, the bag limit, and the possession limit for hunting squirrels. The proposed change to the regulation would extend the season from the current ending date of December 31 to an ending date of the last day of February.

Economic Impact Summary: A lengthened season may provide some economic benefit to businesses supplying goods and services to hunters. It would also provide some added flexibility for controlling squirrel populations, if problems were to occur. No other economic impact to the department or other state agencies are anticipated.

K.A.R. 115-25-20. Sandhill crane; management unit, hunting season, shooting hours, bag and possession limit, and permit validation. This exempt regulation establishes the sandhill crane management unit and hunting season. The proposal would expand the unit from its current size to include the area north of Cheyenne Bottoms to I-70, and east of the current unit to I-135 and I-35. No other changes to the regulation are proposed.

Economic Impact Summary: There were 837 validated sandhill crane permits in 1996. It is estimated that 900 permits will be validated in 1997 under the proposed regulation, which means the department would realize \$4500 in revenue. Businesses providing hunting-related services or supplies may receive some economic benefit. Expansion of the management unit is partially intended to help prevent crop damage caused by sandhill cranes; to the extent that any crop damage is prevented, those landowners would receive some economic benefit. The regulation would not have an economic impact on other state agencies.

Copies of the complete text of the regulations and their respective economic impact statements may be obtained by contacting the chairman of the commission at the address above or by calling (913) 296-2281.

John R. Dykes Chairman

State Corporation Commission

Notice of Hearing

Pursuant to K.S.A. 1996 Supp. 55-603 and 55-604, and K.S.A. 55-703 and 55-703a, the State Corporation Commission has directed that a hearing conducted to allow the following parties to show cause as to why their basic proration orders should not be dissolved:

- In the matter of establishing a well-spacing pattern in the Morrow Oil and Gas Reservoir of the Lemon NE Field in Haskell County, Kansas, and for the establishment of appropriate allowables for wells drilled therein affecting Sections 19 and 30, Township 29 South, Range 32 West, and Sections 11, 14, 23, 24, 25, 26 and 27, Township 29 South, Range 33 West, Haskell County, Kansas. Docket No. 79,602-C (C-12,888)
- In the matter of the application of Cities Service Company for an order establishing a basic spacing order for a pool to be designated the Southeast Sequoyah (Morrow) Oil Pool for certain lands in Finney County, Kansas, therein affecting the SW/4 of Section 13, S/2 of Section 14, SE/4 of Section 15, E/2 of Section 22, all of Section 23, W/2 of Section 24, NW/4 of Section 25, N/2 of Section 26, and NE/4 of Section 27, Township 23 South, Range 34 West, Finney County, Kansas. Docket No. 130,273-C (C-19,902)
- In the matter of the application of Cities Service Company for an order establishing a basic spacing order for a pool to be designated the Kinney (Lower) Chester Oil Pool for certain lands in Stevens County, Kansas, therein affecting the SW/4 of Section 30 and W/2 of Section 31, Township 34 South, Range 34 West; all of Section 25, SE/4 of Section 26, E/2 of Section 34, and all of Sections 35 and 36, Township 34 South, Range 35 West; N/2 of Section 2, Township 35 South, Range 35 West, all in Stevens County, Kansas. Docket No. 126,005-C (C-19,707)
- In the matter of establishing a well spacing pattern in the Upper Layton Sand Oil Reservoir of the Shannon Pool, Cowley County, Kansas, and for the establishment of appropriate allowables for wells drilled therein affecting all of Sections 23, 24, 25 and 26, Township 31 South, Range 5 East, all in Cowley County, Kansas. Docket No. 62,764-C (C-7706)

The hearing will be at 10 a.m. Monday, August 25, in the second floor hearing room, Room 2068, Finney State Office Building, 130 S. Market, Wichita. Any person requiring special accommodations under the Americans With Disabilities Act should give notice to the commission at least 10 days prior to the hearing.

Further information may be obtained by contacting William J. Wix, Assistant General Counsel, State Corporation Commission, Conservation Division, Room 2078, Finney State Office Building, 130 S. Market, Wichita, 67700, (216) 227 6200

67202, (316) 337-6200.

Judith McConnell Executive Director State of Kansas

Board of Emergency Medical Services

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 9 a.m. Friday, September 19, at the Kansas Highway Patrol Training Academy, 2025 E. Iron, Salina, to consider the adoption of proposed changes in existing regulation K.A.R. 109-6-2 of the Board of Emergency Medical Services.

This 60-day notice constitutes a public comment period for the purpose of receiving written public comments on the proposed regulation. All interested parties may submit written comments prior to the hearing to Bob McDaneld, Administrator, Board of Emergency Medical Services, 109 S.W. 6th, Topeka, 66603-3826. Copies of the proposed regulation also may be obtained from the administrator.

All interested parties will be given a reasonable opportunity at the hearing to present their views orally on the adoption of the proposed regulation. In order to give all parties an opportunity to express their views, it may be necessary to request each participant to limit oral presentations to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Bob McDaneld, (913) 296-7296 or TDD (913) 296-6237. Handicapped parking is located at the east end of the building, and the east entrance to the building is accessible to individuals with disabilities.

This regulation is proposed for adoption on a permanent basis. A summary of the proposed regulation and its economic impact follows.

109-6-2. Renewal of attendant and instructor/coordinator certificate. Changes desired in this regulation establish that all applications for certification renewal shall be on the original forms provided by the administrator. Copies, facsimiles, electronic filings or other reproductions shall not be accepted.

Economic impact to the individual seeking certification renewal from the Board of Emergency Medical Services will be unchanged as the fees for certification renewal will remain the same.

Additionally, there will be no economic impact to training programs, ambulance services or the Board of Emergency Medical Services.

Other governmental units, private citizens and consumers will not be affected by these changes.

Bob McDaneld Administrator

Doc. No. 019343

Continuing Legal Education Commission

Notice of Meeting

The Kansas Continuing Legal Education Commission will meet at 11:30 a.m. Friday, July 18, at 400 S. Kansas Ave., Suite 202, Topeka.

> Martha E. Crow Chair

Doc. No. 019373

State of Kansas

Secretary of State

Notice of Judgment Interest Rate

Pursuant to the provisions of K.S.A. 16-204, the rate of interest on judgments rendered by courts of the State of Kansas pursuant to the code of civil procedure is 9 percent during the period of July 1, 1997 through June 30,

> Ron Thornburgh Secretary of State

Doc. No. 019305

State of Kansas

Secretary of State

Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of June 1997 for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

Domestic Corporations

A. H. Consultants, Inc., Topeka, KS. Alliance Restaurant Corporation, Hutchinson, KS. Annabelles, Inc., Overland Park, KS. Associated Youth Services, Inc., Kansas City, KS. Auto Partsmith, Inc., Topeka, KS. B & H Construction Inc. of Mulvane, Mulvane, KS. Best Electronics Corporation, Wichita, KS. Bethel African Methodist Episcopal Church, Coffeyville, KS. Brass & Class, Ltd., Shawnee Mission, KS. BW of South Florida, Inc., Overland Park, KS. Children's Foundation—Adoption and Counseling, Inc., Louisburg, KS. Clarke Oil Čo., Inc., Wichita, KS. Computer, Inc., Wichita, KS. Copeland Development Corporation, Copeland, KS. Energy Oil & Gas, Inc., Rago, KS. Equishare Credit Union, Wichita, KS. Faith Free Will Baptist Church, Inc., Salina, KS. First Southern Baptist Church of Oberlin, Kansas, Inc.,

Howard's Optical Dispensary, Inc., Wichita, KS. Hunter Homes, Incorporated, Shawnee Mission, KS. Integrix, Inc., Prairie Village, KS. International Assets, Inc., Shawnee, KS. J. W. Barber Irrigation, Inc., Meade, KS. K & R Farms, Inc., Scott City, KS Kansas Forum for Women Health Care Executives, Inc., Topeka, KS. Kiwanis Club of Dodge City, Inc., Dodge City, KS. Kiwanis Club of Edwardsville, Inc., Bonner Springs, KS. Kiwanis Club of Northeast Wichita, Inc., Wichita, KS. Kiwanis Club of South Topeka, Inc., Topeka, KS. Logo Oil, L.L.C., Gove, KS. Luntacres Farm, Inc., Pratt, KS. M. Allen Enterprises, Inc., Belleville, KS. Medic Alert Foundation United States, Inc., Turlock, CA. Mid-American Van Pool, Inc., Shawnee, KS. Mitts Family Farms, Ltd., Shawnee Mission, KS. Mrs. Peter's, Inc., Kansas City, KS. Neil Wilson's Hardwood Floors, Inc., Olathe, KS. Nova, Inc., Overland Park, KS. Parents, Inc., Hutchinson, KS. Picture It Imaging Centers, Inc., Shawnee, KS. Pocket Call Co., Inc., Coldwater, KS. River City Swing, Inc., Wichita, KS. Suburban Financial Corporation, Overland Park, KS. The Life and Living Foundation, Inc., El Dorado, KS. The Living Room Group, Inc., Overland Park, KS. The Optimist Club of Lawrence, Kansas, Lawrence, KS. Trend Properties, Inc., Olathe, KS. Western States Pharmacy Conference, Inc., Topeka, KS. Wichita Chapter of Parents, Families, and Friends of Lesbians and Gays, Wichita, KS. Z-Eatery Development, Inc., Shawnee Mission, KS. Zey's, Incorporated, Liberty, MO.

Foreign Corporations

ABC, Inc., Fargo, ND. Aesop Leasing Corp., Wilmington, DE. Alphapointe Association for the Blind, Kansas City, MO. Association of Independent Hospitals, Kansas City, MO. Betts Telcom, Inc., Portland, OR. Chaparral Resources, Inc., Denver, CO. Confed Oil Incorporated, Tulsa, OK. Gator Oil Company, West Palm Beach, FL. HSSI Travel Nurse Operations, Inc., Fort Lauderdale, FL Levi's Only Stores, Inc., Dover, DE. National Auto Center, Inc., Carrollton, TX. Pascal P. Paddock, Inc., Oklahoma City, OK. Pedco Energy Limited Partnership, Sand Springs, OK. Pedersen Bros. & Assoc. Inc., Kansas City, MO. Rocky Mountain Spring Water, Ltd., Leawood, KS. Secure Source, Inc., Westlake, TX. Skycon, Inc., Chattanooga, TN. Texas, New Mexico & Oklahoma Coaches, Inc., Lubbock, TX.

> Ron Thornburgh Secretary of State

Hinks Petroleum Co., Inc., Wichita, KS.

Oberlin, KS.

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, July 21, 1997 32571

Department of Wildlife and Parks—Seeding, mulching and fertilizing Jefferson Point, Perry State Park

6282

Adjutant General's Department—Renovation of audio-visual room, Topeka Armory

State School for the Blind—Dorm furniture

Tuesday, July 22, 1997 30411 Rebid

Department of Wildlife and Parks—Uniform garments

32573

Kansas Historical Society—Fire safety system inspection and tests, various buildings

Thursday, July 24, 1997

32579

University of Kansas—Dry ice 32581

Statewide—Bakery products

Tuesday, July 29, 1997

32578

Department of Transportation—Aggregate (MRA, AIC, AB-Special), various locations

Tuesday, August 5, 1997 A-8259

Kansas State University—Electrical service upgrade, Jardine Terrace

Request for Proposals Monday, July 28, 1997 32580

Banking services for Wichita State University

John T. Houlihan Director of Purchases

Doc. No. 019353

State of Kansas

Office of Judicial Administration Court of Appeals No Oral Argument Docket

(The following cases have recently been submitted to a panel of judges and an opinion on each will be forthcoming.)

Before Green, P.J.; Royse and Marquardt, JJ.

June 23, 1997

Case No.	Case Name	Attorneys	County
77,663	State of Kansas, Appellee, v.	District Attorney Attorney General	Wyandotte
	Kenneth R. Novich, Appellant.	James Brent Getty	
75,757 75,758	State of Kansas, Appellee,	District Attorney Attorney General	Sedgwick
	Kimberly A. Mackey, Appellant.	Lisa Nathanson	
76,865	State of Kansas, Appellee, v.	District Attorney Attorney General	Sedgwick
	Lewis Mitchell, Appellant.	Thomas Jacquinot	
75,857	State of Kansas, Appellee,	County Attorney Attorney General	Montgomery
•	Darrell Lynn Atkins, Appellant.	Edward G. Collister, Jr.	
77,709	State of Kansas, Appellee,	District Attorney Attorney General	Sedgwick
	Timothy Smith, Appellant.	James Brent Getty	
76,837	State of Kansas, Appellee,	County Attorney Attorney General	Edwards
	Matthew L. Sexton, Appellant.	James Brent Getty	(continue

(continued)

1136		Kansas Register	Court of Appeals Docket
77,669	Joe Nathan Wilson, Appellant, v. State of Kansas, Appellee.	Lisa Nathanson District Attorney Attorney General	Sedgwick
77,551	State of Kansas, Appellee, v. David W. Acord, Appellant.	County Attorney Attorney General Lisa Nathanson	Montgomery
76,632	State of Kansas, Appellee, V. William J. Ben, Appellant.	District Attorney Attorney General Lisa Nathanson	Sédgwick
76,761	State of Kansas, Appellee, v. Lisa Lynn Simkins, Appellant.	District Attorney Attorney General James Brent Getty	Johnson
76,775 76,776 76,777	State of Kansas, Appellee, v. John M. Noel, Appellant.	District Attorney Attorney General Alice A. Craig	Johnson
76,985	State of Kansas, Appellee, v. Mark W. Thompson, Appellant.	District Attorney Attornrey General Lisa Nathanson	Sedgwick
77,098	State of Kansas, Appellee, v. Kenneth F. Thornburgh III, Appellan	County Attorney Attorney General t. Lisa Nathanson	Chautaugua
77,200 77,209	State of Kansas, Appellee, v. Chester Jackson, Appellant.	County Attorney Attorney General Ryan Kipling Elliot	Seward
77,666	Mario Sanders, Appellant, v. State of Kansas, Appellee.	Lisa Nathanson District Attorney Attorney General	Wyandotte
	Before Braz	il, C.J.; Elliott and Pierron, JJ.	
Case No.	Case Name	June 19, 1997 Attorneys	
77,249	Glen E. Ballard, Appellant, v. State of Kansas, Appellee.	Lisa Nathanson District Attorney Attorney General	County Wyandotte
75,522	James Winters, Appellant, v. David McKune, Appellee.	James Brent Getty District Attorney Attorney General	Jackson
75,860 75,861	State of Kansas, Appellee, v. Timothy T. Bryant, Appellant.	District Attorney Attorney General James Brent Getty	Wyandotte
77,164	State of Kansas, Appellee, v. William A. Foy, Appellant.	District Attorney Attorney General Lisa Nathanson	Sedgwick
76,512 76,513 76,514	State of Kansas, Appellee, v. Gracen E. Guice, Appellant.	District Attorney Attorney General	Sedgwick
76,546 77,590	State of Kansas, Appellee,	Michael J. Helvey County Attorney	Labette
77,508	v. Robert G. Green, Appellant. State of Kansas, Appellee,	Attorney General James Brent Getty County Attorney	
	v. Charles E. Harris, Appellant.	Attorney General Lisa Nathanson	Lyon
76,898	State of Kansas, Appellee, v. Monty R. Haynes, Appellant.	District Attorney Attorney General Ryan Kipling Elliot	Sedgwick
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77,475	State of Kansas, Appellee,	District Attorney Attorney General	Sedgwick
	v. Tyronne D. Guoladdle, Appellant.	Lisa Nathanson	
77,084	Steven Wickwire, Appellant,	James Brent Getty	Sedgwick
	v.	District Attorney Attorney General	
	State of Kansas, Appellee.	Lisa Nathanson	Sedgwick
77,189	John W. Lanier, Appellant,	District Attorney	
	State of Kansas, Appellee.	Attorney General	
76,267	State of Kansas, Appellee,	District Attorney	Sedgwick
76,268	v. Andreas P. Holloway, Appellant.	Attorney General Randall L. Hodgkinson	
76,269			
	Before Knudso	n, C.J.; Rulon and Marquardt, JJ.	
		June 16, 1997	County
Case No.	Case Name	Attorneys District Attorney	Wyandotte
77,043	State of Kansas, Appellee,	Attorney General	
	Terrance Brown, Appellant.	Mart Curtis	
76,722	State of Kansas, Appellee,	District Attorney	Wyandotte
	V.	Attorney General Edward G. Collister, Jr.	
	Larry Darnell Jones, Appellant.	Michael J. Helvey	Reno
77,218	George Joe Tate, Appellant,	County Attorney	
	State of Kansas, Appellee.	Attorney General	
76,957	State of Kansas, Appellee,	. District Attorney	Johnson
	V.	Attorney General James Brent Getty	
	Mark W. Bendure, Appellant.	District Attorney	Douglas
77,420	State of Kansas, Appellee,	Attorney General	
	Theodore Bratton, Appellant.	Ryan Kipling Elliot	
77,840	State of Kansas, Appellee,	County Attorney	Reno
	V.	Attorney General Ryan Kipling Elliot	
	Kimmy Jo King, Appellant.	Lisa Nathanson	Shawnee
77,034	Brett C. Matlock, Appellant,	District Attorney	
	State of Kansas, Appellee,	Attorney General	
77,065	State of Kansas, Appellee,	County Attorney	Reno
77,066	V.	Attorney General James Brent Getty	
	Bryant O. Gray, Appellant. State of Kansas, Appellee,	District Attorney	Sedgwick
77,706	V.	Attorney General	
	Chris A. Chaisson, Appellant.	Ryan Kipling Elliot	
76,822	Claude Walker, Appellant,	Lisa Nathanson	Reno
	v. David R. McKune, et al., Appellees.	County Attorney Attorney General	
777 E770	State of Kansas, Appellee,	District Attorney	Douglas
77,570	V.	Attorney General	
	Wardell Robinson, Appellant.	Ryan Kipling Elliot	en e
77,199	State of Kansas, Appellee,	County Attorney	Finney
77,243	v. Edward L. Bartle, Appellant.	Attorney General Ryan Kipling Elliot	

Before Rulon, P.J.; Gernon and Knudson, JJ.

Case No.	Case Name	July 3, 1997	
76,562	State of Kansas, Appellee,	Attorneys	County
	v. Henry E. Sirvira, Appellant.	District Attorney Attorney General Thomas R. Lietz	Shawnee
76,993 76,994	State of Kansas, Appellee, v. Dexter Clardy, Appellant.	County Attorney Attorney General James Brent Getty	Geary
76,056	State of Kansas, Appellee, v. Jon Alan Murphy, Appellant.	District Attorney Attorney General Michael J. Helvey	Sedgwick
77,082	State of Kansas, Appellee, v. James Randy Narron, Appellant.	County Attorney Attorney General Lisa Nathanson	Dickinson
77,236	State of Kansas, Appellee, v. Ernest V. Wood, Appellant.	District Attorney Attorney General Lisa Nathanson	Sedgwick
76,138	State of Kansas, Appellee, v. Leroy B. Truitt, Jr., Appellant.	County Attorney Attorney General Thomas Jacquinot	Wilson
77,749	State of Kansas, Appellee, v. Michael T. Potter, Appellant.	County Attorney Attorney General Charles R. Rayl	Chase
74,752 74,753	State of Kansas, Appellee, v. John H. Harris, Appellant.	District Attorney Attorney General Michael J. Helvey	Sedgwick
75,803 75,804	State of Kansas, Appellee, v. Brandon S. Hole, Appellant.	County Attorney Attorney General Rick Kittel	Butler
76,759	State of Kansas, Appellee, v. William A. Parker, Appellant.	County Attorney Attorney General	Harvey
76,523	State of Kansas, Appellee, v.	Thoms Jacquinot District Attorney Attorney General	Johnson
76,197	Jason M. Bridge, Appellant. State of Kansas, Appellee, v.	Edward G. Collister, Jr. District Attorney Attorney General	Johnson
75,824	William Cheatham, Appellant. Solomon Eatmon, Appellant,	Randall L. Hodgkinson Janine Cox County Attorney	Seward
76,815	State of Kansas, Appellee. Nathan Caldwell, Appellant,	County Attorney Attorney General Michael G. Coash	Butler
76,339	Michael A. Nelson, Appellee. State of Kansas, Appellee, v. Todd R. Ingram, Appellant.	Attorney General District Attorney Attorney General	Sedgwick

Doc. No. 019340

Carol G. Green Clerk of the Appellate Courts

Commission on Disability Concerns

Notice of Meeting

The Kansas Commission on Disability Concerns will conduct its quarterly board meeting from 9:30 a.m. to 4 p.m. Friday, July 18, in the Pozez Education Center, Centennial A, 1505 S.W. 8th, Topeka. Persons requiring special accommodations are asked to call the commission at (913) 296-1722.

Wayne L. Franklin Secretary of Human Resources

Doc. No. 019374

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 operating permit. The City of Herington has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of oxides of nitrogen, carbon monoxide and sulfur dioxide were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

The City of Herington owns and operates a municipal

power plant located at 437 S. 5th, Herington.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review 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 Rick Bolfing, (913) 296-1576, 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 Rick Bolfing, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business August 11 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 August 11 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell Secretary of Health and Environment State of Kansas

State Conservation Commission

Notice of Meeting

The State Conservation Commission will meet at 10 a.m. Monday, July 21, at the Rocky Ridge Resort, Route 3, Fredonia (Rocky Ridge is four miles south of Fredonia and one mile east).

A copy of the agenda may be obtained by contacting Lila Niehoff, 109 S.W. 9th, Suite 500, Topeka, 66612, (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. 019358

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. Omni Engineering, Inc. has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install a new drum hot-mix asphalt plant. Emissions of oxides of nitrogen, sulfur, carbon monoxide and particulate matter were evaluated during the permit review process.

Omni Engineering, Inc., Omaha, Nebraska, owns and operates the portable drum hot-mix asphalt plant.

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. To obtain or review the proposed permit and supporting documentation, contact Daizy Dandass, (913) 296-6427, at the KDHE central office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Daizy Dandass, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business August 11 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 August 11 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell Secretary of Health and Environment

Doc. No. 019364

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. The PQ Corporation has applied for a construction permit in accordance with the provisions of K.A.R. 28-19-300. The PQ Corporation is a chemical processing facility. Emissions of particulate matter less than 10 microns in size (PM₁₀), nitrogen oxides (NO_x), carbon monoxide (CO), sulfur oxides (SO_x), volatile organic compounds (VOCs) and hazardous air pollutant (HAP-triethylamine) were evaluated during the permit review process.

The PQ Corporation, Kansas City, Kansas, owns and operates the stationary source located at 1700 Kansas

Ave., Kansas City, Kansas.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the Department of Air Quality, Wyandotte County Health Department, 619 Ann Ave., Kansas City, Kansas, and at the Bureau of Air and Radiation, Kansas Department of Health and Environment, Building 283, Forbes Field, Topeka. To obtain or review the proposed permit and supporting documentation, contact Roylene A. Cumningham at the Wyandotte County Health Department, (913) 573-6700, or Connie Carreno at the Kansas Department of Health and Environment, (913) 296-6422. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Roylene A. Cunningham, Department of Air Quality, Wyandotte County Health Department, 619 Ann Ave., Kansas City, KS 66101. Written comments must be received by the close of business August 11 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, Kansas Department of Health and Environment, Building 283, Forbes Field, Topeka, 66620, not later than the close of business August 11 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell Secretary of Health and Environment

Doc. No. 019365

State of Kansas

Department of Administration

Public Notice

Under requirements of K.S.A. 1996 Supp. 65-34,117(c), records of the Division of Accounts and Reports show the unobligated balances are \$1,382,046.87 in the underground petroleum storage tank release trust fund and \$379,454.98 in the aboveground petroleum storage tank release trust fund at June 30, 1997.

Daniel R. Stanley Secretary of Administration

Doc. No. 019351

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding issuance of authorizations to operate under the general Class I air quality operating permit for natural gas compressor stations. Authorizations to operate under the general Class I operating permit have been issued in accordance with the provisions

of K.A.R. 28-19-400 et seq.

A copy of each permit application, authorization and all supporting nonconfidential documentation is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka. Information also is available at the KDHE district office indicated for each facility. To obtain or review the permit, authorization and supporting documentation, contact Connie Carreno, (913) 296-6422, at the KDHE central office, or the indicated district representative. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding an authorization to Connie Carreno, Bureau of Air and Radiation, KDHE, Building 283, Forbes Field, Topeka, 66620.

A list of all major sources within the state authorized to operate under the terms of the general Class I operating permit will be maintained at the Topeka KDHE offices.

Authorizations issued during the week of June 23, 1997:

Company: Enron

Compressor Station: Stevens County No. 6

Source ID No.: 1890046

Location: S14, T32S, R36W, Stevens County

KDHE District Rep.: Wayne Neese, (316) 225-3731 **Rep. Location:** Southwest District Office, Dodge City

Gary R. Mitchell Secretary of Health and Environment

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-97-155/157

Name and Address	Legal	Receiving
of Applicant	Description	Water
Daniel Schmitt	SE/4, Sec. 20,	Upper Arkansas
Route 2, Box 111	T23S, R19W,	River Basin
Kinsley, KS 67547	Edwards County	

Kansas Permit No. A-UAED-B002

This is a new facility for 990 head (495 animal units) of beef 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, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Holcomb Dairy	S/2, Sec. 25, and	Upper Arkansas
P.O. Box 427	. N/2, Sec. 26,	River Basin
Holcomb, KS 67851	T24S, R34W,	
	Finney County	

Kansas Permit No. A-UAFI-D001 Federal Permit No. KS-0093866

This is a new facility for 3000 head (4200 animal units) of dairy 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: A whole pond in-place seepage test shall be conducted on a biennial basis. The results of the test shall be submitted to KDHE.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Greg Wolf	NE/4, Sec. 31,	Solomon River
Box 307	T11S, R2W,	Basin
Rennington KS 67422	Ottawa County	

Kansas Permit No. A-SOOT-C004 Federal Permit No. KS-0091979

This is a modification of an existing permit for 3750 head (1875 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 for 23.6 acre-feet (1,025,800 cubicfeet) which meets or exceeds KDHE minimum requirements

Compliance Schedule:

 The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 3.0 acre inch per acre year and solids shall be applied at not greater than 20 ton per acre.

Dewatering equipment shall be obtained within two months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 915 gallons per minute and dispersing the wastewater over 37 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

Due to shallow groundwater, the lagoon compacted clay liner will be required to achieve a permeability rate of 0.125 inches or less per

Two monitoring wells are to be constructed down gradient and one monitoring well constructed up gradient to the proposed waste containment structure. Siting and depth of wells to be determined by the consultant in cooperation with the department.

5. The three monitoring wells are to be sampled twice a year. Samples are to be collected and analyzed for nitrate and ammonia by a commercial laboratory certified by the Kansas Department of Health and Environment. Analyses are to be submitted to KDHE on or before June 1 and November 1 of each year.

Public Notice No. KS-97-108/110

Name and Address		Type of
of Applicant	Waterway	Discharge
City of Plainville	Paradise Creek	Treated domestic
222 W. Mill	via unnamed	wastewater
Plainville, KS 67663-0266	tributary	

Federal Permit No. KS0093165 Kansas Permit No. M-SA14-OO02 Location: NW 1/4, Section 1, Township 10S, Range 18W, Rooks County

Facility Description: The proposed action is to issue a new permit for operation of a new wastewater treatment facility treating domestic wastewater. This facility replaces the existing mechanical plant. The new facility consists of a four-cell wastewater stabilization lagoon with a design flow of 225,000 gpd. The permit requirements 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.

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Name and Address		Type of
of Applicant	Waterway	Discharge
The Boeing Company	Gypsum Creek	Treated
Comotara Warehouse	via unnamed	groundwater
Airstripper	tributary	a tenjarah di Kal
3801 S. Oliver		

Wichita, KS 67277-7730 Kansas Permit No. I-AR94-PO45

P.O. Box 7730 M/S K11-65

Federal Permit No. KS0088749 Location: NE 1/4, Section 32, Township 26S, Range 2E, Sedgwick County Facility Description: The proposed action is to reissue an existing permit for operation of the airstripper for the groundwater remediation project. The warehouse is used for storage of large tools for the manufacture and modification of aircraft and aircraft components. Contaminated groundwater is treated in an airstripper prior to

discharge. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

Type of Name and Address Discharge Waterway of Applicant Treated **Arkansas River** The Boeing Company groundwater Landfill Airstripper 3801 S. Oliver

P.O. Box 7730 M/S K11-65 Wichita, KS 67277-7730

Kansas Permit No. I-AR94-PO46 Federal Permit No. KS0088757 Location: NE 1/4, Section 15, Township 28S, Range 1E, Sedgwick County

Facility Description: The proposed action is to reissue an existing permit for operation of an airstripper for the groundwater remediation project. The landfill is for construction/demolition wastes from building and maintenance activities associated with the construction and modification of aircraft. Contaminated groundwater is treated in an airstripper prior to discharge to the Arkansas River. The permit

O Kansas Secretary of State 1997

requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

Public Notice No. KS-ND-97-040/041

Name and Address of Applicant Camp Jayhawk

Legal Location NW 1/4, S10, T10S, R18E,

Type of Discharge Nonoverflowing

Jayhawk Area Council P.O. Box 851

Jefferson County Topeka, KS 66601 Kansas Permit No. C-KS58-NO03

Location: 8602 Kingman Road, Oskaloosa, Kansas

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility. The facility consists of two single-cell lagoons treating domestic wastewater. The proposed permit contains a schedule of compliance for the owner to obtain the services of a KDHE-certified operator and contains standard treated wastewater irrigation practice restrictions.

Name and Address of Applicant Horse Creek Ranch Ralph Schmidt Route 1, Box 449 Perry, KS 66073

Legal Location NE 1/4, S36, T10S, R18E, Jefferson County Discharge

Nonoverflowing

Kansas Permit No. C-KS68-NO02

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility. The facility consists of a single-cell lagoon treating domestic wastewater. The proposed permit contains a schedule of compliance for the owner to obtain the services of a KDHE-certified operator.

Public Notice No. KS-EG-97-015

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

American Salt Co. c/o Larry Miller 1800 Carey Blvd. Hutchinson, KS 67501

Well Identification #124

NE 1/4, NW 1/4, NE 1/4, S20, T23S, R5W,

Reno County

Kansas Permit No.

4645' fsl and 1360' fel from SE corner of Section

Description: The facility is a salt production plant. The injection fluids consist of fresh water and weak brine.

Written comments on the draft permits must be submitted to the attention of Lisa Duncan 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 postmarked or received on or before August 8 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-97-151/157, KS-97-108/110, KS-ND-97-040/041, KS-EG-97-015) 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. 019366

State of Kansas

Department of Administration Division of Architectural Services

Notice of Commencement of Negotiations for Architectural Services

Notice is hereby given of the commencement of negotiations for "on-call" architectural services for Fort Hays State University. Two firms will be selected to provide services for small projects at the university.

For information regarding the scope of services, contact Dana Cunningham, Fort Hays State University, (913) 628-4437.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (913) 233-9367. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. July 25.

> Thaine Hoffman, AIA Director, Division of Architectural Services

Dec. No. 019348

Child Death Review Board

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 9 a.m. Monday, September 15, in the conference room of the Attorney General's Office, second floor, Kansas Judicial Center, 301 S.W. 10th Ave., Topeka, to consider the adoption of rules and regulations of the State Child Death Review Board.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the State Child Death Review Board, Office of the Attorney General, 301 S.W. 10th Ave., Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Complete copies of the regulations and their economic impact statements may be obtained by contacting Betty Glover, executive director of the State Child Death Re-

view Board, (913) 296-2215.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Betty Glover.

These rules and regulations are proposed for adoption on a permanent basis. A summary of proposed rules and

regulations and their economic impact follows.

K.A.R. 124-1-1. This regulation offers guidelines to coroners for determining whether the death of a child is suspicious.

K.A.R. 124-1-2. This regulation sets forth a protocol, established by the State Child Death Review Board, to be used by the board in investigating child deaths by a records review.

K.A.R. 124-1-3. This regulation outlines the way in which the State Child Death Review Board will seek coordination and cooperation among agencies involved in child deaths. It specifically speaks to working agreements between the board and the Kansas Department of Health and Environment, Department of Social and Rehabilitation Services, law enforcement agencies, district and deputy coroners, schools, mental health providers, and public and private medical health providers.

K.A.R. 124-1-4. This regulation provides that the board will provide a checklist for use by law enforcement offices as an aid in child death case evaluations and filing decisions. It also provides that the board will communicate with district and deputy coroners regarding the require-

ments of K.S.A. 22a-242.

Summary of Economic Impact

The only economic impact of the proposed rules and regulations would be to counties if they had to reimburse coroners/pathologists for the costs associated with additional autopsies. However, there is a fund within the Kansas Department of Health and Environment that can be used to obtain reimbursement for the autopsy and related expenses.

> Betty M. Glover **Executive Director**

Doc. No. 019370

State of Kansas

Department of Administration Division of Architectural Services

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

Notice is hereby given of the commencement of negotiations for "on-call" fire protection engineering services for Kansas State University. The firm selected would work on small life safety projects with the office of facilities planning and safety office. Engineering services will be required for all facilities within the Kansas State University system, main campus, Veterinary Medicine, Salina campus and agriculture research stations. Proposed staff must be registered fire protection engineers and reg-

istered professional engineers.

Services will include analysis of existing facilities; recommendations for upgrade and improvements; programming of proposed projects; cost estimating; design and construction administration on assigned projects; and development of documentation to resolve local agency and State Fire Marshal's concerns regarding safety issues. The firm's experience must include specific projects that show past work dealing with analysis and design of life safety systems for a wide variety of occupancies, utilization of computerized programs to analyze exiting conditions, and development of alternative methods of achieving compliance with building life safety and fire codes.

For information regarding the scope of services, contact Abe Fattaey, Associate Director/University Engineering,

Kansas State University, (913) 532-1725.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (913) 233-9367. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. July 25.

Thaine Hoffman, AIA Director, Division of **Architectural Services**

Department of Administration **Division of Architectural Services**

Notice of Commencement of Negotiations for Engineering Services

Notice is hereby given of the commencement of negotiations for "on-call" mechanical/electrical engineering services for the Kansas Bureau of Investigation. The firm selected will provide services on small projects for the

For information regarding the scope of services, contact Gary Clark, Kansas Bureau of Investigation, (913) 296-8200.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (913) 233-9367. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. July 25.

> Thaine Hoffman, AIA Director, Division of **Architectural Services**

Doc. No. 019375

State of Kansas

Department of Administration Division of Architectural Services

Notice of Commencement of Negotiations for Engineering Services

Notice is hereby given of the commencement of negotiations for civil engineering services to design and perform construction inspection services for the repair and renovation of the Miami State Fishing Lake dam, located in the flood plain of the Marais des Cygnes River in Miami County, for the Department of Wildlife and Parks. The dam is a 4,000-foot-long earthen structure with an average height of 8 feet. The dam suffered severe slope failure in 1992; it is located along the top of the riverbank which is continually eroding. The objectives of the repair and renovation are to construct a new section of the earthen dam away from the river, upgrade the dam to meet current Division of Water Resources criteria, and repair other items as needed. Estimated construction cost is \$450,000.

A preliminary engineering study prepared in 1993 is available for review in the office of the secretary, Kansas Department of Wildlife and Parks, Suite 502, Landon State Office Building, 900 S.W. Jackson, Topeka.

For information regarding the scope of services, contact Russell LaForce, Project Engineer, Kansas Department of Wildlife and Parks, (913) 296-2281.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (913) 233-9367. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. July 25.

> Thaine Hoffman, AIA Director, Division of Architectural Services

Doc. No. 019346

State of Kansas

Department of Administration Division of Architectural Services

Notice of Commencement of Negotiations for Engineering Services

Notice is hereby given of the commencement of negotiations for civil engineering services to study, design and perform construction inspection services for the repair and renovation of McPherson State Fishing Lake dam, in McPherson County, for the Department of Wildlife and Parks. The dam is 710 feet long with a maximum height of 50 feet, and average height of 27 feet, and was built in 1954. There is seepage along the downstream toe and in the emergency spillway, and damage to the concrete stilling basin. The objectives of the repair and renovation are to control the seepage, repair the concrete stilling basin, upgrade the dam to meet Division of Water Resources criteria if necessary, and repair other items as needed. Funds are on hold for the construction of the dam; however, funds have been released for the engineering study and design of the project. Estimated construction cost is \$320,000.

For information regarding the scope of services, contact Russell LaForce, Project Engineer, Kansas Department of Wildlife and Parks, (913) 296-2281.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (913) 233-9367. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. July 25.

> Thaine Hoffman, AIA Director, Division of Architectural Services

Doc. No. 019347

Vol. 16, No. 28, July 10, 1997

Department of Administration Division of Architectural Services

Notice of Commencement of Negotiations for Engineering Services

Notice is hereby given of the commencement of negotiations for "on-call" asbestos abatement engineering services for the Department of Administration, Division of Architectural Services. Firms should be capable of performing asbestos surveys to determine the existence of asbestos, prepare plans and specifications for its removal or encapsulation, and conduct air monitoring and testing services during removal or encapsulation.

For information regarding the scope of services, contact Gary Grimes, Deputy Director, Planning and Project Management, Division of Architectural Services, 625

Polk, Topeka, 66603, (913) 233-9367, ext. 204.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. July 25.

Thaine Hoffman, AIA Director, Division of Architectural Services

Doc. No. 019349

State of Kansas

Department of Transportation

Request for Comments

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 97-99 by adding the following project:

Project X-12145-98, Preliminary engineering for FY 1998 Statewide Railroad Crossing Program

The STIP amendment requires a 30-day public comment period. To receive more information on this project or to make comments on the STIP amendment, contact the Kansas Department of Transportation, Office of Engineering Support, 7th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568, (913) 296-7916, fax (913) 296-0723.

This information is available in alternative accessible formats. To obtain an alternative format, contact the KDOT Office of Public Information, (913) 296-3585 (Voice/TTY).

The comment period regarding the STIP amendment will conclude August 11.

E. Dean Carlson Secretary of Transportation 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 7-7-97 through 7-13-97

Term	Rate
1-89 days	5.78%
3 months	5.39%
6 months	5.56%
9 months	5.63%
12 months	5.71%
18 months	5.87%
24 months	5.96%

William E. Lewis Chairman

Doc. No. 019337

State of Kansas

Department of Transportation

Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consulting engineering firms to perform Value Engineering (VE) studies. More than one firm may be selected. Responses must be received by 5 p.m. July 31 in order for the consulting engineering firm to be considered. Seven signed copies of the response need to be mailed to Neil R. Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568. Responses shall be limited to four pages.

From the firms expressing interest, the Consultant Selection Committee will select a list of the most highly qualified (not less than three, not more than five) and invite them to attend the individual interview conference. At this time, the consulting firms can more thoroughly discuss their experience related to the type of project at hand. Firms not selected will be notified by letter.

The Consultant Negotiating Committee, appointed by the Secretary of Transportation, will conduct discussions with the firms invited to the individual interview conferences. The committee will select the firm to perform the professional services required for completing the advertised project. After the selection of this firm, the remaining firms will be notified by letter of the outcome.

It is KDOT's policy to use the following criteria as the basis for selection of the consulting engineering firms:

- 1. Size and professional qualifications;
- 2. experience of staff;
- 3. location of firm with respect to proposed project;
- 4. work load of firm; and
- 5. firm's performance record.

E. Dean Carlson Secretary of Transportation

Doc. No. 019360

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, KDOT, Topeka, until 2 p.m. July 16, and then publicly opened:

District One—Northeast

Atchison—7-3 K-6758-01—K-7, from the north city limits of Atchison, north 0.07 mile (0.122 kilometer), slide repair. (State Funds)

Brown—C-3163-01—County road 1.2 miles (1.9 kilometers) east and 0.6 mile (1 kilometer) south of Robinson, 0.3 mile (0.5 kilometer), grading, bridge and surfacing. (Federal Funds)

Brown—20-7 K-4752-01—K-20, culvert 524 northeast of Everest, culvert replacement. (State Funds)

Douglas—59-23 K-6595-01—U.S. 59, Bridge 065, Wakarusa River, bridge overlay. (State Funds)

Johnson—7-46 K-6611-01—K-7, Bridges 191 and 192 over K-10, bridge overlay. (State Funds)

Johnson—69-46 K-6690-01—U.S. 69, from College Boulevard north to I-35, 3.4 miles (5.47 kilometers), pavement patching. (State Funds)

Johnson—285-46 K-6756-01—K-285, from south of K-10 to north of K-10, 0.6 mile (1 kilometer), overlay. (State Funds)

Riley—77-81 K-6606-01—U.S. 77, Bridge 015 (Fancy Creek), bridge overlay (State Funds)

Shawnee—89 U-1596-01—29th and Indiana Street in Topeka, intersection improvement. (Federal Funds)

Wyandotte—70-105 K-6604-01—I-70, Bridge 096, westbound over old K-32, bridge overlay. (State Funds)

Districtwide—106 K-6754-01—Various bridges in District 1, bridge deck patching. (State Funds)

Wyandotte—105 N-0072-01—Steele Road from Woodlawn to 18th Street Expressway in Kansas City, 1.2 miles (1.8 kilometers), grading and surfacing. (Federal Funds)

Wyandotte—73-105 N-0086-01—U.S. 73/K-7 and Parallel Parkway in Kansas City, 0.3 mile (0.6 kilometer), intersection improvement. (Federal Funds)

District Two—Northcentral

Jewell—C-3402-01—County road, 4 miles (6.4 kilometers) south and 2 miles (3.2 kilometers) west of Esbon, 0.2 mile (0.3 kilometer), grading and bridge. (Federal Funds)

Mitchell—181-62 K-6648-01—K-181, culvert 7.2 miles (11.6 kilometers) northwest of the Lincoln-Mitchell county line, culvert replacement. (State Funds)

District Three—Northwest

Ellis—183-26 K-6493-01—U.S. 183, from the Russell-Ellis county line, north to U.S. 183A at Hays, 11.4 miles (18.3 kilometers), sealing. (State Funds)

Norton—69 C-3349-01—County road, 1 mile (1.6 kilometers) north and 1 mile (1.6 kilometers) east of Clayton,

0.25 mile (0.4 kilometer), grading and bridge. (Federal Funds)

Phillips—183-74 K-6491-01—U.S. 183, from U.S. 36 in Phillipsburg, north to the Kansas-Nebraska state line, 18.6 miles (30 kilometers), sealing. (State Funds)

Rawlins—117-77 K-6485-01—K-117, from the U.S. 36 junction north to the Kansas-Nebraska state line, 12 miles (19.3 kilometers), sealing. (State Funds)

Rooks—183-82 K-6759-01—U.S. 183, 0.4 mile (0.7 kilometer) south of the north city limits of Stockton, north to the Rooks-Phillips county line, 8.5 miles (13.7 kilometers), sealing. (State Funds)

District Four—Southeast

Allen—1 C-3202-01—Austin Road from U.S. 169 east 1.5 miles (2.4 kilometers), grading and surfacing. (Federal Funds)

Coffey—16 C-3394-01—County road, 1.5 miles (2.4 kilometers) north and 6.2 miles (10 kilometers) east of Lebo, 0.2 mile (0.3 kilometer), grading and bridge. (Federal Funds)

Miami—169-61 K-6495-01—U.S. 169, south of K-7, north 20.7 miles (33.3 kilometers), overlay. (State Funds)

Woodson—75-104 K-6501-01—U.S. 75, from the Wilson-Woodson County line, north to the south city limits of Yates Center, 10.7 miles (17.2 kilometers), sealing. (State Funds)

District Five—Southcentral

Barton—56-5 U-1639-01—U.S. 56/K-96/K-156 and Harrison Street in Great Bend, traffic signals. (Federal Funds)

Butler—177-8 K-6638-01—K-177, Bridge 126 (Atchison, Topeka and Santa Fe Railroad), bridge overlay. (State Funds)

Kingman—54-48 K-6636-01—Bridge 60 located over U.S. 54, 7.1 miles (11.4 kilometers) east of the junction of U.S. 54/K-14, bridge overlay. (State Funds)

Reno—96-78 K-6634-01—K-96, Bridge 074 (canal in Hutchinson) and Bridge 075 (Cow Creek), bridge overlay. (State Funds)

Reno—61-78 K-6635-01—K-61, Bridge 077 over Chicago, Rock Island and Pacific Railroad, bridge overlay. (State Funds)

District Six—Southwest

Grant—34 C-3370-01—County road 5 miles (8 kilometers) south and 5.3 miles (8.5 kilometers) east of Ulysses, 0.2 mile (0.3 kilometer), grading, surfacing and bridge. (Federal Funds)

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

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

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

E. Dean Carlson Secretary of Transportation

Doc. No. 019298

State of Kansas

Department of Transportation

Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consulting engineering firms to perform geotechnical investigations on an as-needed basis according to guidelines provided by KDOT's Bureau of Materials and Research Geotechnical Unit. Investigations will identify and locate, both horizontally and vertically, significant soil and root types and groundwater conditions present, and/or establish the characteristics of the subsurface materials visually, by sampling, and by laboratory and in-situ testing. Two to four firms will be selected.

Responses must be received by July 31 for the consulting engineering firm to be considered. Seven signed copies of the responses need to be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568.

From the firms expressing interest, the Consultant Selection Committee will select a list of the most highly qualified (not less than three, not more than five) and invite them to attend an individual interview conference. At this time, the consulting firms can more thoroughly discuss their experience related to the type of project at hand and will be expected to discuss, in some detail, their approach to this project and the personnel to be assigned to the project. Firms not selected to be short listed will be notified by letter.

It is KDOT's policy to use the following criteria as the basis for selection of the consulting engineering firms:

- 1. Size and professional qualifications;
- experience of staff;
- 3. location of firm with respect to proposed project;
- 4. work load of firm; and
- firm's performance record.

E. Dean Carlson Secretary of Transportation

Doc. No. 019359

State of Kansas

Department of Transportation

Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the projects listed below. Responses must be received by 5 p.m. July 31 in order for the consulting engineering firm to be considered. Seven signed copies of responses need to be mailed to Neil R. Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568. Responses shall be limited to four pages.

From the firms expressing interest, the Consultant Selection Committee will select a list of the most highly qualified (not less than three, not more than five) and invite them to attend an individual interview conference. At this time, the consulting firms can more thoroughly discuss their experience related to the type of project at hand. Firms not selected will be notified by letter.

The Consultant Negotiating Committee, appointed by the Secretary of Transportation, will conduct discussions with the firms invited to the individual interview conferences. The committee will select the firm to perform the professional services required for completing the advertised project. After the selection of this firm, the remaining firms will be notified by letter of the outcome.

Project No. 27-36 K-6434-01—Greeley County

The scope of services is to develop construction plans for 25.6 km of pavement and shoulder rehabilitation on K-27 from the north city limits of Tribune, north to the Greeley-Wallace county line. The project includes the replacement of the Ladder Creek Bridge (006) and rehabilitation work on Bridges (009, 003, 004 and 005). The field surveys will be performed by KDOT.

Project No. 42-87 K-2624-01—Sedgwick County

The scope of services is to provide the design for the roadway approaches on the replacement of the Ninnescah River Bridge (166) and three Ninnescah River drainage bridges (164, 165 and 167), 2.93 km, 3.75 km, 4.68 km and 4.88 km northeast of K-49. The field surveys and bridge designs will be performed by KDOT.

Project No. 39-67 K-6417-01—Neosho County

The scope of services is to provide the field surveys and road design for the replacement of the Neosho River Bridge (024), 2.9 km east of the south junction of US-69. The bridge design will be performed by KDOT.

Project No. 106 C-3280-03-Statewide

The scope of services is to provide underwater bridge inspection for approximately 43 bridges in 1998 and 72 bridges in 2000 for cities and counties, statewide.

It is KDOT's policy to use the following criteria as the basis for selection of the consulting engineering firms:

(continued)

2012

1. Size and professional qualifications;	315,000		2000
2. experience of staff;	330,000 350,000		2001 2002
3. location of firm with respect to proposed project;4. work load of firm; and	365,000	the contract of the section of the contract of	2003
5. firm's performance record.	385,000		2004 2005
E. Dean Carlson Secretary of Transportation	400,000 420,000		2006
Doc. No. 019361	440,000		2007 2008
보이면 하는 연락을 하고 있다는 이 이번 모양이는 모양이다.	460,000 485,000		2009
(Published in the Kansas Register July 10, 1997.)	510,000		2010
STATE OF BOARD	535,000		2011

Summary Notice of Bond Sale City of Wichita, Kansas \$14,910,000 Aggregate Principal Amount General Obligation Bonds Series 748 and Series 749

(General obligation bonds payable from unlimited ad valorem taxes)

Subject to the terms and conditions of the complete official notice of sale dated July 1, 1997, of the City of Wichita, Kansas, in connection with the city's hereinafter described series of general obligation bonds, sealed, written bids for the purchase of each of the series of bonds shall be received at the office of the mayor, first floor, City Hall, 455 N. Main, Wichita, Kansas, until 10:30 a.m. Tuesday, July 22, 1997. All bids shall be publicly opened and read aloud on said date and at said time and place. The bids will be considered and the bonds will be awarded by the city council in the city council chambers, City Hall, at 11:30 a.m. July 22, 1997.

No oral or auction bid for the bonds shall be considered, and no bid for less than the entire principal amount of a series of bonds shall be considered. Bids will be accepted only on the official bid forms which have been prepared for each series of bonds, and which may be obtained from the office of the director of finance. Bids may be submitted by mail or may be delivered in person, but 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, or in the form of a financial surety bond payable to the order of the city and meeting requirements therefor as set forth in the official notice of bond sale, and shall be in an amount equal to 2 percent of the principal amount of the series of bonds for which the bid is submitted.

Description of the Bonds

The Series 748 Bonds will be issued in the aggregate principal amount of \$6,110,000; shall be issued as fully registered bonds in the denomination of \$5,000, or any integral multiple thereof not exceeding the principal amount maturing in each year; shall bear a dated date of August 1, 1997; and shall mature serially on September 1 in each of the years and principal amounts as follows:

Maturity Schedule—Series 748 Bonds

Principal Amount		Maturity Date
\$255,000		1998
295,000		1999

The Series 748 Bonds shall bear interest at the rates specified by the successful bidder, and interest shall be payable semiannually on March 1 and September 1 of each year, commencing March 1, 1998.

565,000

The Series 749 Bonds will be issued in the aggregate principal amount of \$8,800,000; shall be issued as fully registered bonds in the denomination of \$5,000, or any integral multiple thereof not exceeding the principal amount maturing in each year; shall bear a dated date of August 1, 1997; and shall mature serially on December 1 in each of the years and principal amounts as follows:

Maturity Schedule—Series 749 Bonds

Principal 1	Maturity
Amount	Date
\$880,000	1998
880,000	1999
880,000	2000
880,000	2001
880,000	2002
880,000	2003
880,000	2004
880,000	2005
880,000	2006
880,000	2007

The Series 749 Bonds shall bear interest at the rates specified by the successful bidder, and interest shall be payable semiannually on June 1 and December 1 of each year, commencing June 1, 1998.

Form of Bonds

The successful bidder of each series of bonds will specify whether such series of bonds are to be issued in certificated or book-entry-only form.

Paying Agent and Bond Registrar; Payment of Principal and Interest

The Chase Manhattan Bank, New York, New York, shall serve as 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.

Redemption

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

Delivery

The bonds shall be delivered at the expense of the city on or about August 28, 1997. (Reference is made to the official notice of bond sale for additional information regarding delivery.)

Legal Opinion

Hinkle, Eberhart & Elkouri, L.L.C., Wichita, Kansas. All fees and expenses of bond counsel shall be paid by the city. (Reference is made to the official notice of bond sale and the city's preliminary official statement for additional information regarding legal matters.)

Security

The bonds and the interest thereon constitute general obligations of the city, and the full faith, credit and resources of the city will be pledged to the payment thereof. (Reference is made to the official notice of bond sale and the city's preliminary official statement for a further discussion of the security for the bonds.)

Ratings

The city's outstanding general obligation bonds issued since 1975 have been rated by Moody's Investors Service, Inc. and by Standard & Poor's Corporation. The most recent ratings given to the city's general obligation bonds (sold January 28, 1997) by such rating agencies were "Aa3" and "AA." The city has applied to both of said rating services for ratings on the bonds described herein.

Financial Matters

The city's equalized assessed tangible valuation for computation of bonded debt limitations is \$1,932,627,650. The total outstanding general obligation bonded indebtedness of the city at August 1, 1997, will be \$295,940,000. This amount does *not* include the within described bonds.

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 has adopted an ordinance establishing a master undertaking to provide ongoing disclosure concerning the city in connection with its general obligation bonds for the benefit of owners of the bonds, as required under Section (b)(5)(i) of the Securities and Exchange Commission Rule 15c2-12. A copy of the ordinance is included as an appendix to the official statement.

Additional Information

Copies of the official notice of sale, official bid forms and preliminary official statement may be obtained from the city's Department of Finance, City Hall, 12th Floor, 455 N. Main, Wichita, KS 67202-1679, Attn. Kelly Carpenter, Assistant Director of Finance, (316) 268-4584.

City of Wichita, Kansas By Pat Burnett, City Clerk

Doc. No. 019369

(Published in the Kansas Register July 10, 1997.)

Summary Notice of Bond Sale \$970,000

Seward County Community College District Seward County, Kansas General Obligation Bonds, Series 1997-1 (General obligation bonds payable from

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated June 9, 1997, sealed bids will be received by the secretary of Seward County Community College District, Seward County, Kansas (the issuer), on behalf of the governing body at 1801 N. Kansas, P.O. Box 1137, Liberal KS 67905, until 5 p.m. July 22, 1997, for the purchase of \$970,000 principal amount of General Obligation Bonds, Series 1997-1. 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 August 1, 1997, and will become due on September 1 in the years as follows:

Year	Principal Amount
1999	\$75,000
2000	80,000
2001	85,000
2002	90,000
2003	95,000
2004	95,000
2005	105,000
2006	110,000
2007	115,000
2008	120,000

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

Optional Book-Entry-Only System

The successful bidder may elect to have the bonds registered under a book-entry-only system administered through DTC.

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 \$19,400 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before (continued)

August 12, 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 1997 is \$207,169,221. The total general obligation indebtedness of the issuer as of the date of the delivery of the bonds, including the bonds being sold, is \$5,735,000.

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 secretary, (316) 624-5678, or from the financial advisor, Ranson Municipal Consultants, Wichita, Kansas, Attention: John Haas, (316) 269-2231.

Dated June 9, 1997.

Seward County Community College District Seward County, Kansas

Doc. No. 019371

(Published in the Kansas Register July 10, 1997.)

Summary Notice of Bond Sale \$129,700 City of Ulysses, Kansas General Obligation Bonds Series 1997-1 (Streets)

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the official notice of bond sale and preliminary official statement dated July 3, 1997, sealed bids will be received by the city clerk of the City of Ulysses, Kansas (the issuer), on behalf of the governing body of the city at City Hall, 115 W. Grant, Ulysses, KS 67880, until 4 p.m. Wednesday, July 23, 1997, for the purchase of \$129,700 principal amount of General Obligation Bonds, Series 1997-1 (Streets). No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, except one bond in the denomination of \$4,700. The bonds will be dated August 1, 1997, and will become due on October 1 in the years as follows:

Year	Principal Amount
1998	\$ 9,700
1999	10,000
2000	10,000
2001	10,000

2002	15,000
2003	15,000
2004	15,000
2005	15,000
2006	15,000
2007	15,000

The bonds will be subject to optional redemption prior to maturity as provided in the official notice of bond sale

and preliminary official statement.

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.

Paying Agent and Bond Registrar

The bank designated in the official notice of bond sale and preliminary official statement or the 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 in the amount of \$2,594 (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 at such bank or trust company in the contiguous United States as may be specified by the successful bidder without cost to the successful bidder within 45 days after the date of sale.

Assessed Valuation and Indebtedness

The total assessed valuation of taxable tangible property in the city for the year 1996 is \$26,979,078. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$1,296,750.

Approval of the Bonds

The bonds will be sold subject to the legal opinion of Nichols and Wolfe Chartered, Topeka, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer and delivered to the successful bidder when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the city clerk, (316) 356-4600.

Dated July 3, 1997.

City of Ulysses, Kansas Stanley L. Smith Acting City Clerk City Hall 115 W. Grant Ulysses, KS 67880

Racing and Gaming Commission

Permanent Administrative Regulations

Article 3.—APPLICATION PROCEDURE

112-3-21. Race date fees, payment. Daily race date fees to be paid by an organization licensee pursuant to K.S.A. 1996 Supp. 74-8813(g) shall be paid in advance at least monthly by the licensee, remitting such daily license fees to the commission before the 25th day of the month preceding the month for which such fees are assessed. (Authorized by K.S.A. 1996 Supp. 74-8813 and 74-8813a; effective July 25, 1997.)

Article 4.—OCCUPATION LICENSES

- **112-4-1.** Occupation licenses. (a) Before engaging in the following occupations at a racetrack facility, each person shall pay the required fee and secure the appropriate license or licenses from the commission:
 - (1) administration-facility;
 - (2) administration-organization;
 - (3) administrative support-facility;
 - (4) administrative support-organization;
 - (5) amateur jockey;
 - (6) apprentice jockey;
 - (7) assistant trainer-horse/greyhound;
 - (8) authorized agent;
 - (9) backup greyhound racetrack official;
 - (10) backup horse-racetrack official;
 - (11) blacksmith/plater/farrier;
 - (12) breed registry;
 - (13) concession employee;
 - (14) concession manager/operator;
 - (15) driver;
 - (16) exercise person;
 - (17) greyhound racetrack official;
 - (18) groom/hot walker;
 - (19) horse racetrack official;
 - (20) horseman/kennel representative;
 - (21) jockey;
 - (22) jockey agent;
 - (23) jockey guild representative;
 - (24) kennel helper;
 - (25) kennel owner;
- (26) medical attendant;
- (27) owner-horse/greyhound;
- (28) owner/assistant trainer-horse/greyhound;
- (29) owner/trainer/driver-horse;
- (30) owner/trainer-horse/greyhound;
- (31) owner by open claim-horse;
- (32) photo finish operator;
- (33) pony person;
- (34) practicing veterinarian;
- (35) practicing veterinary assistant;
- (36) racing department staff;
- (37) racing judge;
- (38) selection sheet operator;
- (39) service provider;

- (40) steward;
- (41) totalisator employee;
- (42) trainee-racing official;
- (43) trainer-horse/greyhound;
- (44) video operator; and
- (45) any other personnel designated by the commission.
- (b) Each applicant for an occupation license shall apply in writing on the application form approved and furnished by the commission.
- (c) Each applicant for an occupation license acting as an employer shall submit proof of compliance with the workers compensation act of the state of Kansas, K.S.A. 44-501 et seq.
- (d) Each person who is appointed by an owner to act as an authorized agent shall secure an occupation license. Each owner or authorized agent shall file each authorized agent agreement form with the commission. Each authorized agent shall perform for the owner only the duties that are the subject of the authorized agent agreement form. Each authorized agent shall notify the commission in writing when the authorized agent agreement is terminated.
- (e) An applicant for an occupation license shall not knowingly provide false information on any occupation license application form.
- (f) An applicant for an occupation license shall not fail to disclose any material fact on any occupation license application form.
- (g) No person shall alter or attempt to alter any information contained on an occupation license badge.
- (h) Each person who loses an occupation license shall immediately perform the following:
- notify the commission office at the racetrack facility;
 - (2) secure a duplicate license; and
 - (3) pay the required fee.
- (i) An applicant shall pay each required fee when the occupation license is issued. Occupational licenses issued by the commission shall be for one-year or three-year periods.
- (1) Each one-year or annual license shall be valid for a period commencing on January 1 and terminating December 31 of the calendar year for which the license is issued.
- (2) Each three-year or triennial license shall be valid for a period commencing on January 1 of the year in which such license is issued, and terminating December 31 of the final year. For the second and third years of a three-year license, the licensee shall complete a validation form approved by the commission and shall be issued current validation stickers. The licensee shall properly display the current validation stickers on the licensee's badge before being admitted to a racetrack facility.
- (j) An ARCI computer check or substantially similar check of license records from other racing jurisdictions shall be run annually on all licensees by the commission. ARCI computer checks or substantially similar checks shall also be run at the time of validation of each three-year license.

(continued)

(k) Any applicant may be required to submit with the application or validation form at least two complete sets of fingerprint cards approved by the commission. If the fingerprints are not acceptable for processing, each applicant shall be required to resubmit fingerprint cards.

(1) Each applicant for an occupation license must be at least 16 years of age. This provision shall not preclude dependent children under the age of 16 from working for a parent or guardian when the parent or guardian is licensed as a kennel owner, trainer, or assistant trainer and the parent or guardian has obtained approval from the organization licensee. Each licensed trainer at a horse or greyhound racetrack facility or assistant trainer at a horse racetrack facility shall be at least 18 years of age. Each racing official, security employee and mutuel employee

shall be at least 18 years of age.

(m) Each employer at a racetrack facility shall ensure that every employee is properly licensed and shall immediately notify the commission office at the racetrack facility and the organization licensee when a licensee's employment status changes or when an employee is terminated. Each employer shall make an effort to secure the employee's occupation license and, if the license is secured, shall deliver the license to the commission office at the racetrack facility. (Authorized by K.S.A. 1996 Supp. 74-8804; implementing K.S.A. 1996 Supp. 74-8804 and K.S.A. 74-8816; effective, T-112-1-19-89, Jan. 19, 1989; effective April 10, 1989; amended, T-112-8-22-89, Aug. 22, 1989; amended Oct. 9, 1989; amended, T-112-12-30-91, Dec. 30, 1991; amended Feb. 24, 1992; amended, T-112-8-13-92, Aug. 13, 1992; amended, T-112-12-10-92, Dec. 10, 1992; amended Feb. 15, 1993; amended, T-112-7-22-93, July 22, 1993; amended Oct. 25, 1993; amended April 3, 1995; amended March 8, 1996; amended July 25, 1997.)

112-4-26. Denial of an occupation license. (a) Except as provided in K.A.R. 112-6-1 et seq., all proceedings relating to the denial, suspension, or revocation of an occupation license shall be conducted in accordance with the Kansas administrative procedure act, K.S.A. 77-501 et

seq.

(b) As used in K.S.A. 74-8816(e)(3) the phrase "qualified to perform the duties associated with the license being applied for" shall in the case of all occupation license applicants include the requirement that such applicant shall have no present or prior activities, criminal record, or reputation, habits, or associations that meet either of these conditions:

(1) pose a threat to the public interest or to the effective

regulation of parimutuel racing or wagering; or

(2) create or enhance the dangers of unsuitable, unfair, or illegal practices in the conduct or parimutuel racing or wagering. (Authorized by K.S.A. 1996 Supp. 74-8804; implementing K.S.A. 1996 Supp. 74-8816; effective July 25, 1997.)

Article 18.—SIMULCASTING LICENSES

112-18-3. Application form for simulcasting applicant. (a) Each application for a simulcasting license shall contain the following:

(1) the name of the applicant or applicants, their business address or addresses, and their telephone number

or numbers;

(2) the name, address, and telephone number of any individual who assisted the applicant or applicants in preparing their application;

(3) the written approval for the proposed simulcasting schedule from the recognized horsemen's group or the recognized greyhound owners' group, or both, as appro-

priate;

(4) for the calendar year, the proposed schedule of simulcast races or programs that the applicant or applicants plan to simulcast into the facility for as much of the calendar year as the respective horsemen's group and greyhound owners' group have approved. The application shall state the proposed simulcasting schedule as approved by the respective horsemen's group and greyhound owners' group for the entire calendar year when

it is filed with the commission;
(5) for the calendar year, the proposed schedule of races or programs that the applicant or applicants plan to simulcast from the racetrack facility to any other racetrack facility, intertrack wagering facility, or off-track wagering facility, and a list of such facilities for as much of the calendar year as the respective horsemen's group and greyhound owners' group have approved. The application shall state the proposed simulcasting schedule as approved by the respective horsemen's group and greyhound owners' group for the entire calendar year when it is filed with the commission;

(6) certification that the applicant or applicants will comply with any provision of the interstate horse racing act of 1978 (15 U.S.C. 3001, et seq.) as in effect December 31, 1991, and submit documentation of the compliance;

(7) certification that the applicant or applicants will comply with the 80% threshold requirement of K.S.A. 74-8836 for a live racing program if the applicant conducts fewer than 10 live horse races during any day or 13 live

greyhound races during any performance;

(8) one copy of each contract or agreement that the applicant has executed or proposes to execute and any modification or proposed modification of each contract or agreement with regard to the simulcasting license or races or wagering on the simulcast races. If the contract or agreement is an oral one, a written statement explaining the substance of the oral agreement shall be included;

(9) the names and addresses of the parties to each contract or agreement identified in paragraph (8) and any relationship of the parties to the applicant, the partners, associates, officers, directors, and principal owners either through family, business association, or other control;

(10) any plan to participate in a combined wagering

pool, including the following information:

(A) the time and date of the races or programs for which combined pooling is planned;

(B) a description of the totalisator services to be used

by the guest facility and host facility;

- (C) a description of the backup communication device or procedure that would be used to communicate wagering information between the guest facility and host facility if the totalisator system or data line telephone system fails:
- (D) a description of the data line or telephone line communication system to be used by the guest facility and the host facility;

(E) a description of the wagers that the applicant or applicants intend to offer on the races; and

(F) a description of the takeout rates requested for the combined wagering pool;

(11) a description of each special racing event that the

applicant or applicants plan to simulcast;

(12) a statement describing how the granting of a simulcasting license to the applicant or applicants will enhance the breeding, owning, and training industries for horses or greyhounds; and

(13) a description of the impact that the proposed simulcasting will have on live racing and purses at the ap-

plicant's or applicants' racetrack facility.

(b) Each application shall describe the following factors, which may be considered by the commission in determining whether to grant or deny the application:

(1) the financial stability of the applicant or applicants and the effect that simulcasting will have on the economic viability of the applicant or applicants;

(2) the operating experience of the applicant or appli-

(3) the regulatory compliance and conduct of the ap-

plicant or applicants; and

(4) the impact of the applicant's or applicants' proposed simulcasting on live racing and on purses at the racetrack facility.

(c) Upon receipt of a written request from an organization licensee, any facility owner, a recognized horsemen's group, or recognized greyhound group to submit a simulcasting dispute to the commission for determination pursuant to K.S.A. 74-8836(k), such proceedings shall be conducted by the commission in accordance with the Kansas administrative procedure act. (Authorized by and implementing K.S.A. 1996 Supp. 74-8804; effective, T-112-4-27-92, April 27, 1992; effective, T-112-9-10-92, Sept. 10, 1992; effective Nov. 23, 1992; amended July 25, 1997.)

> Myron Scafe **Executive Director**

Doc. No. 019345

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60-9-109	Revoked	V. 15, p. 1807	69-14-1			82-3-103	Amended	V. 15, p. 1541
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