

KANSAS REGISTER

State of Kansas

JACK H. BRIER
Secretary of State

Vol. 4, No. 12

March 21, 1985

Pages 329-360

IN THIS ISSUE

| | Page |
|--|------|
| State Employees Health Care Commission | |
| Notice of Meeting | 330 |
| State Board of Examiners of Optometry | |
| Notice of Examination | 330 |
| Department of Transportation | |
| Notice of Public Hearing | 330 |
| Notice to Contractors | 330 |
| Notice to Contractors | 331 |
| State Board of Indigents' Defense Services | |
| Notice of Meeting | 332 |
| Department of Health and Environment | |
| Notice of Public Hearing | 332 |
| Social and Rehabilitation Services | |
| Notice of Federal Block Grant Hearing | 332 |
| Department of Economic Development | |
| Notice of CDBG Workshop Schedule | 332 |
| Board of Regents | |
| Notice of Hearings, University of Kansas | 333 |
| Notice of Hearings, Kansas Technical Institute | 333 |
| Attorney General | |
| Opinions No. 85-27 and 85-28 | 334 |
| State Corporation Commission | |
| Notice of Hearing | 334 |
| Notice of Motor Carrier Hearings | 335 |
| Department of Human Resources | |
| Notice of Grant Applications in Review | 341 |
| Notice to Bidders for State Purchases | 342 |
| Legislative Bills Introduced | 343 |
| New State Laws | |
| SB 12: Concerning the limitation of bonded indebtedness | 344 |
| SB 25: Relating to interstate cooperation | 344 |
| SB 42: Concerning financial institutions insured by the federal deposit insurance corporation | 345 |
| HB 2529: Concerning appropriations for the state park and resources authority and the state board of agriculture | 345 |
| HB 2405: Enacting the emergency farm credit relief | 345 |
| Notice of Bond Sale | |
| City of Haysville | 346 |
| Court of Appeals Docket | 348 |
| Notice of Redemption | |
| City of Kansas City | 354 |
| Permanent Administrative Regulations | |
| State Board of Pharmacy | 354 |
| Securities Commissioner of Kansas | 354 |
| State Board of Embalming | 357 |
| Consumer Credit Commissioner | 358 |
| Kansas Dental Board | 359 |

**State of Kansas
EMPLOYEES HEALTH CARE COMMISSION**

NOTICE OF MEETING

The Kansas State Employees Health Care Commission will meet between 1:30 and 5:00 p.m. on March 25, 1985, and between 9:30 a.m. and 5:00 p.m. on March 26, March 27 and April 1, 1985 for purposes of negotiating health insurance contracts. This meeting will be held in the Third Floor Conference Room, Insurance Department, 420 S.W. 9th, Topeka, KS.

MARVIN A. HARDER
Chairman

Doc. No. 003016

**State of Kansas
BOARD OF EXAMINERS IN OPTOMETRY**

NOTICE OF EXAMINATION

Pursuant to K.S.A. 74-1504, notice is hereby given that the Kansas State Board of Examiners in Optometry will be available for the purpose of examining applicants for certificates of Optometric Registration at the Howard Johnson Motel, Hereford Room, 3839 S. Topeka, Topeka, KS, on June 1, 2, 3, and 4, 1985.

HAROLD A. FRIEDEN, O.D.
Secretary-Treasurer

Doc. No. 003015

(Published in the *KANSAS REGISTER*, March 21, 1985.)

**State of Kansas
DEPARTMENT OF TRANSPORTATION**

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Kansas Department of Transportation, Office of Rail Programs, will hold a public hearing on the updated State Rail Plan for Kansas. The hearing will be held on Thursday, April 4, 1985, beginning at 10:00 a.m. in the K.D.O.T. Confer-

ence Room No. One, 7th Floor, State Office Building, 10th and Topeka, Topeka, KS.

The purpose of the hearing is to obtain public comment on the economic, social and environmental effects of rail lines for which abandonment applications are pending and those designated for potential abandonment, as discussed in previous State Rail Plans and the updated Plan. Prior to the hearing, copies of the State Rail Plans will be available for public inspection upon prior request to the Office of Rail Programs, K.D.O.T., State Office Building, 8th Floor, Topeka, KS.

Representatives of the Office of Rail Programs will be present at the hearing to discuss the plan, answer questions and moderate the hearing. Written and oral statements and other exhibits may be submitted at the hearing and will be made a matter of record. Those who cannot attend the hearing, but wish to have their comments considered may write to John R. Scheirman, Chief of Rail Programs, K.D.O.T., 8th Floor, State Office Building, Topeka, KS 66612. Written comments should be received by April 4, 1985.

JOHN B. KEMP
Secretary of Transportation

Doc. No. 002989

(Published in the *KANSAS REGISTER*, March 21, 1985.)

**State of Kansas
DEPARTMENT OF TRANSPORTATION**

NOTICE TO CONTRACTORS

It is the intent that sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the K.D.O.T. District One Conference Room, 121 W. 21st, Topeka, KS, until 10:00 a.m. C.D.T., May 2, 1985 and then publicly opened:

DISTRICT ONE—Northeast

Johnson—435-46 K-0456-06—I-435, ramps east-

The *Kansas Register* is an official publication of the State of Kansas, published by authority of K.S.A. 75-430. The *Kansas Register* is published weekly by the Kansas Secretary of State, State Capitol, Topeka, KS 66612. One-year subscriptions are \$47.50. Single copies may be purchased, if available, for \$2.00 each. Second class postage paid at Topeka, KS.

ISSN No. 0744-2254.

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

© Secretary of State of the State of Kansas 1985. Reproduction of this publication in its entirety or for commercial purposes is prohibited without prior permission. Official enactments of the Kansas Legislature and proposed and adopted administrative regulations of state agencies may be reproduced in any form without permission.

PUBLISHED BY
JACK H. BRIER
Secretary of State
State Capitol
Topeka, KS 66612



PHONE: 913/296-3489

north and west-south and bridges on I-35, grading and surfacing. (Federal Funds)

A pre-bid conference for the above referenced Project 435-46 K-0456-06, Johnson County, is scheduled for Thursday, April 18, 1985, at 1:15 p.m. at the K.D.O.T. District One Conference Room, 121 W. 21st, Topeka. The project includes the ramps east-north and west-south at the interchange of I-435 & I-35 in the Cities of Lenexa and Overland Park.

Contractors wishing to bid on the project are *required* to attend this pre-bid conference in accordance with the provisions of 80P-207-R1 dated January 31, 1985. The project is tentatively scheduled to be let on May 2, 1985.

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 regardless of race, religion, color, sex, physical handicap, national origin or ancestry in the award of contracts.

Plans and specifications for the project(s) may be examined at the offices of the respective County Clerks or at the Kansas Department of Transportation district offices responsible for the work.

JOHN B. KEMP
Secretary of Transportation

Doc. No. 002997

(Published in the KANSAS REGISTER, March 21, 1985)

State of Kansas

DEPARTMENT OF TRANSPORTATION

NOTICE TO CONTRACTORS

Notice is hereby given that sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, KS, until 10:00 a.m., April 18, 1985 and then publicly opened:

DISTRICT ONE—Northeast

Doniphan—22 C-1487-01, County road, 2.5 miles west of Highland at US-36, then north, 4.0 miles, surfacing. (Federal Funds)

Jackson—75-43 K-2019-01, US-75, Spring Creek Bridge No. 6 and Mud Creek Bridge No. 7, bridge replacement and bridge rehabilitation. (Federal Funds)

Johnson—35-46 K-1442-03—I-35 and 75th Street Interchange (mainline), grading, bridge and surfacing. (Federal Funds)

Johnson—169-46 K-1360-02—US-169, Miami-Johnson County line north, 2.9 miles, surfacing. (Federal Funds)

Johnson—56-46 K-2121-01—US-56, Roe Avenue to Kansas-Missouri state line, 2.0 miles, recycle. (State Funds)

Johnson—56-46 K-2417-01—US-56, junction I-35, east to Roe Avenue, 3.2 miles, recycle. (State Funds)

Johnson—56-46 K-2683-01—US-56, junction of US-56 and I-35 east to Kansas-Missouri state line, 5.0 miles, pavement marking. (Federal Funds)

Pottawatomie—75 C-1825-01—County road, 3.4 miles north of Emmett at junction K-63, then northeast, 6.7 miles, grading and culvert. (Federal Funds)

Shawnee—75-89 K-2684-01—junction of US-75 and Northwest 46th Street, north of Topeka, intersection improvement. (Federal Funds)

Wyandotte—70-105 K-2482-01—I-70, 0.1 mile west of 95th Street east to the new construction of I-635, 4.8 miles, signing. (Federal Funds)

Wyandotte—105 U-0849-01—Kansas City—55th Street at Brenner Creek Tributary, 0.2 mile, bridge replacement. (Federal Funds)

DISTRICT TWO—Northcentral

Cloud—15 U-0893-01—Republican Street, from Campus Street to 11th Street in Concordia, 0.9 mile, grading and surfacing. (Federal Funds)

Dickinson—70-21 K-2588-01—junction of I-70 and K-15, east to 2.3 miles east of K-43, 8.1 miles, concrete pavement. (Federal Funds)

Dickinson—4-21 M-1337-01—culverts replaced with bridges, 0.9 mile, 2.7 miles and 3.1 miles east of the junction of K-4 and K-43. (State Funds)

McPherson—59 U-0850-01—Avenue "A" at Dry Turkey Creek in McPherson, 0.2 mile, bridge replacement. (Federal Funds)

Saline—85 U-0832-01—Iron Avenue at Smoky Hill River in Salina, bridge replacement. (Federal Funds)

Saline—85 C-1938-01—Saline-Dickinson County line then west on county highway FAS 190 for 1.6 miles, then from intersection of FAS 190 and 595 south 3.0 miles, 13.2 miles, surfacing. (Federal Funds)

DISTRICT THREE—Northwest

Russell—84 C-1686-01—County road south of Lucas, bridge replacement. (Federal Funds)

DISTRICT FOUR—Southeast

Bourbon—69-6 K-2674-01—US-69, Bridge No. 21 over Burlington Northern Railroad, 8.6 miles, north-west of junction US-54, bridge painting. (State Funds)

Crawford—19 C-1143-01—County road, 2.0 miles east of Pittsburg at K-126, then south, 4.7 miles, surfacing. (Federal Funds)

Neosho—169-67 K-2675-01—US-169, Bridge No. 12 and 19, 4.8 miles south and 3.5 miles north, south junction K-39, bridge painting. (State Funds)

Miami—169-61 K-0590-02—US-169, Miami-Johnson County line southeast 1.7 miles, 1.7 miles, surfacing. (Federal Funds)

Woodson—75-104 X-0938-02—crossing of Missouri Pacific Railroad and US-75 in Yates Center, grading and surfacing. (Federal Funds)

DISTRICT SIX—Southwest

Pratt—76 C-2079-01—County road, 4.0 miles north of Coats, then north, 4.8 miles, surfacing. (Federal Funds)

Sedgwick—87 U-0986-01—US-81 and 71st Street in Haysville, signing. (Federal Funds)

(continued)

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 regardless of race, religion, color, sex, physical handicap, national origin or ancestry in the award of contracts.

Plans and specifications for the project(s) may be examined at the offices of the respective County Clerks or at the Kansas Department of Transportation district offices responsible for the work.

JOHN B. KEMP
Secretary of Transportation

Doc. No. 002998

State of Kansas

BOARD OF INDIGENTS' DEFENSE SERVICES

NOTICE OF MEETING

Notice is hereby given to all interested parties that the State Board of Indigents' Defense Services will hold its regular meeting on Friday, March 22, 1985, at 1:00 p.m. in the Sedgwick County Public Defender Office (conference room), 731 N. Water, Suite 2, Wichita, KS.

For further information, contact Mr. Ron Miles, Director, 503 Kansas Ave., Suite 536, Topeka, KS 66603—(913) 296-4505.

RONALD E. MILES
Director

Doc. No. 003014

State of Kansas

SOCIAL AND REHABILITATION SERVICES

NOTICE OF FEDERAL BLOCK GRANT HEARING

Notice is hereby given to all interested parties that the Kansas Legislature Senate Ways and Means Committee will hold a Public Hearing on March 25, 1985 at 11:00 a.m. in the Senate Hearing Room, 123-S, State Capitol, Topeka, KS. The scheduled agenda for the hearing is as follows:

1. Social Services Block Grant.
2. Low-Income Home Energy Assistance Block Grant.
3. Alcohol, Drug Abuse, and Mental Health Service Block Grant.
4. Community Services Block Grant.

MARY ILENE SLAYBAUGH
Clerk

Doc. No. 003006

State of Kansas

DEPARTMENT OF HEALTH AND ENVIRONMENT

NOTICE OF PUBLIC HEARING

The Kansas Department of Health and Environment will conduct a public hearing regarding the Certificate of Need application #1-SH-0011 from the Northwest Kansas Regional Medical Center for the expansion of outpatient services. The hearing will be conducted on April 5, 1985, at the Goodland High School Auditorium, 1209 Cherry, at 10:00 a.m. Any person will be allowed to cross examine the witnesses.

BARBARA J. SABOL
Secretary of Health and Environment

Doc. No. 003004

State of Kansas

DEPARTMENT OF ECONOMIC DEVELOPMENT

**CORRECTION NOTICE—
CDBG PUBLIC HEARING
1985 CDBG APPLICANT WORKSHOP
SCHEDULE**

The following schedule is for applicant workshops NOT FOR PUBLIC HEARINGS as incorrectly stated in the Kansas Register Vol. 4, No. 11, March 14, 1985, page 302. Only one public hearing on the Proposed Final Statement of Community Development Objectives and Proposed Use of Funds for the Kansas Small Cities-Community Development Block Grant (CDBG) Program for 1985 will be held, that on March 26, 1985, at 1:30 p.m. at the Ramada Inn Downtown, Topeka, Kansas.

WORKSHOP SCHEDULE

- April 16, 1985 Chanute Community College, 1000 South Allen
Auditorium in Administration Building
9:30 a.m.—4:30 p.m.
- April 17, 1985 Pratt Community College (Auditorium), Hwy. 61
9:30 a.m.—4:30 p.m.
- April 18, 1985 Hays, Fort Hays State University, Memorial Union
Fort Hays Ballroom
9:30 a.m.—4:30 p.m.
- April 22, 1985 Topeka, Ramada Inn Downtown, 420 East 6th
9:30 a.m.—4:30 p.m.

CHARLES J. SCHWARTZ
Secretary of Economic Development

Doc. No. 003019

State of Kansas

BOARD OF REGENTS**FOR THE UNIVERSITY OF KANSAS
NOTICE OF HEARING ON
TRAFFIC REGULATIONS**

Notice is hereby given to all interested parties that on April 8, 1985, at 3:00 p.m. C.D.T., in the Kansas Union building, Jayhawk Room, University of Kansas, Lawrence, KS, a public hearing will be held concerning the adoption by the Board of Regents of regulations governing traffic and parking on the roads, streets, driveways and parking facilities at the University of Kansas. The following is a summary of the substance of the rules and proposed changes:

1. **GENERAL REGULATIONS.** The current regulations specify who is subject to these rules and regulations, that all vehicles must have a valid parking permit, and the hours of access to the central campus. No amendments are proposed.

2. **DEFINITIONS.** The current regulations specify, for the purpose of these regulations, the definitions of student, faculty, staff, visitors, residence hall visitor, handicap permit, moped parking and motorcycle. No amendments are proposed.

3. **VISITOR PARKING.** The current regulations specify conditions under which visitors may legally park at the University of Kansas. The proposed amendment changes toll from \$.50 to \$.75 in the toll facility.

4. **PARKING PERMITS.** The current regulations establish procedures pertaining to parking permits and the types of parking permits available. No amendments are proposed.

5. **STUDENT, FACULTY, AND STAFF PARKING.** The current regulations establish procedures by which parking permits for vehicles may be obtained and appealed, and procedures for new employees. No amendments are proposed.

6. **PERMIT FEES.** The current regulations specify the fees charged for parking permits. No amendments are proposed.

7. **CONTROL OF PARKING LOTS AND ZONES.** The current regulations specify times and locations for parking restrictions at the University of Kansas. The proposed amendment changes the time restrictions for faculty/staff permits on lots #13, #17, #18, the north half of lot #37, and a portion of lot #3, from 7:30 p.m. to 8:30 p.m., and allows all faculty/staff permits in blue lots from 7:00 a.m. to 12:00 noon on Saturdays, instead of blue permits only.

8. **VIOLATIONS.** The current regulations specify the penalties for misuse of parking areas. The proposed amendment changes the imposition of late fee from the fourteenth (14th) calendar day to fifteen (15) business days.

9. **PAYMENT OF FEES FOR VIOLATIONS.** The current regulations specify the method and procedure for payment of violation notices, late payment, what constitutes excessive violations, consequences of excessive violations, and towing and impoundment procedures. The proposed amendment changes the time

frame of late payment from fourteen (14) calendar days to fifteen (15) business days.

10. **APPEAL OF VIOLATION NOTICES.** The current regulations establish the procedure for appeals from a charge of misuse of parking area. The proposed amendment changes the deadline for appeal from the fourteenth (14th) calendar day to the fifteenth (15th) business day.

11. **STATUTORY AUTHORIZATION.** The current regulations establish the authorization of the board of Regents to promulgate regulations for the control of parking and traffic on the University of Kansas campus and to establish misuse fees for violations of the regulations. No amendments are proposed.

Interested persons will be given a reasonable opportunity at the hearing to present their views concerning the adoption of the proposed amendments to the existing regulations. Written comments may also be submitted prior to the hearing. Written comments or a request for a copy of the proposed regulations and a copy of the financial impact statement of such changes should be submitted to Edwyna Gilbert, Associate Professor, Curriculum and Instruction, and English, University of Kansas, Bailey Hall 205A, Lawrence, KS 66045.

WILLIAM R. KAUFFMAN
General Counsel
Board of Regents

Doc. No. 002999

State of Kansas

**KANSAS BOARD OF REGENTS
FOR KANSAS TECHNICAL INSTITUTE****NOTICE OF
HEARING ON
TRAFFIC REGULATIONS**

Notice is hereby given to all interested parties that on Thursday, April 11, 1985, at 9:00 a.m. C.D.T. in the H. M. Neely Center (Aero Office Building), East Conference Room, Kansas Technical Institute, Salina, KS, a public hearing will be held concerning the adoption by the Kansas Board of Regents of regulations governing traffic and parking on the roads, streets, driveways, and parking facilities at Kansas Technical Institute. The following is a summary of the substance of the rules and proposed changes:

Visitors to the KTI Campus. The current regulations specify that visitors may apply for a Temporary Parking Permit and that vehicles without permits are subject to a Violation Notification. The proposed amendment in this section is to clearly specify that there is no fee charged for Temporary Parking Permits.

KTI Parking Permits. The current regulations explain general information about parking permits and establishes the location of the parking permit to either the rear or front window of a vehicle and the amount of permit fees. The proposed amendment places the Parking Permit on the left rear bumper for clear viewing from behind the vehicle.

(continued)

KTi Campus Parking Regulations. The current regulations specify the location and manner of campus parking along with general information about Handicapped Parking. The proposed amendment clarifies that to qualify for a Handicapped Permit, the physical handicap must be clearly visible or a doctor certification is required.

KTi Campus Traffic Regulations. The current regulations address the vehicle traffic limitations. There are no proposed amendments.

KTi Campus Traffic and Parking Violations. The current regulations address specific parking violations. No amendments are proposed.

Misuse Fees. The current regulations specify the amount of progressive misuse fees after the first warning and establishes the time allowed to appeal a violation notification. The proposed amendment states that each violation notification has a fee of \$3.00 and an additional late fee of \$2.00 will be assessed if the fee is not paid or appealed within fourteen (14) days of issuance of the violation notification.

Interested persons will be given a reasonable opportunity at the hearing to present their views concerning the adoption of the proposed amendments to the existing regulations. Written comments may also be submitted, but must be received prior to the hearing. Written comments or a request for a copy of the proposed regulations and a copy of the financial impact statement of such changes should be submitted to James A. Friesen, Director of Operations, Kansas Technical Institute, 2409 Scanlan Ave., Salina, KS 67401.

WILLIAM R. KAUFFMAN
General Counsel
Kansas Board of Regents

Doc. No. 003008

State of Kansas

ATTORNEY GENERAL

Opinion No. 85-27

Automobiles and Other Vehicles—Act Regulating Traffic; Sizes, Weights and Loads—Enforcement of Vehicle Weight Laws.

Public Utilities—Motor Carriers—Motor Carrier Inspection Stations—Designation of Employees With Law Enforcement Powers.

State Board, Commissions and Authorities—Law Enforcement Training Center—Persons Subject to Training Requirements. William L. Edds, General Counsel, Department of Revenue, Topeka, March 8, 1985.

Motor carrier inspectors are police officers or law enforcement officers within the meaning of K.S.A. 1984 Supp. 74-5602(e) if their duties include prevention or detection of crime and the enforcement of criminal or traffic laws. As law enforcement officers, motor carrier inspectors are subject to the training requirements of K.S.A. 1984 Supp. 74-5607a.

Motor carrier inspectors whose duties do not in-

clude prevention or detection of crime and enforcement of criminal or traffic laws are not subject to the training requirements of K.S.A. 1984 Supp. 74-5607(a). Cited herein: K.S.A. 1984 Supp. 8-1910, K.S.A. 66-1318, K.S.A. 66-1319, K.S.A. 1984 Supp. 74-5602, 74-5607a. BLH.

Opinion No. 85-28

Cities and Municipalities—Buildings, Structures and Grounds—Issuance of Revenue Bonds by Counties Representative Ivan Sand, Sixty-Sixth District, Riley, March 11, 1985.

The amendment of K.S.A. 12-1741b (by 1985 House Bill No. 2383) to create an exception relating to cities in Wyandotte County would result in that statute becoming part of an enactment which is nonuniform in application to cities, and therefore subject to charter ordinance adopted pursuant to Article 12, § 5 of the Kansas Constitution. However, other statutes within K.S.A. 12-1740 to 12-1749a (excluding K.S.A. 12-1741b) are parts of enactments which are uniformly applicable to all cities, and the uniformity of those acts would not be effected by the enactment of 1985 House Bill No. 2383. Cited herein: K.S.A. 12-1740, 12-1741b, 12-1749a; 1985 House Bill No. 2383; Kan. Const., Art. 12, § 5. TRH

ROBERT T. STEPHAN
Attorney General

Doc. No. 003007

State of Kansas

STATE CORPORATION COMMISSION

NOTICE OF HEARING

In the matter of the applica-)
tion of Motor Common)
Carriers of Petroleum and)
Petroleum Products,)
participants in K.M.C.A.,)
Motor Freight Tariff) Docket No. 144,308-R
Number 70-F, K.C.C. No.)
83, for permission to file)
and place into effect an in-)
crease of six percent in the)
transportation rates on not)
less than one day's notice.)

On December 17, 1984, the motor carrier participants in K.M.C.A. Motor Freight Tariff No. 70-F filed an application with the Kansas Corporation Commission seeking permission to increase its rates for transportation service. The requested rate increase is in large part, attributable to an increase in fuel taxes.

The carrier participants request permission to increase their transportation service revenues on one day's notice by \$792,904, or about 6% over and above presently effective service rates. The Commission is not bound by the applicant's requested rate increase nor its proposed method of collecting any rate increase. The Commission may order any increase and any method of collection of such rate increase which,

based on the evidence, it finds fair, reasonable and in the public interest.

Unless the Commission subsequently orders otherwise, the hearing will commence at 10:00 a.m. on May 8, 1985, in the Commission's Hearing Room A, Fourth Floor, State Office Building, Topeka, KS. Interested persons desiring to participate in the proceeding may file a request to intervene prior to or at the time the matter is called for hearing. Individuals may be heard in person and represent themselves. Corporations must be represented by an attorney. Potential intervenors are advised, however, that written testimony must be filed ten days in advance of hearing.

Copies of the application and the proposed rate schedules are on file at the Kansas Motor Carriers Association building, 2900 Topeka, Topeka, KS 66611 and at the Kansas Corporation Commission office, 4th floor, State Office Building, 10th and Harrison, Topeka, KS 66612. Any questions regarding the application may be directed to John E. Jandera, Attorney for the carrier participants in K.M.C.A. Motor Freight Tariff No. 70-F, (913) 234-0565; or to George Hutchins, Tariff Manager for K.M.C.A., (913) 267-1641 or to Bill Green, Director of Transportation for the Kansas Corporation Commission, (913) 296-3320.

JUDITH McCONNELL
Executive Secretary

Doc. No. 003002

**State of Kansas
STATE CORPORATION COMMISSION**

**NOTICE PERTAINING TO
MOTOR CARRIER HEARINGS
BEFORE THE**

STATE CORPORATION COMMISSION

Applications set for hearing, are to be heard before the *State Corporation Commission, State Office Building, 4th Floor, Topeka, KS, commencing at 9:30 a.m. unless otherwise noticed.*

This list does not include cases previously assigned hearing dates for which parties of record have received notice.

Questions concerning applications for hearing dates should be addressed to the State Corporation Commission, 4th Floor, State Office Building, Topeka, KS 66612, or telephone (913) 296-3808 or 296-2110.

Your attention is invited to Kansas Administrative Regulations (K.A.R.) 82-1-228 of "Rules of Practice and Procedure Before the Commission."

**Applications set for April 16, 1985—
TOPEKA, KANSAS**

**Application for Certificate of Convenience
and Necessity:**

Michael Wooten, dba) Docket No. 145,110 M
Mike Wooten)
826 North 8th)
Fredonia, Kansas 66736)
Applicant's Attorney: None

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between all points and places in Wilson County, Kansas.

Also,
Between all points and places in Wilson County, Kansas, on the one hand and all points and places in the state of Kansas, on the other.

**Application for Certificate of Convenience
and Necessity:**

Victor E. Fergola) Docket No. 145,347 M
dba Rick's Topeka)
Muffler Shop)
4100 South Topeka Blvd.)
Topeka, Kansas 66609) MC ID No. 120619
Applicant's Attorney: None

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between points and places in Shawnee County, Kansas.

**Application for Extension of Certificate of
Convenience and Necessity:**

Scott J. Anderson, dba) Docket No. 141,230 M
Anderson Body Shop)
RR 1)
Clay Center, Kansas 67432)
Applicant's Attorney: None

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between all points in Riley and Dickinson Counties, Kansas, on the one hand, and all points in the state of Kansas, on the other.

**Application for Certificate of Convenience
and Necessity:**

P.A. Exchange, Inc.) Docket No. 145,300 M
dba Pratt Auto)
Route 1)
Pratt, Kansas 67124)
Applicant's Attorney: John Black, 306 South Oak,
Pratt, Kansas 67124

Wrecked, disabled, repossessed and replacement motor vehicles and trailers and parts,

Between all points and places in Pratt, Barber, Kingman, Kiowa, Stafford, Reno, Comanche and Harper counties, Kansas on the one hand and all points and places in the state of Kansas, on the other.

**Application for Certificate of Convenience
and Necessity:**

Ed Roberts Chevrolet, Inc.) Docket No. 145,115 M
313 E Front)
Bonner Springs, Kansas)
66012)

(continued)

Applicant's Attorney: None

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between all points and places in Leavenworth, Johnson and Wyandotte Counties, Kansas.

Also,

Between all points and places in Leavenworth, Johnson and Wyandotte Counties, Kansas, on the one hand, and all points and places in the state of Kansas, on the other.

Renoticed Application for Extension of Certificate of Convenience and Necessity:

Bruce Larue) Docket No. 50,816 M
701 South Cole)

Oberlin, Kansas 67749) MC ID No. 100476

Applicant's Attorney: None

Livestock, livestock feed, hay and grain,

Between points and places bordered by the Kansas-Nebraska state line on the north, Hwy 283 on the east, Highway 24 on the south and Highway 25 on the west, on the one hand, and all points and places in the state of Kansas, on the other.

**Applications set for April 18, 1985—
TOPEKA, KANSAS**

Application for Certificate of Convenience and Necessity:

Daniel L. & Beverly) Docket No. 144,423 M
Ann Willig)

611 West Main)
Odessa, Missouri 64076) MC ID No. 105017

Applicant's Attorney: None.

Feed and feed ingredients,

Between all points and places in Clay, Riley, Pottawatomie, Jackson, Atchison, Geary, Wabaunsee, Shawnee, Jefferson, Leavenworth, Wyandotte, Douglas, Johnson, Morris, Lyon, Osage, Franklin, Miami, Coffey, Anderson, Linn, Woodson, Allen, Bourbon, Wilson and Neosho Counties, Kansas.

Application for Certificate of Convenience and Necessity:

Pringle Auto Body) Docket No. 145,345 M
& Sales, Inc.)

2720 South 34th Street)
Kansas City, Kansas 66106)

Applicant's Attorney: None

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between all points and places in Wyandotte County, Kansas.

Also,

Between all points and places in Wyandotte County, Kansas, on the one hand, and all points and places in Kansas, on the other.

Application for Certificate of Convenience and Necessity:

Jay Horn, dba) Docket No. 145,346 M
Jay Horn Motor Co.)

4449 South Seneca)
Wichita, Kansas 67217)

Applicant's Attorney: None

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between all points and places in Sedgwick County, Kansas.

Also,

Between all points and places in Sedgwick County, Kansas, on the one hand, and all points and places in Kansas, on the other hand.

Extension of Certificate of Convenience and Necessity to Eliminate Radius and Re-Describe Authority:

Ag Service, Inc.) Docket No. 111,127 M
Route 2, Box 192A)

Hillsboro, Kansas 67063) MC ID No. 101903

Applicant's Attorney: Clyde Christey, 1010 Tyler Street, Suite 110-L, Topeka, Kansas 66612

Crude oil used in and for production, processing, treating, salvage, construction and for lease road purposes, in bulk, fresh water and salt water.

Between all points and places within Dickinson, McPherson, Marion, Chase, and Harvey Counties.

Also,

Between all points and places within Dickinson, McPherson, Marion, Chase, and Harvey Counties on the one hand, and all points and places within Geary, Saline, Dickinson, Ellsworth, Morris, Rice, McPherson, Marion, Chase, Reno, Sedgwick, Harvey and Butler Counties, Kansas.

Feed, feed ingredients, grain, hay and dry fertilizer,

Between points and places in Marion, McPherson, Saline, Dickinson, Reno, Harvey, Sedgwick, Chase and Morris Counties, Kansas.

Also,

Between points and places in Marion, McPherson, Saline, Dickinson, Reno, Harvey, Sedgwick, Chase and Morris Counties on the one hand, and points and places in the State of Kansas, on the other hand.

Application for Certificate of Convenience and Necessity:

James R. Hoffine, dba) Docket No. 145,344 M
Hoffine's Automotive)

112 Cornell)
Bonner Springs, Kansas)
66012)

Applicant's Attorney: Jo Ann Butaud, Tower State Bank Building, 1314 North 38th Street, Kansas City, Kansas 66102-2293

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between all points and places in Nemaha, Brown, Doniphan, Pottawatomie, Jackson, Atchison, Wabaunsee, Shawnee, Jefferson, Leavenworth, Lyon,

Osage, Douglas, Wyandotte, Johnson, Franklin, Miami, Coffey, Anderson, and Linn Counties, Kansas.

Application for Certificate of Convenience and Necessity:

Floyd R. Ash, dba) Docket No. 145,343 M
E. & F. Auto)
214 Maple Street)
Chetopa, Kansas 67336)

Applicant's Attorney: None

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between all points and places in Montgomery, Neosho, Labette, Crawford and Cherokee Counties, Kansas.

**Applications set for April 23, 1985—
TOPEKA, KANSAS**

Application for Certificate of Convenience and Necessity:

Fairleigh Corporation) Docket No. 145,341 M
P. O. Box 587)
Scott City, Kansas 67871) MC ID No. 116027

Applicant's Attorney: Clyde Christey, 1010 Tyler Street, Suite 110-L, Topeka, Kansas 66612

Hay, grain, dry feed and dry feed ingredients,

Between points in Thomas, Logan, Gove, Greeley, Wichita, Scott, Lane, Ness, Kearny and Finney Counties, Kansas.

Also,

Between the above named counties on the one hand and points and places in the state of Kansas, on the other hand.

Application for Extension of Certificate of Convenience and Necessity:

Dugan Truck Line, Inc.) Docket No. 9,995 M
10200 West Kansas)
42 Highway)
Wichita, Kansas)
67215-8733) MC ID No. 100004

Applicant's Attorney: Paul Dugan, 2707 West Douglas, Wichita, Kansas 67213

General commodities (except commodities in bulk, household goods, and Classes A & B explosives),

TO, FROM, AND BETWEEN: All points and places located on or west of U.S. Highway 81.

Also,

TO, FROM, AND BETWEEN: All points and places located on or west of U.S. Highway 81 on the one hand, and all points and places in the state of Kansas on the other.

Application for Certificate of Convenience and Necessity:

Danny J. Huehl, dba) Docket No. 145,279 M
Mid Kansas Mobile Home)
1415 North Ninth)
P.O. Box 1182)
Salina, Kansas 67401)

Applicant's Attorney: None

Manufactured housing units (mobile homes, house trailers, pre-fab homes),

Between all points and places in Cheyenne, Thomas, Sheridan, Ellis, Rooks, Ness, Lane, Finney, Seward, Ford, Pratt, Sedgwick, Marion, Lyon, Shawnee, Wabaunsee, Republic, Saline, Dickinson, Geary, Ottawa, McPherson, Ellsworth, Lincoln, Clay, Marshall, Cloud, Phillips, Norton, Russell, Barton, Mitchell, Butler, Kingman, Ellsworth, McPherson, Haskell, Reno, Harvey and Riley.

Also,

Between all points and places in the above-named counties, on the one hand, and all points and places in Kansas, on the other hand.

Application for Transfer of Certificate of Convenience and Necessity:

M. B. Schlegel) Docket No. 24,652 M
RR 2)
Onaga, Kansas 66521) MC ID No. 100115

TO:

Schlegel, Inc.

RR 2

Onaga, Kansas 66521

Applicant's Attorney: None

Livestock,

Between all points and places in Pottawatomie, Nemaha, Marshall, Riley, Wabaunsee, Shawnee, Jackson, Jefferson, Atchison and Brown Counties, Kansas.

Also,

Between all points and places in Pottawatomie, Nemaha, Marshall, Riley, Wabaunsee, Shawnee, Jackson, Jefferson, Atchison and Brown Counties, Kansas, on the one hand; and all points and places in the state of Kansas, on the other hand.

Processed mill feed,

Between all points and places in Pottawatomie, Jackson, Nemaha, Riley and Marshall Counties, Kansas.

Also,

Between all points and places in Pottawatomie, Jackson, Nemaha, Riley and Marshall Counties, Kansas, on the one hand, and all points and places in Shawnee, Riley, Atchison, Wyandotte, Leavenworth, Johnson and Saline Counties, Kansas, on the other hand.

Farm machinery,

Between all points and places in Pottawatomie, Jackson, Riley, Nemaha, and Marshall Counties, Kansas.

Also,

Between all points and places in Pottawatomie, Jackson, Riley, Nemaha, and Marshall Counties, Kan-

(continued)

sas, on the one hand; and all points and places in Smith, Osborne, Russell, Barton, Jewell, Mitchell, Lincoln, Ellsworth, Rice, Reno, Republic, Cloud, Ottawa, Saline, McPherson, Harvey, Sedgwick, Washington, Clay, Geary, Morris, Chase, Butler, Wabaunsee, Lyon, Greenwood, Elk, Brown, Shawnee, Osage, Coffey, Woodson, Wilson, Doniphan, Atchison, Jefferson, Douglas, Franklin, Anderson, Allen, Neosho, Leavenworth, Wyandotte, Johnson, Miami, Linn, Bourbon, Crawford, Stafford, Phillips, Rooks and Dickinson Counties, Kansas, on the other hand.

Salt,

Between all points and places in Reno, Rice and Ellsworth Counties, Kansas.

Also,

Between all points and places in Reno, Rice and Ellsworth Counties, Kansas, on the one hand, and all points and places in Pottawatomie, Jackson, Marshall, Nemaha and Riley Counties, Kansas, on the other hand.

Coal,

To, from and between all points and places in Pottawatomie, Shawnee, Wabaunsee, Lyon and Osage Counties, Kansas.

Also,

To, from and between all points and places in Pottawatomie, Shawnee, Wabaunsee, Lyon and Osage Counties, Kansas, on the one hand, and all points and places in Jackson, Riley, Nemaha and Marshall Counties, Kansas, on the other hand.

Seed and hay,

Between all points and places in Pottawatomie, Nemaha, Washington, Marshall, Riley, Wabaunsee, Atchison, Brown, Shawnee, Jackson and Jefferson Counties, Kansas.

Also,

Between all points and places in Pottawatomie, Nemaha, Washington, Marshall, Riley, Wabaunsee, Atchison, Brown, Shawnee, Jackson and Jefferson Counties, Kansas, on the one hand, and all points and places in the state of Kansas, on the other hand.

Dry feed and dry feed ingredients,

Between all points and places in Pottawatomie, Nemaha, Marshall, Washington, Riley, Wabaunsee, Jackson, Shawnee and Brown Counties, Kansas.

Also,

Between all points and places in Pottawatomie, Nemaha, Marshall, Washington, Riley, Wabaunsee, Jackson, Shawnee and Brown Counties, Kansas, on the one hand, and all points and places in the state of Kansas, on the other.

Dry fertilizer and liquid fertilizer,

From all points and places in the state of Kansas (except the counties of Nemaha, Pottawatomie, Marshall, Geary, Riley, Wabaunsee, Jackson and Brown), on the one hand.

Also,

To, and between all points and places in Nemaha, Pottawatomie, Marshall, Geary, Riley, Wabaunsee, Jackson and Brown Counties, Kansas, on the other hand.

Grain,

Between all points and places in Pottawatomie, Marshall, Nemaha, Riley, Wabaunsee, Shawnee, Jackson and Brown Counties, Kansas.

Also,

Between all points and places in Pottawatomie, Marshall, Nemaha, Riley, Wabansee, Shawnee, Jackson and Brown Counties, Kansas, on the one hand, and all points and places in Kansas, on the other hand.

Lumber,

Between all points and places within Pottawatomie and Nemaha Counties, Kansas, on the one hand, and all points and places in Atchison, Leavenworth, Wyandotte, Johnson, Jackson and Shawnee Counties, Kansas, on the other.

Application for Certificate of Convenience and Necessity:

Laflin Bros., Inc.) Docket No. 144,783 M
PO Box 54)
Olsburg, Kansas 66520)

Applicant's Attorney: Clyde Christey, 1010 Tyler Street, Suite 110-L, Topeka, Kansas 66612

Livestock,

Between points and places in Riley, Geary, Wabaunsee, Dickinson, Clay, Marshall, Washington, Morris, Lyon, Chase, Greenwood, Elk, Cowley, Chautauqua and Wilson Counties, Kansas.

Also,

Between the above named counties on the one hand, and points and places in the state of Kansas, on the other hand.

Renoticed Application for Certificate of Convenience and Necessity:

Dial Deliveries, Inc.) Docket No. 144,897 M
720 Grand Avenue)
Kansas City, Missouri)
64106)

Applicant's Attorney: Arthur Cerra, 2100 CharterBank Center, P.O. Box 19251, Kansas City, Missouri 64141-2251

General commodities (except classes A & B explosives, household goods, commodities in bulk and commodities requiring special equipment because of weight and size),

Between all points and places in Douglas, Johnson, Shawnee and Wyandotte Counties, Kansas.

Restricted to shipments weighing 100 pounds or less.

Applications set for April 25, 1985—
TOPEKA, KANSAS

Application for Extension of Certificate of Convenience and Necessity:

Robert Point, dba) Docket No. 142,447 M
Point's Trucking)
Highway 3 East,)
Box 117)
Pocahontas, Iowa)
50574) MC ID No. 119932

Applicant's Attorney: William Barker, 3401 S.W. Harrison, Topeka, Kansas 66611

Grain, dry feed and dry feed ingredients,

Between points in Scott, Seward, Finney, Wyandotte, and Lyon Counties, Kansas, on the one hand, and on the other, all points and places in Kansas.

Application for Extension of Certificate of Convenience and Necessity to Re-Describe Authority:

Dahlsten Truck Line, Inc.) Docket No. 77,667 M
101 West Edgar)
Clay Center, Nebraska)
68933) MC ID No. 107059

Applicant's Attorney: Clyde Christey, 1010 Tyler Street, Suite 110-L, Topeka, Kansas 66612

Grain, feed, feed ingredients, food and related items and products, and building materials (except cement and building materials which because of size or weight require the use of special equipment),

Between points and places in the state of Kansas.

Anhydrous ammonia,

From points in McPherson and Clay Counties, Kansas to all points and places in the state of Kansas.

Dry fertilizer and fertilizer materials,

From points in Reno, Douglas and Sedgwick Counties, Kansas to all points in Kansas.

Fertilizer,

From points in Finney and Cherokee Counties, Kansas to all points in Kansas.

Dry chemicals,

From Cherokee County to all points in Kansas.

Processed grain and soybean products,

Between Reno County, Kansas, on the one hand, and points and places in the state of Kansas, on the other hand.

Salt, salt products and pepper,

Between all points and places in Kansas.

Packhouse products and by-products (except meat),

From points in Finney County, Kansas, to all points in Kansas.

General commodities, in truck load lots (except household goods, explosives, petroleum products in bulk and commodities which because of size or weight require special equipment),

Between points and places in Kansas lying on and east of Kansas Highway 14.

Also,

Between points and places in Kansas lying on and east of Kansas Highway 14 on the one hand and all points and places in the state of Kansas, on the other hand.

Application for Certificate of Convenience and Necessity:

Triple C. Transportation) Docket No. 145,342 M
Inc.)
RR #2)
Garnett, Kansas 66032)

Applicant's Attorney: Clyde Christey, 1010 Tyler Street, Suite 110-L, Topeka, Kansas 66612

Coal,

Between points in Crawford County, Kansas on the one hand and points in Neosho, Allen, Franklin, and McPherson Counties, Kansas, on the other hand.

Haydite,

Between points and places in Franklin and McPherson Counties on the one hand and points and places in the state of Kansas, on the other hand.

Salt,

Between points and places in Reno and Ellsworth Counties on the one hand and points in Chase, Wyandotte and Crawford Counties, Kansas, on the other hand.

Petroleum coke,

Between points and places in McPherson and Butler Counties, Kansas on the one hand and points in Franklin, Montgomery, Wilson, Neosho, Allen and Wyandotte Counties, on the other hand.

Dry fertilizer,

From Douglas and Wyandotte Counties to points in Kansas.

Dry feed ingredients,

From points in Kansas to Wyandotte County, Kansas.

Grain,

From points in Kansas west of Kansas Highway 77 to points in Wyandotte County.

Also,

Between points in Anderson and Linn Counties, Kansas on the one hand and points and places in the state of Kansas, on the other hand.

Scrap metal,

From points in Reno County, Kansas to points in Wyandotte County, Kansas.

Application for Transfer of Certificate of Convenience and Necessity:

Joe Alvarez and) Docket No. 59,460 M
Manuel Alvarez, dba)
Al's Tank Service)
Box 3)
Lost Springs, Kansas)
66859) MC ID No. 100606

(continued)

TO:
Joe Nowak and Sons, Inc.
Route 3, Box 175
Marion, Kansas 66861

Applicant's Attorney: None

Crude oil, used in and for production, processing, treating, salvage, construction and lease road purposes, in bulk, fresh water for drilling purposes and salt water for disposal purposes,

Between all points and places in the counties of Marion, McPherson, Rice, Dickinson, Chase, Morris, Butler, Saline, Greenwood, Lyon, Reno and Sedgwick.

Application for Certificate of Convenience and Necessity:

Art Becker, dba) Docket No. 145,278 M
B & G Trucking)
Route 2, Box 165)
Salina, Kansas 67401)

Applicant's Attorney: William Barker, 3401 S.W. Harrison, Topeka, Kansas 66611

Grain, dry feed, and dry feed ingredients,

Between points in that portion of Kansas on and bounded on the west by Kansas Highway 25, on the north by U.S. Highway 40, and on the east by US Highway 81, on the one hand, and on the other, all points and places in Kansas.

Application for Extension of Certificate of Convenience and Necessity:

Barney Messersmith, dba) Docket No. 129,578 M
M and M)
423 Graham)
PO Box 833)
Emporia, Kansas 66801) MC ID No. 103184

Applicant's Attorney: John Jandera, 641 Harrison Street, Topeka, Kansas 66603

General commodities, except Classes A and B explosives, household goods and commodities in bulk,

Between points in Leavenworth, Johnson, Wyandotte and Douglas Counties, Kansas, on the one hand, and on the other, points in Kansas.

**Applications set for April 30, 1985—
TOPEKA, KANSAS**

Application for Transfer of Certificate of Convenience and Necessity:

Bill R. Brown) Docket No. 133,735 M
RR #3)
Minneapolis, Kansas 67467) MC ID No. 105137

TO:
Ken Crosson
Route 3
Minneapolis, Kansas 67467

Applicant's Attorney: John Jandera, 641 Harrison Street, Topeka, Kansas 66603

Livestock, grain, feed and feed ingredients, and dry fertilizer,

Between points in Ottawa County, Kansas.

Also,

Between points in Ottawa County, Kansas, on the one hand, and on the other, points in Kansas.

Also,

Between Saline, Lincoln, Ellsworth, Mitchell and Cloud Counties, Kansas, on the one hand, and on the other, points and places in Kansas.

Application for Extension of Certificate of Convenience and Necessity:

Ken Crosson) Docket No. 133,735 M
Route 3)
Minneapolis, Kansas 67467)

Applicant's Attorney: John Jandera, 641 Harrison Street, Topeka, Kansas 66603

Livestock, grain, feed and feed ingredients, and dry fertilizer,

Between points and places in Ottawa, Saline, Lincoln, Ellsworth, Mitchell and Cloud Counties, Kansas.

Also,

Between points and places in said counties, on the one hand, and points and places in Kansas, on the other.

Application for Transfer of Certificate of Convenience and Necessity:

Donald R. Price, dba) Docket No. 30,310 M
Price Moving and)
Storage Company, Inc.)
Box 369)
Winfield, Kansas 67156) MC ID No. 100258

TO:
Dale A. Hutson, Sr.
1105 Main
Winfield, Kansas 67156

Applicant's Attorney: None

Household goods,

Between points and places within a 10-mile radius of Winfield, Kansas.

Also,

Between points and places within a 10-mile radius of Winfield, Kansas, on the one hand, and points and places in Kansas within a 150-mile radius of Winfield, Kansas, on the other.

Application for Extension of Certificate of Convenience and Necessity to Eliminate the Radius Description:

Dale A. Hutson, Sr.) Docket No. 30,310 M
1105 Main)
Winfield, Kansas 67156)

Applicant's Attorney: None

Household goods,

Between points and places in Cowley County, Kansas.

Also,

Between points and places in Cowley County, Kansas, on the one hand, and points and places in the state of Kansas, on the other.

Application for Certificate of Convenience and Necessity:

Transervice, Inc.) Docket No. 145,349 M
425 East 61st North)
Wichita, Kansas 67217)

Applicant's Attorney: William Barker, 3401 S.W. Harrison, Topeka, Kansas 66611

Feed and feed ingredients (except in tank vehicles),

Between points in Lyon, Ford, Finney, Seward, Johnson, Wyandotte, and Sedgwick Counties, Kansas, on the one hand, and on the other, all points in Kansas.

Building and construction materials, and machinery,

Between points in Montgomery, Wilson, Sedgwick, Neosho, Allen, Johnson, Leavenworth, Wyandotte, Shawnee, and McPherson Counties, Kansas, on the one hand, and on the other, all points in Kansas.

Salt,

Between points in Reno County, Kansas, on the one hand, and on the other, all points in Kansas.

Grain,

Between points on and west of U.S. 281, on the one hand, and on the other, all points in Kansas.

**Applications set for May 2, 1985—
TOPEKA, KANSAS**

Application for Extension of Certificate of Convenience and Necessity to Eliminate Radius and Re-Describe Authority:

Blackwill & Sons) Docket No. 29,976 M
Trucking, Inc.)
Quinter, Kansas 67752) MC ID No. 100263

Applicant's Attorney: John Jandera, 641 Harrison Street, Topeka, Kansas 66603

Livestock, grain, hay, feed, feed ingredients, dry fertilizer, seeds, farm machinery, building materials and fencing,

Between points in the counties of Lane, Ness, Rush, Ellis, Trego, Gove, Sheridan, Graham, Rooks, Wallace, Logan, Greeley, Wichita, Scott, Hamilton, Kearny, Finney, Lincoln, Osborne, Russell, and Ellsworth.

Also,

Between points in the above counties, on the one hand, and on the other, points in Kansas.

Feeds, hay, grain & seeds,

Between points and places in that portion of Kansas lying on and west of US Highway 81 from the Kansas-Nebraska state line thence south to its intersection with Kansas Highway 4 at Lindsborg, Kansas, thence

west along Kansas Highway 4 to its intersection with US Highway 83 approximately 8 miles north of Scott City, Kansas, thence south along US Highway 83 to its intersection with Kansas Highway 96 to Scott City, Kansas, thence west along Kansas Highway 96 to the Kansas-Colorado state line, on the one hand, and points in Kansas, on the other.

Application for Extension of Certificate of Convenience and Necessity:

Vincent J. Werth, dba) Docket No. 135,892M
Werth Tank Service)
H.C. 32, Box 240)
Hays, Kansas 67601) MC ID No. 119928

Applicant's Attorney: Larry Gregg, 3401 S.W. Harrison, Topeka, Kansas 66611

Fresh and salt water for oilfield purposes,

Between points in Norton, Phillips, Thomas, Sheridan, Osborne, Logan, Gove, Lincoln, Ellsworth, Lane, Rush, Rice and McPherson Counties, Kansas.

**Application set for May 9, 1985—
TOPEKA, KANSAS**

Application for Certificate of Convenience and Necessity:

Jamar Transportation, Inc.) Docket No. 145,350 M
Box 184)
Dodge City, Kansas 67802)

Applicant's Attorney: John Jandera, 641 Harrison Street, Topeka, Kansas 66603

Food and related products (including meat and meat byproducts),

Between points in Kansas.

WILLIAM E. GREEN
Administrator
Transportation Division

Doc. No. 003001

State of Kansas

DEPARTMENT OF HUMAN RESOURCES

GRANT APPLICATIONS IN REVIEW

Below are listed applications which have been submitted to the Kansas Review Process. For those requiring review, comments should be sent to the Kansas Single Point of Contact, Judy Krueger, Kansas Department of Human Resources, Office of the Secretary, 401 Topeka Ave., Topeka, KS 66603. The due date for comments is indicated.

KS850308-001-20511KS—Application to the Department of Transportation for \$24,898 for the National Conference on Transportation for Native Americans: Public Transportation on Indian Reservations. Contact Patricia Weaver, Service & Technical Assist-

(continued)

ance Coordinator, University of Kansas, Division of Continuing Education, 101 CED, Lawrence, KS 66045, 913/864-5658. No review required.

KS850312-001-84078SC—Application to the Department of Education for \$107,302 for a three-year demonstration/service project that concentrates on serving both the educationally handicapped student desiring to take college courses and the college instructors who are uncertain how to deal with educationally handicapped students in their classes. Frederick Sudermann, Wichita State University, 1845 Fairmont, Wichita, KS 67208, 316/689-3285. Comments due by April 21, 1985.

KS850312-002-13668SC—Application to the Department of Health and Human Services for \$108,342. The project purpose is a study to examine issues and problems of accessibility to and utilization of services by the minority elderly. The impact of regional and community accessibility to the utilization of health care, housing and employment will be examined for selected rural counties in New Mexico, Colorado, Kansas, Missouri, Oklahoma and Arkansas. Contact Dr. Elena Bastida, Wichita State University, Department of Sociology, 1845 Fairmont, Wichita, KS 67208, 316/689-3280. Comments due by April 21, 1985.

The following applications have been made to the Department of Health and Human Services for expansion of existing or establishment of new Head Start Programs:

KS850307-001-13600SN—\$69,509—North Topeka Head Start. Contact Dave Marden, Shawnee County Community Assistance and Action, Inc., 605 Topeka Ave., Topeka, KS 66603, 913/235-9561. Comments due by April 1, 1985.

KS850307-002-13600RL—\$26,607—Manhattan Head Start. Contact Yvonne Lacy, Opportunity Preschool, Inc., 2031 Poyntz Ave., Manhattan, KS 66502, 913/539-4815. Comments due by April 1, 1985.

KS850311-001-13600RN—\$27,080—Hutchinson Head Start Program. Contact Richard Fritschen, U.S.D. 308 Head Start, 111 S. Madison, Hutchinson, KS 67501, 316/663-3981. Comments due by April 5, 1985.

KS850311-002-13600WY—\$159,000—Contact Leroy Vokins, Economic Opportunity Foundation, Inc., 1542 Minnesota Ave., Kansas City, KS 66102, 913/371-7800. Comments due by April 5, 1985.

KS850311-003-13600LV—\$147,917—St. John Head Start. Contact Ross Marine, Executive Director, St. John Hospital, 3500 S. 4th St., Leavenworth, KS 66048. Comments due by April 20, 1985.

KS850311-004-13600SN—\$70,669—North Topeka Head Start Expansion. Contact David Marden, Executive Director, Shawnee County Community Assistance & Action, Inc., 605 Topeka Ave., Topeka, KS 66603, 913/235-9561. Comments due by April 5, 1985.

KS850312-003-13600CL—\$100,000—Arkansas City Head Start Project. Contact Nick Rogers, President, Child Care Association of Arkansas City, P.O. Box 1141, Arkansas City, KS 67005, 316/442-5660. Comments due by April 21, 1985.

KS850312-004-13600SC—\$51,598—Wichita Head

Start Expansion. Contact Rex Stonger, Child Care Association of Wichita/Sedgwick Co., 155 S. Hydraulic, Wichita, KS 67211, 316/265-0871. Comments due by April 6, 1985.

KS850312-005-13600SC—\$13,324—Innovative, Sibling Health Services Program (Expansion). Contact Rex Stonger, Child Care Association of Wichita/Sedgwick County, 155 S. Hydraulic, Wichita, KS 67221, 316-265-0871. Comments due by April 6, 1985.

KS850312-006-13600JO—\$22,500—Olathe U.S.D. No. 233 Head Start. Contact O. M. Elliott, School Board President, U.S.D. 233, 105 S. Pitt, Olathe, KS 66061. Comments due by April 6, 1985.

KS850312-007-13600TH—\$84,480—Head Start Expansion Project for Colby, Kansas. Contact Jim Wheeler, Northwest Kansas Educational Services, 210 S. Range, Suite 126, Colby, KS 67701, 913/462-8282. Comments due by April 6, 1985.

KS850314-001-13600SC—\$159,000—Wichita Public Schools U.S.D. 295 Head Start Expansion. Contact Emile McGill, U.S.D. 295, 1613 Piatt, Wichita, KS 67214, 316/263-9438. Comments due by April 8, 1985.

LARRY E. WOLGAST, Ed.D.
Secretary of Human Resources

Doc. No. 003003

State of Kansas

DEPARTMENT OF ADMINISTRATION DIVISION OF PURCHASES

NOTICE TO BIDDERS

Sealed bids for items hereinafter listed will be received by the Director of Purchases, State Office Bldg., Topeka, KS, until 2:00 p.m., CST or DST, whichever is in effect on the date indicated, and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information:

MONDAY, APRIL 1, 1985

#26492

University of Kansas Medical Center, Kansas City—DIAGNOSTICS AND THERAPEUTIC DRUG SCREENING ITEMS

#61060

Department of Social and Rehabilitation Services, Topeka—POLYESTER AND COTTON SHEETING, Kansas Industries For The Blind

#61063

Kansas State Penitentiary, Lansing—TOBACCO

#61068

Kansas State University, Manhattan—ELEVATOR REPAIR AND INSPECTION

#61069

Department of Transportation, Various Locations—COLD ASPHALTIC CONCRETE

#61071

University of Kansas, Lawrence—CENTRIFUGE

#61074

Osawatomie State Hospital, Osawatomie—EMERGENCY LIGHTING UNITS

#61093

University of Kansas, Lawrence—LAMPS

#61098

Adjutant General's Department, Topeka—FURNISH LABOR AND MATERIALS TO REPLACE BRICKS ON MAINTENANCE SHOP

TUESDAY, APRIL 2, 1985

#A-5193(b)

Department of Administration, Topeka—PROVIDE ENERGY CONSERVATION MEASURES HVAC CONTROL MODIFICATIONS

#26496

Department of Health and Environment, Topeka—PHARMACEUTICALS/DEPARTMENT OF HEALTH AND ENVIRONMENT

#26497

University of Kansas, Lawrence—CLEANING CHEMICALS AND SUPPLIES

#61076

Kansas Correctional Industries, Lansing—DETERGENT, CHEMICALS

#61077

Kansas State Industrial Reformatory, Hutchinson—INSTALLATION OF CTCSS ENCODER IN EXISTING RADIOS

#61078

Kansas Correctional Industries, Lansing—ALUMINUM PASTE, ALKYD RESIN, ACRYLIC EMULSION

#61088

Department of Transportation, Various Locations—MICROWAVE MULTIPLEX AND MICROWAVE SYSTEMS

#61090

Department of Administration, Division Information Systems and Communications, Topeka—NETWORK CONTROL SYSTEMS

#61094

Department of Transportation, Various Locations—AGGREGATE, AB-SPECIAL, AS-1, AB-3, AND M.R.A.

#61096

Kansas State University, Manhattan—USED CORN HEAD AND COMBINE, Scandia Experiment Field, Scandia

WEDNESDAY, APRIL 3, 1985

#A-5072

Department of Transportation, Topeka—REROOF THE AREA OFFICE AND SHOP BUILDING, Hays

#A-5212

Adjutant General's Department, Topeka—HEATING AND AIR CONDITIONING SYSTEMS REPLACEMENT, U.S.P. AND F.O., Building #1

#A-5230

University of Kansas, Lawrence—PROVIDE AIR CONDITIONING SYSTEM, Dormitory Facility, University of Kansas Law Enforcement Training Center, Hutchinson

#61081

Adjutant General's Department, Topeka—EXTERIOR PAINTING, Various Locations

#61091

Kansas Correctional Industries, Lansing—MINERAL SPIRITS AND XYLOL

THURSDAY, APRIL 4, 1985

#A-4718(a)

Topeka State Hospital, Topeka—NEW EXTERIOR AUTOMATIC BALANCED DOORS, SIDELIGHT AND TRANSOM, Southard Building

#A-5023

Youth Center At Beloit, Beloit—REPLACE HVAC SYSTEMS, Administration Building Plus Two Cottages

FRIDAY, APRIL 5, 1985

#26489

Department of Transportation, Topeka—TEMPORARY PAVEMENT MARKING TAPE

MONDAY, APRIL 8, 1985

#26494

Department of Transportation, Topeka—MAINTENANCE OF HIGHWAY LIGHTING, Lyon County

TUESDAY, APRIL 9, 1985

#A-4449(k)

Kansas State Penitentiary, Lansing—FURNISH AND INSTALL FOOD SERVICE EQUIPMENT, Service Building

#A-4976

Winfield State Hospital and Training Center, Winfield—PROVIDE NIGHT SET BACK CONTROLS, Various Buildings

MONDAY, APRIL 22, 1985

#26495

Kansas Fish and Game Commission, Pratt—LEASE OF LAND, Tuttle Creek Wildlife Area

FRIDAY, MAY 3, 1985

#26483

Kansas Highway Patrol, Topeka—AIRCRAFT INSURANCE

#26484

Kansas Fish and Game Commission, Pratt—AIRCRAFT INSURANCE

NICHOLAS B. ROACH
Director of Purchases

Doc. No. 003000

State of Kansas

LEGISLATURE

The following lists the numbers and titles of bills and resolutions recently introduced in the Legislature.

Copies of bills and resolutions are available free of charge from the Legislative Document Room, State Capitol, Topeka, KS 66612, (913) 296-7394. There is a limit of 25 copies of any one item.

Bills Introduced March 7-13:

SB 345, by Committee on Federal and State Affairs: An act concerning motor vehicles; gross weight of vehicles under certain circumstances; axle and wheel weight limits; amending K.S.A. 1984 Supp. 8-1908 and 8-1909 and repealing the existing sections.

SB 346, by Committee on Federal and State Affairs: An act relating to cemetery corporations; concerning the undedication and disposition of cemetery property.

SB 347, by Committee on Ways and Means: An act relating to the taxation of certain banking and financial institutions; granting a tax credit to institutions making agricultural production loans at reduced rates; and providing for the computation thereof.

SB 348, by Committee on Ways and Means: An act concerning the Kansas soldiers' home; relating to the disposition of moneys; amending K.S.A. 76-1906 and repealing the existing section.

SB 349, by Committee on Ways and Means: An act enacting the Kansas agricultural production loan interest rate reduction act; amending K.S.A. 75-4210 and repealing the existing section.

SB 350, by Committee on Ways and Means: An act concerning the state board of regents; concerning retirement annuities for faculty members and other officers and employees in the unclassified service; amending K.S.A. 1984 Supp. 74-4925 and repealing the existing section.

SB 351, by Committee on Ways and Means: An act concerning certain actions for damages against health care providers; relating to intervention of certain persons therein; amending K.S.A. 1984 Supp. 40-3409 and 40-3411 and repealing the existing sections.

(continued)

SB 352, by Committee on Ways and Means: An act concerning payment of wages; relating to assignment of claims; amending K.S.A. 44-324 and repealing the existing section.

HB 2564, by Committee on Federal and State Affairs: An act concerning failure to comply with traffic citations; relating to suspension of drivers' licenses; amending K.S.A. 1984 Supp. 8-2110 and repealing the existing section.

HB 2565, by Committee on Federal and State Affairs: An act concerning automobile liability insurance policies; concerning grounds for cancellation; amending K.S.A. 1984 Supp. 40-277 and repealing the existing section.

SR 1822, by Senator Norvell: A resolution congratulating and commending the Fort Hays State University men's basketball team and its coach, Bill Morse, on winning the 1985 NAIA District 10 Basketball Championship.

SR 1823, by Senators Burke, Talkington, Johnston and Parrish: A resolution directing the Kansas attorney general to establish a Kansas task force on missing and exploited children.

SR 1824, by Senator Johnston: A resolution commending radio station KKOW for its annual efforts in Operation Santa.

SR 1825, by Senator Ehrlich: A resolution establishing April 1 through April 7, 1985, as Kansas Health Planning Week.

SR 1826, by Senators Arasmith, Johnston and D. Kerr: A resolution congratulating Kendra Elliott, Susan Bribiesca and Clint Dillow on winning the statewide 1985 nutrition poster contests for the K-second grades, third and fourth grades and fifth and sixth grades respectively.

SCR 1619, by Committee on Education: A concurrent resolution requesting the State Board of Education to make a comprehensive study of performance-based salary plans for public school employees and to develop and submit a model plan to the Governor and the Legislature.

SCR 1616, by Committee on Assessment and Taxation: A proposition to amend section 1 of article 11 of the constitution of the state of Kansas, relating to the taxation of property.

HR 6051, by Representative Brady: A resolution commending radio station KKOW for its annual efforts in Operation Santa.

HR 6052, by Representative Polson: A resolution in memory of Richard A. Wiegiers.

HR 6053, by Representative Roenbaugh: A resolution congratulating the Lewis High School boys' basketball team and its coach, Lowell Harp, on winning the 1985 Southern Plains Activity Association Basketball Tournament.

HR 6054, by Representative Roenbaugh: A resolution congratulating the Macksville Christian Church on its 90th anniversary.

HR 6055, by Representative Bowden: A resolution in memory of Bill Orth.

HR 6056, by Representative Flottman: A resolution congratulating the city of Atlanta on its centennial anniversary.

HR 6057, by Representative Braden: A resolution commending the Kansas Association of Future Farmers of America for its dedication to vocational agriculture.

HR 6058, by Representatives Brown and Snowbarger: A resolution congratulating Harry Mendenall on the occasion of his 102nd birthday.

HR 6059, by Representative Reardon: A resolution congratulating and commending the Bishop Miede High School girls' basketball team and its coach, Terry English, on winning the 1985 Class 5A State Basketball Championship in Kansas.

HR 6060, by Representatives Bideau, Littlejohn and Whiteman: A resolution congratulating Kendra Elliott, Susan Bribiesca and Clint Dillow on winning the statewide 1985 nutrition poster contests for the K-second grades, third and fourth grades and fifth and sixth grades respectively.

HR 6061, by Representative Freeman: A resolution in memory of Donna Schultz.

HR 6062, by Representative Gjerstad: A resolution congratulating and commending the Wichita State University men's basketball team for winning the 1985 Missouri Valley Conference Basketball Tournament and earning a berth in the NCAA Tournament.

HR 6063, by Representative Sprague: A resolution congratulating and commending the Canton-Galva High School girls' basketball team and its coach, Grace Welch, on winning the 1985 Class 2A State Basketball Championship in Kansas.

HR 6064, by Representatives Adam and Leach: A resolution congratulating and commending the Jefferson County North High School girls' basketball team and its coach, Mark McMillan, on winning the 1985 Class 3A State Basketball Championship in Kansas.

HR 5016, by Representatives Charlton, Branson, K. Campbell, Dyck, Fry, Gjerstad, Hassler, Hensley, Johnson, Justice, Luzzati, Ramirez, Sallee, Solbach, Sughruue, Sutter, Wagon and Whiteman: A concurrent resolution relating to and ratifying the proposed amendment to the constitution of the United States relating to representation of the District of Columbia in the congress.

HR 5017, by Representatives Hayden, Acheson, Apt, Baker, Braden, Brown, Bunten, Chronister, Cribbs, Crumbaker, DeBann, Flottman, Friedeman, Guldner, Harper, Heine-mann, Jenkins, Kline, Littlejohn, Mayfield, R. D. Miller, Mollenkamp, Moomaw, Neufeld, Nichols, Polson, Pottorff, Roe, Rolfs, Sand, Wilbert and Williams: A proposition to revise article 2 of the constitution of the state of Kansas, relating to the legislature.

Doc. No. 002996

(Published in the KANSAS REGISTER, March 21, 1985.)

SENATE BILL No. 12

AN ACT concerning the limitation of bonded indebtedness; amending K.S.A. 10-307 and repealing the existing section.

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

Section 1. K.S.A. 10-307 is hereby amended to read as follows: 10-307. Notwithstanding the provisions of K.S.A. 10-306, and amendments thereto: (a) Bonds issued for the purpose of refunding outstanding debt, including outstanding bonds and matured coupons thereof, or judgments thereon; and (b) bonds issued pursuant to the provisions of article 18 46 of chapter 19 of the Kansas Statutes Annotated, and acts amendatory thereof or supplemental thereto, shall not be included in computing the total bonded indebtedness of any county for the purpose of determining the limitations on bonded indebtedness provided in K.S.A. 10-306, and amendments thereto.

Sec. 2. K.S.A. 10-307 is hereby repealed.

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

I hereby certify that the above BILL originated in the SENATE, and passed that body February 6, 1985.

ROBERT V. TALKINGTON
President of the Senate.

LU KENNEY
Secretary of the Senate.

Passed the HOUSE March 4, 1985.

MIKE HAYDEN
Speaker of the House.

GENEVA SEWARD
Chief Clerk of the House.

APPROVED March 8, 1985.

JOHN CARLIN
Governor.

STATE OF KANSAS

Office of Secretary of State

I, JACK H. BRIER, Secretary of State of the State of Kansas, do hereby certify that the above and foregoing is a correct copy of the original enrolled bill now on file in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal, this 11th day of March, 1985.

(SEAL)

JACK H. BRIER
Secretary of State.

(Published in the KANSAS REGISTER, March 21, 1985.)

SENATE BILL No. 25

AN ACT relating to interstate cooperation; concerning the Kansas Commission on Interstate Cooperation and the senate committee on interstate cooperation; amending K.S.A. 46-401 and K.S.A. 1984 Supp. 46-404 and repealing the existing sections.

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

Section 1. K.S.A. 46-401 is hereby amended to read as follows: 46-401. There is hereby established a standing committee of the senate known as the senate committee on interstate cooperation which shall consist of seven (7) members of the senate. Six (6) members of the committee shall be appointed in the same manner as members of other standing committees of the senate. The president of the senate, or another senator of the same party designated by the president, shall be a member and chairperson of the committee. At any meeting at which the president is unable to be present, he or she may appoint another senator of the same party to serve as a member of the committee in his or her place but the member so appointed shall not act as chairperson thereof.

Sec. 2. K.S.A. 1984 Supp. 46-404 is hereby amended to read as follows: 46-404. There is hereby established the Kansas commission on interstate cooperation. This commission shall be composed of the seven members of the senate committee on interstate cooperation, the seven members of the house committee on interstate cooperation and the six members of the governor's committee on interstate cooperation. In odd-numbered years, the speaker of the house of representatives chairperson of the house committee on interstate cooperation shall be chairperson of the commission and the president of the senate chairperson of the senate committee on interstate cooperation shall be vice-chairperson thereof. In even-numbered years, the president of the senate chairperson of the senate committee on interstate cooperation shall be chairperson of the commission; and the speaker chairperson of the house committee on interstate cooperation shall be vice-chairperson thereof. At any meeting at which the president or speaker chairperson is unable to be present, such officer may appoint another legislator of the same house and party to serve as a member of the commission in such officer's place but the member so appointed shall not act as chairperson or vice-chairperson thereof. The revisor of statutes shall serve as secretary of the commission.

Sec. 3. K.S.A. 46-401 and K.S.A. 1984 Supp. 46-404 are hereby repealed.

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

I hereby certify that the above BILL originated in the SENATE, and passed that body February 6, 1985.

ROBERT V. TALKINGTON
President of the Senate.
LU KENNEY
Secretary of the Senate.

Passed the HOUSE March 4, 1985.

MIKE HAYDEN
Speaker of the House.
GENEVA SEWARD
Chief Clerk of the House.

APPROVED March 8, 1985.

JOHN CARLIN
Governor.

STATE OF KANSAS
Office of Secretary of State

I, JACK H. BRIER, Secretary of State of the State of Kansas, do hereby certify that the above and foregoing is a correct copy of the original enrolled bill now on file in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal, this 11th day of March, 1985.

JACK H. BRIER
Secretary of State.

(Published in the KANSAS REGISTER, March 21, 1985.)

Substitute for SENATE BILL No. 42

AN ACT concerning financial institutions insured by the federal deposit insurance corporation; requiring such institutions to have the legal right to provide certain services to the public.

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

Section 1. No financial institution whose deposits are insured by the federal deposit insurance corporation shall conduct business in this state unless such institution has the legal right to accept deposits that the depositor has the legal right to withdraw on demand and to engage in the business of making commercial loans.

Sec. 2. This act shall take effect and be in force from and after its publication in the Kansas register.

I hereby certify that the above BILL originated in the SENATE, and passed that body February 6, 1985.

ROBERT V. TALKINGTON
President of the Senate.
LU KENNEY
Secretary of the Senate.

Passed the HOUSE March 4, 1985.

MIKE HAYDEN
Speaker of the House.
GENEVA SEWARD
Chief Clerk of the House.

APPROVED March 8, 1985.

JOHN CARLIN
Governor.

STATE OF KANSAS
Office of Secretary of State

I, JACK H. BRIER, Secretary of State of the State of Kansas, do hereby certify that the above and foregoing is a correct copy of the original enrolled bill now on file in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal, this 11th day of March, 1985.

JACK H. BRIER
Secretary of State.

(Published in the KANSAS REGISTER, March 21, 1985.)

HOUSE BILL No. 2529

AN ACT making and concerning appropriations for the fiscal year ending June 30, 1985, for the state park and resources authority and the state board of agriculture; authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain receipts and disbursements and acts incidental to the foregoing.

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

Section 1. For the fiscal year ending June 30, 1985, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, receipts, disbursements and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

Sec. 2.

STATE PARK AND RESOURCES AUTHORITY

(a) There is appropriated for the above agency from the state general fund the following:

Irrigation well—Lake Meade state park—FY 1985 capital improvements \$19,000

(b) In addition to the capital improvement projects for which expenditures may be made for fiscal year 1985 from the land and water conservation fund—state, as prescribed by section 4(b) of chapter 6 or section 22(b) of chapter 23 of the 1984 Session Laws of Kansas, the state park and resources authority is hereby authorized to make expenditures for fiscal year 1985 from such fund for the following capital improvement project, subject to the expenditure limitation prescribed therefor:

Irrigation well—Lake Meade state park—FY 1985 capital improvements \$19,000

Sec. 3.

STATE BOARD OF AGRICULTURE

(a) There is appropriated for the above agency from the state general fund the following:

Emergency farm credit relief act \$126,671

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

I hereby certify that the above BILL originated in the SENATE, and passed that body February 6, 1985.

ROBERT V. TALKINGTON
President of the Senate.
LU KENNEY
Secretary of the Senate.

Passed the HOUSE March 4, 1985.

MIKE HAYDEN
Speaker of the House.
GENEVA SEWARD
Chief Clerk of the House.

APPROVED March 8, 1985.

JOHN CARLIN
Governor.

STATE OF KANSAS
Office of Secretary of State

I, JACK H. BRIER, Secretary of State of the State of Kansas, do hereby certify that the above and foregoing is a correct copy of the original enrolled bill now on file in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal, this 11th day of March, 1985.

JACK H. BRIER
Secretary of State.

(Published in the KANSAS REGISTER, March 21, 1985.)

HOUSE BILL No. 2405

AN ACT enacting the emergency farm credit relief act; authorizing and directing the secretary of the state board of agriculture to coordinate a program in which persons voluntarily assist the federal farmers home administration in the processing of farm loan applications; authorizing the reimbursement of certain expenses of such persons.

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

Section 1. The legislature finds and declares as follows: (a) That there exists in this state a pressing need to bring financial

aid to the agricultural economy; (b) that there currently exists in this state an inadequate supply of funds at interest rates sufficiently low to enable persons engaged in agriculture in this state to continue their operations at current production levels; (c) that such inability to continue operations over a period of time will decrease available employment in the agricultural sector of the state and result in unemployment and its attendant problems; (d) that the federal farmers home administration currently has a huge backlog of loan applications and has need for additional personnel to process this backlog and help make such money available to Kansas farmers; (e) that current bank employees, retired bankers and other persons who have an agricultural lending background could be of assistance in processing such applications and in counseling farm borrowers; and (f) that in order to help alleviate the current shortage of funds and to speed the processing and distribution of funds available through the federal farmers home administration a cooperative effort between state and private nonprofit organizations or professional and trade associations should be undertaken to help process the funds which are available on a timely basis.

Sec. 2. The secretary of the state board of agriculture is hereby authorized and directed to coordinate a program with the Kansas bankers association and other such nonprofit organizations and associations in which persons who have an agricultural lending background and experience are encouraged to volunteer to assist the federal farmers home administration in the processing of farm loan applications and counseling borrowers on financial and technical matters related thereto. Within the limits of appropriations therefor and subject to the provisions of appropriations acts relating thereto, the secretary of the state board of agriculture may provide reimbursement of necessary mileage and may pay subsistence expenses to persons participating in such programs of providing voluntary assistance to the federal farmers home administration in the processing of farm loan applications. The amount of payment for mileage and subsistence expenses provided to any person under this section shall not exceed the amounts authorized to be paid for mileage and subsistence expenses under K.S.A. 75-3223 and amendments thereto. The secretary may enter into contracts to carry out the purposes of this act. These contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739 and amendments thereto.

Sec. 3. This act shall be known and may be cited as the emergency farm credit relief act.

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

I hereby certify that the above BILL originated in the HOUSE, and passed that body March 1, 1985.

MIKE HAYDEN
Speaker of the House.
GENEVA SEWARD
Chief Clerk of the House.

Passed the SENATE March 5, 1985.

ROBERT V. TALKINGTON
President of the Senate.
LU KENNEY
Secretary of the Senate.

APPROVED March 8, 1985.

JOHN CARLIN
Governor.

STATE OF KANSAS
Office of Secretary of State

I, JACK H. BRIER, Secretary of State of the State of Kansas, do hereby certify that the above and foregoing is a correct copy of the original enrolled bill now on file in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal, this 11th day of March, 1985.

(SEAL) JACK H. BRIER
Secretary of State.

NOTICE OF BOND SALE
\$204,000
GENERAL OBLIGATION BONDS
OF THE
CITY OF HAYSVILLE, KANSAS

The CITY OF HAYSVILLE, KANSAS will receive sealed bids at the OFFICE OF THE CITY CLERK, CITY HALL, HAYSVILLE, KANSAS, until 7:00 o'clock P.M., C.S.T., on

MONDAY, MARCH 25, 1985

for \$204,000 par value GENERAL OBLIGATION BONDS of the City, at which time and place such bids will be publicly opened. No oral or auction bids will be considered.

The Series A, 1985 Bonds initially issued will be dated as of May 1, 1985 and shall mature on November 1 in each of the years and in the amounts set forth below. Such Bonds shall consist of fully registered certificated bonds, each in the denomination of \$5,000.00 or integral multiples thereof, except Bond No. 1 in the amount of \$4,000, not exceeding the principal amount of bonds maturing in each year. Interest will be payable semiannually, commencing May 1, 1986, and each November 1 and May 1 thereafter. The principal of, and premium, if any, on the Bonds shall be payable in lawful money of the United States of America, at the principal office of the Treasurer of the State of Kansas (the Paying Agent and Bond Registrar) to the registered owners thereof upon presentation of the Bonds for payment and cancellation. Interest on the Bonds shall be payable in lawful money of the United States of America, by check or draft of the Paying Agent to the registered owners appearing on the books maintained by the Bond Registrar as of the preceding October 15 and April 15 (the Record Dates). The fees of the Bond Registrar for registration and transfer of the Bonds shall be paid by the City.

The Bonds will mature serially in accordance with the following schedule:

| Amount | Maturity |
|----------|------------------|
| \$24,000 | November 1, 1986 |
| 20,000 | November 1, 1987 |
| 20,000 | November 1, 1988 |
| 20,000 | November 1, 1989 |
| 20,000 | November 1, 1990 |
| 20,000 | November 1, 1991 |
| 20,000 | November 1, 1992 |
| 20,000 | November 1, 1993 |
| 20,000 | November 1, 1994 |
| 20,000 | November 1, 1995 |

Interest Rate

Proposals will be received on the Bonds bearing such rate or rates of interest, not exceeding five (5) different interest rates, as may be specified by the bidder. The repetition of a rate will not constitute one of said maximum number of rates. The same rate shall apply to all Bonds of the same maturity. Each interest rate specified shall be in an even multiple of one-eighth (1/8th) or one-twentieth (1/20th) of one percent (1%). The difference between the highest and lowest coupon rates specified in any bid shall not exceed two and one-half percent (2-1/2%). No interest rate shall exceed the maximum interest rate allowed by Kansas

law; said rate being the 20 Bond Index of tax-exempt municipal bonds published by the Weekly Bond Buyer in New York, New York on the Monday next preceding the day on which the Bonds are sold (March 18, 1985), plus two percent (2%), and no bid of less than par and accrued interest will be considered. Bids for less than the entire issue of bonds will not be considered.

Bid Form and Good Faith Deposit

Bids shall be submitted on the OFFICIAL BID FORM furnished by the City, and shall be addressed to the City at CITY HALL, HAYSVILLE, KANSAS, 67060, ATTENTION: V. FAYE MALLORY, CITY CLERK, and shall be plainly marked BOND BID. All bids must state the total interest cost of the bid, the premium, if any, the net interest cost of the bid, and the average annual interest rate, all certified by the bidder to be correct; and the City will be entitled to rely on the certificate of correctness of the bidder. Each bid must be accompanied by a certified or cashier's check equal to two percent (2%) of the total amount of the bid, and shall be payable to TREASURER, CITY OF HAYSVILLE, KANSAS. In the event a bidder whose bid is accepted shall fail to carry out his Contract of Purchase, said deposit shall be retained by the City as liquidated damages. The checks of unsuccessful bidders will be returned promptly.

Award of Bids

The sealed bids for the Bonds shall be opened publicly and only at the time and place specified in this Notice; and the Bonds will be sold to the best bidder. The City reserves the right to reject any and/or all of the bids, and to waive any irregularities. Unless all bids are rejected, the Bonds will be awarded to the bidder whose proposal results in the lowest net interest cost to the City; and the net interest cost will be determined by deducting the amount of any premium paid from the aggregate amount of interest upon all of the Bonds from their date until their respective maturities.

Delivery of the Bonds

The Bonds, duly printed, executed and registered, will be furnished and paid for by the City; and the Bonds will be sold subject to the unqualified approving opinion of GAAR & BELL, Bond counsel, of Wichita, Kansas. THE NUMBER, DENOMINATION OF BONDS, AND NAMES OF THE INITIAL REGISTERED OWNERS SHALL BE SUBMITTED IN WRITING BY THE SUCCESSFUL BIDDER TO THE BOND REGISTRAR NOT LATER THAN APRIL 25, 1985. The purchaser will be furnished with a complete Transcript of Proceedings evidencing the authorization and issuance of the Bonds; and the usual closing proofs, which will include a Certificate that there is no litigation pending or threatened at the time of delivery of the Bonds affecting their validity. Payment for the Bonds shall be made in immediately available funds. Delivery of the Bonds will be made to the successful bidder on or before MAY 8, 1985, at any bank in the STATE OF KANSAS or KANSAS CITY, MISSOURI, at the expense of the City. Delivery elsewhere will be made at the expense of the purchaser.

Legal Opinion

Bids shall be conditioned upon the unqualified approving opinion of Gaar & Bell, Bond Counsel, Wichita, Kansas, a copy of which opinion will be printed on the reverse side of each bond and a manually signed original will be furnished without expense to the purchaser of the Bonds at the delivery thereof. The cost of this legal opinion and the expense of printing the Bonds and legal opinion will be paid by the City. Said legal opinion will state in part substantially that the Bonds will constitute general obligations of the City, payable as to both principal and interest solely from the collection ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable, tangible property within the territorial limits of the City and that, under existing law, the interest on said Bonds is exempt from present Federal income taxation and the Bonds are exempt from intangible personal property taxes levied by Kansas cities, counties and townships.

Purpose of Issue

The Bonds are being issued for the purpose of constructing certain water and drainage improvements in the City.

CUSIP Identification Numbers

CUSIP identification numbers will be printed on said Bonds. All expenses in relation to printing of CUSIP numbers on said Bonds and the expenses of CUSIP Service bureau for the assignment of said numbers shall be the responsibility of and shall be paid for by the City.

Assessed Valuation

Assessed valuation figures for the City of Haysville, Kansas, for the year 1984, are as follows:

| | |
|--|--------------|
| Equalized Assessed Valuation of Taxable, Tangible Property | \$12,178,779 |
| Tangible Valuation of Motor Vehicles | \$ 4,477,994 |
| Tangible Valuation of Motor Vehicle Dealers' Inventory | \$ 0 |
| Equalized Assessed Tangible Valuation for Computation of Bonded Debt Limitations | \$16,656,773 |

Bonded Indebtedness

The total general obligation bonded indebtedness of the City of Haysville, Kansas, at the date hereof, including this \$204,000 proposed issue of Bonds, is in the amount of \$2,239,000. The City also has outstanding Temporary Improvement Notes in the amount of \$550,000, all of which will be retired from the proceeds of the Bonds and other available funds.

Official Statement

Additional copies of this Notice of Bond Sale, or copies of the City's Official Statement relating to the Bonds, or further information may be received from First Securities Company of Kansas, Incorporated, Suite 200, One Main Place, Wichita, Kansas 67202, (316) 262-4411, the City's Financial Consultants.

DATED March 11, 1985.

CITY OF HAYSVILLE, KANSAS
By V. Faye Mallory, City Clerk

Doc. No. 003009

State of Kansas

**OFFICE OF JUDICIAL ADMINISTRATION
COURT OF APPEALS DOCKET**

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

KANSAS COURT OF APPEALS

**COURT OF APPEALS COURTROOM, 3RD FLOOR, OLD SEDGWICK COUNTY COURTHOUSE
541 NORTH MAIN, WICHITA, KANSAS**

Before FOTH, C.J., SWINEHART, J., and
FREDERICK W. WOLESLAGEL, District Judge Retired, Assigned.

Monday, March 25, 1985

| Case No. | Case Name | Attorney | County |
|------------------|--|---|-------------------------|
| 9:00 a.m. | | | |
| 57,053 | Associated Pipe & Supply Co. Inc., appellee, | Alexander B. Mitchell. | Sedgwick |
| | v. Ronald P. Fink & Petroleum Corporation of North America, appellants. | Bradley A. Pistotnik. | |
| 57,361 | In the Matter of the Appeal of the Estate of Julia Schlegel, Dec'd, from a Decision of the Director of Taxation of the State of Kansas. | Gerald Cauldwell. William Edds. | Board of Tax Appeals |
| 56,539 | In the Matter of the Estate of Icy M. Maxwell, Deceased. | Margie J. Phelps. | Sedgwick |
| 57,430 | State of Kansas, appellant, | Edgar Wm. Dwire; Harry E. Robbins, Jr.; David M. Bryan, Jr. Atty. Gen.; Morgan Metcalf, Co. Atty. | Butler |
| | v. Richard D. Pitchford, appellee. | Paul D. Hogan. | |
| 56,888 | In the Matter of the Adoption of Leanne Marie Wedel, a Minor Child. | Pamela S. Fahey. F. Greg Mathias. | Butler |
| 1:00 p.m. | | | |
| 56,695 | In the Matter of the Estate of Isabell D. Carter, Dec'd. | Frederick K. Starrett; Gregory A. Whittmore. | Wichita |
| 56,390 | Kynta A. Kennedy, appellant, | Richard D. Ewy; Wade Dixon; Gary Austerman. David L. Patton. | Neosho |
| | v. Jeff Phillips, a minor, by Jerry L. Phillips, his father & next friend; & Roy J. Lindgren, Jr., Russell L. Christianson & Clifford L. Hanson, appellees. Roy J. Lindgren, Jr., appellee, | Patrick T. Forbes. John C. Chappell. | Neosho |
| | v. Jerry L. Phillips, appellee. | | |
| 56,969 | Barbara Jean Hobbs, appellee, | Patrick T. Forbes. | Greenwood |
| | v. Charles Edward Hobbs, appellant. | Martin R. Ufford. | |
| 57,122 | Peter E. Torbey, appellant, | Ron Beal. | Sedgwick |
| | v. Barbro Torbey, appellee. | Alma Sanford Carter. | |

Tuesday, March 26, 1985

9:00 a.m.

- | | | | |
|--------|---|---|----------|
| 57,091 | Mary Ann Forshey, & Owen Franklin Forshey, appellees, v. Sec., Kansas State Dept. of Social & Rehabilitation Services, appellant. | Owen Franklin Forshey, <i>pro se</i> H. O. Shelley. | Sedgwick |
| 56,826 | In the Matter of the Estate of John B. Shepherd. | Ted K. Sharp; W. E. Woodard, Jr. | Sedgwick |
| 57,016 | Celco, Inc. of America, appellee, v. Raymond Newt Ward, appellant. | Stan E. Wisdom. | Sedgwick |
| 56,955 | Robert V. Kirsch, plaintiff, v. Cecil E. Jordan d/b/a Jordan Lathing Co., defendant & Dondlinger & Sons Const. Co., Inc., Defendant, Cross-Claimant, Garnishor, appellee, v. Cecil E. Jordan d/b/a Jordan Lathing Co., Cross-Defendant & Truck Ins. Exchange, Garnishee, appellant. | Robert W. Kaplan Robert L. Howard | Sedgwick |
| 56,268 | David Rettiger & Donna Rettiger, appellees, v. Harold M. Clark & Margaret W. Clark, husband & wife; & Lloyd T. Clark & Betty L. Clark, husband & wife, appellants. | Greer Gsell; H. E. Jones. Thomas A. Krueger; W. Irving Shaw. Gary L. Ayers. | Chase |

1:00 p.m.

- | | | | |
|----------------------------|---|--|----------|
| 57,182 | State of Kansas, appellees, v. Montie B. Brown, appellant. | Atty. Gen.; Frank Meisenheimer, Asst. Co. Atty. | Reno |
| 56,582 | Orville Watson & Opal Guttridge, appellees, v. Glen Clevenger d/b/a Pratt AG Aviation, appellant. | Michael O'Neal. Stephen W. Brown. | Pratt |
| 57,270 57,271 (Con.) | State of Kansas, appellee, v. James L. Lamb, a/k/a Terrell L. Greene, appellant. | Casey R. Law; J. T. Carney. Atty. Gen. Geary Gorup, Asst. D.A. | Sedgwick |
| 57,287 | State of Kansas, appellee, v. Bruce A. Rambo, appellant. | Richard W. Hird. Atty. Gen. Geary Gorup, Asst. D.A. Steven C. Sherwood. | Sedgwick |

Wednesday, March 27, 1985

9:00 a.m.

- | | | | |
|--------|--|---|-----------|
| 56,599 | Elizabeth Rose Acosta, appellee, v. Miguel Luis Acosta, appellant. | David Gray. | Sedgwick |
| 56,747 | In the Matter of the Estate of Willard R. Fry, Dec'd. | Miguel L. Acosta, <i>pro se</i> . Robert A. Thompson; Michael T. Mills. | McPherson |
| 56,693 | Harold D. Fulkerson, appellant, v. Elwood H. Houston, appellee. | Janet S. Helsel. Eric B. Metz | Sumner |

(continued)

| | | | |
|--------|--|--|-----------|
| 56,566 | Bill Porter d/b/a Porter Excavating Co., appellant, v. Victor B. Eisenring d/b/a Vic's Sand Co., <i>et al.</i> , appellee. | Janet S. Helsel. David N. Johnson. | Sedgwick |
| 56,413 | Warren Coppeler & Dale Mast, appellants, v. Carl Johnson, Individually & as Agent & Gen. Manager of Severy Cooperative Asso; Severy Cooperative Asso; & Delbert Ford, as President & Director, Lyle Barnes, as Secretary & Director, John Grundy, as Director & Keith Chamberlain, as Director, & Bobby Shepherd, as Director, all of said Severy Cooperative Asso., appellees. | Robert L. Nicklin; Warren Coppeler, <i>pro se.</i> James B. McKay, Jr. | Greenwood |

KANSAS COURT OF APPEALS

COURTROOM, 3RD FLOOR, DISTRICT COURTHOUSE
CENTRAL & SPRUCE, DODGE CITY, KANSAS

Before MEYER, P.J., BRISCOE, J., and
CORWIN C. SPENCER, J. RETIRED, ASSIGNED.

Monday, March 25, 1985

9:30 a.m.

| | | | |
|----------------|--|--|------|
| 56,906 S.C. | Luis Gonzales, appellee, v. Excel Corporation, appellant. | John E. Fierro. David J. Rebein. | Ford |
| 57,193 | State of Kansas, appellee, v. Robert McManaman, appellant. | Attorney General, Leigh Hood, Asst. Co. Atty. Glenn I. Kerbs. | Ford |
| 56,635 | State of Kansas, appellee, v. John P. Gardner, appellant. | Attorney General, Daniel L. Love. David H. Snapp. | Ford |
| 56,588 | Lorraine Alvarado, appellant, v. City of Dodge City, KS, a municipal corporation; ALCO Discount Stores, a corporation & Robert Fox, appellees. | Donald E. Shultz. Turner & Boisseau; Williams, Larson, Strobel Estes & Malone; David H. Snapp. | Ford |
| 56,294 | Farmers State Bank, Ingalls, Ks., appellee, v. Greg Haflich d/b/a/ Finney FAB a/k/a Greg G. Haflich a/k/a/ Gregory Haflich, appellant. | B. G. Larson. Curtis E. Campbell. | Gray |
| 56,642 | Glenna F. Nail, appellant, v. Doctor's Building, Inc.; Rodney F. Copeland, & G. F. Copeland, Optometrist, P.A., appellees. | David L. Patton. B. G. Larson; Terry J. Malone. | Ford |

1:30 p.m.

| | | | |
|--------|--|--|--------|
| 57,207 | Glen E. Fleming, appellee, v. Yellow Freight Systems, Inc., appellant, & Kansas Workers' Comp Fund, appellee. | Harold K. Greenleaf. Kerry E. McQueen; Thomas F. Richardson. | Seward |
|--------|--|--|--------|

| | | | |
|----------------------------|--|---|----------|
| 56,543 56,754 (Con.) | Robert-Gay Energy Enterprises, Inc., appellant, v. Welton Parker, appellee. | Robert L. Taylor. | Edwards |
| 56,670 | Matter Revocation Driving Privileges of Scott D. Gantz, appellant. | Morgan Wright. Larry D. Tittle. | Ness |
| 56,976 | In the Matter of the Marriage of Earl David Denio & Rebecca Lynn Denio. | William L. Eads. Harry Joe Pratt. Philip D. Lunt. | Hodgeman |

**KANSAS COURT OF APPEALS
COURTROOM, DECATUR COUNTY COURTHOUSE
OBERLIN, KANSAS**

Before MEYER, P.J., BRISCOE, J., and
CORWIN C. SPENCER, J. RETIRED, ASSIGNED.

Tuesday, March 26, 1985

9:00 a.m.

| | | | |
|--------|--|--|---------|
| 56,587 | Lynette Renee Thornton, appellant, v. Robert Mapes, Sr. & Robert Mapes, Jr. appellees. | Allen Shelton. Harold T. McCubbin. | Decatur |
| 56,677 | Arthur Shelton, George L. Shelton & Margaret E. Shelton, appellants, v. Sunflower Electric Cooperative, Inc., a corporation, appellee. | Harold T. McCubbin. Mark D. Calcara. | Norton |
| 57,411 | In the Matter of the Marriage of Steven L. Slinker & Barbara C. Slinker. | *Daniel C. Walter for appellee. David Lund for appellant. | Decatur |
| 57,056 | Farm Bureau Mut. Ins. Co., Inc., appellant, v. James J. Gilbert, appellee. | Ronald S. Schalz. Robert J. Lewis. | Rawlins |
| 56,518 | Edward J. & Cordula R. Werth, appellants, v. Federal Land Bank of Ness City, KS, Clay Sniff & Paul R. Shepherd, appellees. | Edward J. Werth, <i>pro se.</i> Joseph W. Jeter. | Gove |

1:30 p.m.

| | | | |
|--------|--|---|-------|
| 56,803 | Jerome Hein, appellee, v. Board of Education, USD No. 238, appellant. | David M. Schauner. Lowell F. Hahan. | Smith |
| 57,137 | State of Kansas, appellee, v. David L. Kramer, appellant. | Attorney General, Edward J. Gaschler. Jake W. Brooks. | Scott |

**KANSAS COURT OF APPEALS
WYANDOTTE COUNTY COURTHOUSE, DIV. #5 COURTROOM
KANSAS CITY, KANSAS**

Before ABBOTT, P.J., REES and PARKS, JJ.

Tuesday, March 26, 1985

9:30 a.m.

| | | | |
|--------|--|---|---------|
| 57,082 | State of Kansas, appellee, v. Steven Daniel Delo, appellant. | Attorney General, Thomas J. Irker, Asst. D.A. Timothy J. Arehart. | Johnson |
|--------|--|---|---------|

(continued)

| | | | |
|---------------------------|---|---|-------------|
| 57,183 | State of Kansas, appellee, v. Edward A. Duke, appellant. | Attorney General, Bruce Beye, Asst. D.A. | Johnson |
| 57,199 | State of Kansas, appellee, v. Donald E. Norris, appellant. | Lonnie A. Hamilton. Attorney General, Joe Cosgrove, Asst. D.A. | Johnson |
| 56,301 | Nancy K. Bernard, appellee, v. William M. Bernard, appellant. | Howard Washburn. Ernest C. Ballweg. | Johnson |
| 57,106 S.C. | William H. Furqueron, claimant/appellee, v. Kaw Roofing & Sheet Metal, Respondent/appellee, v. United States Fidelity & Guaranty, Ins. Carrier, appellee, & Kansas Workers' Comp. Fund, appellant. | Phillip R. Carson. Robert W. Harris. Dennis L. Horner. Gary L. Jordan. | Wyandotte |
| 1:30 p.m. | | | |
| 57,135 S.C. | J. G. Garcia, appellant, v. Sheriff of Leavenworth County, KS & the Agents of the State of Texas, appellees. | Pamela S. Fahey. Robert Davis, Co. Atty. | Leavenworth |
| 57,383 | Steven Leland Olson, appellee, v. Herb Maschner, appellant. | Ruben J. Krisztal. Charles E. Simmons. | Leavenworth |
| 56,851 | Gary Lee Bryant, appellee, v. Michael Barbara, Sec. of Corrections, <i>et al.</i> , appellant. | David C. Van Parys. Charles E. Simmons. | Leavenworth |
| 57,312 | State of Kansas, appellee, v. Donald Edward Zabawa, appellant. | Attorney General, Wendell J. Barker, Co. Atty. Jon K. Lowe. | Franklin |
| Wednesday, March 27, 1985 | | | |
| 9:00 a.m. | | | |
| 57, 253 S.C. | Shirley A. Folsom, appellee, v. Boise Cascade Corporation, Composite Can Division, & Northwestern National Ins. Co., appellants. | Samuel J. Wells. David M. Druten. | Wyandotte |
| 57,118 | Ahmed A. Parker, appellee, v. Select Brands Distributing Co. & Royal Ins. Co., appellants. | James R. Shetlar. Thomas R. Hill. | Wyandotte |
| 56,783 | State of Kansas, appellee, v. Kenneth West, appellant. | Attorney General, Jerome Gorman, Asst. D.A. Zygmunt J. Jarczyk. | Wyandotte |
| 56,793 | Fenton A. Williams & Sharon C. Williams, appellants, v. Joseph W. Ceule & Ruth E. Cuele v. Don Bruce, appellees. | John S. Sutherland. Andrew Heyl. | Johnson |
| 56,846 | Roy N. Brown, appellant, v. Lester Zackert, appellee. | Lloyd Burke Bronston. Michael G. Norris. | Johnson |

KANSAS COURT OF APPEALS
COURTROOM NO. 301, SALINE COUNTY COURTHOUSE
SALINA, KANSAS

Before ABBOTT, P.J., REES and PARKS, JJ.

Thursday, March 28, 1985

9:00 a.m.

- | | | | |
|----------------|--|--|-----------|
| 56,828 S.C. | State of Kansas, appellee, v. James A. Seltman & Russell L. Harvey, appellants. | Attorney General, John L. Kasper. Michael S. Holland. | Ellsworth |
| 56,558 | In the Matter of the Marriage of Jimmie D. Jackson & Linda A. Jackson. | Thomas J. Berscheidt. Kenneth L. Kerns. | Barton |
| 56,473 | Greensburg Production Credit Assn. v. Zortman & Sons, <i>et al.</i> , appellant. Zortman & Sons, <i>et al.</i> v. Greensburg Production Credit Assn., appellees. | Christopher Redmond. William L. Winkley. | Meade |
| 56,602 | Farmway Credit Union, appellee, v. Keith Schreuder, <i>et al.</i> , appellant. | Arthur J. Chartrand. | Jewell |
| 57,447 | State of Kansas, appellee, v. Steven T. Naumann, appellant. | Richard E. Dietz Attorney General, Keith D. Hoffman, Co. Atty. Doug Thompson. | Dickinson |

1:00 p.m.

- | | | | |
|----------------|---|---|-----------|
| 56,867 S.C. | State of Kansas, appellee, v. Darrell Crum, appellant. | Attorney General, John C. Laman, Asst. Co. Atty. David E. Retter | Cloud |
| 57,120 | State of Kansas, appellee, v. Willie Geisler, appellant. | Attorney General, John C. Laman, Asst. Co. Atty. John C. Humpage. | Cloud |
| 57,119 | State of Kansas, appellee, v. Anthony G. Bieker, appellant. | Atty. Gen.; John C. Laman, Asst. Co. Atty.; C. L. Laman. John C. Humpage. | Cloud |
| 56,535 | Herbert R. Karner & Ruth D. Karner, Husband & Wife, appellants, v. Jim Willis & Ronald F. Lloyd a/k/a/ Ron Lloyd, <i>et al.</i> , appellee. | Dennis J. Keenan; Philip Eugene Porter. Ron Svaty. | Ellsworth |
| 56,892 | State of Kansas, appellant, v. Royce L. Rowland, appellee. | Gene Porter, Co. Atty. Dennis J. Keenan. | Barton |

LEWIS C. CARTER
Clerk of the Appellate Courts

**NOTICE OF REDEMPTION
KANSAS CITY, KANSAS
SINGLE FAMILY MORTGAGE REVENUE BONDS
1980 SERIES A**

Notice is hereby given that, pursuant to Section 3.01 of the Trust Indenture dated May 1, 1980, \$1,245,000 principal amount of the bonds are called for redemption May 1, 1985, at the redemption price of 100% of the principal amount being redeemed plus accrued interest thereon to the redemption date.

The serial numbers of the bearer bonds to be redeemed are as follows:

- Due May 1, 1986: 237, 246, 272
- Due May 1, 1987: 337, 349, 359
- Due May 1, 1988: 361, 362, 428
- Due May 1, 1989: 452, 507, 523
- Due May 1, 1990: 551, 553, 562, 567
- Due May 1, 1991: 617, 653, 659, 714
- Due May 1, 1992: 725, 756, 771, 791
- Due May 1, 1993: 834, 848, 864, 901, 908
- Due May 1, 1994: 993, 1003, 1034, 1058, 1064
- Due May 1, 1995: 1079, 1080, 1081, 1093, 1171, 1182
- Due May 1, 1996: 1270, 1309, 1316, 1349, 1363, 1372
- Due May 1, 1999: 1386, 1388, 1445, 1487, 1511, 1527, 1607, 1632, 1663, 1693, 1708, 1715, 1724, 1743, 1776, 1845, 1864, 1867, 1955, 1958, 1968, 1975

Due May 1, 2012

| | | | | | |
|------|------|------|------|------|------|
| 1997 | 3070 | 4012 | 4904 | 5903 | 6891 |
| 2006 | 3103 | 4013 | 4913 | 6060 | 6953 |
| 2031 | 3108 | 4030 | 4924 | 6078 | 7027 |
| 2052 | 3153 | 4047 | 4925 | 6087 | 7077 |
| 2142 | 3193 | 4050 | 4965 | 6108 | 7082 |
| 2222 | 3199 | 4055 | 4974 | 6113 | 7096 |
| 2232 | 3252 | 4073 | 5035 | 6115 | 7097 |
| 2233 | 3255 | 4099 | 5051 | 6154 | 7098 |
| 2250 | 3270 | 4137 | 5052 | 6163 | 7140 |
| 2277 | 3281 | 4218 | 5070 | 6253 | 7157 |
| 2283 | 3284 | 4228 | 5071 | 6257 | 7178 |
| 2284 | 3450 | 4284 | 5115 | 6299 | 7274 |
| 2324 | 3507 | 4302 | 5222 | 6300 | 7278 |
| 2325 | 3597 | 4309 | 5232 | 6320 | 7285 |
| 2342 | 3602 | 4316 | 5279 | 6360 | 7400 |
| 2369 | 3608 | 4333 | 5381 | 6386 | 7405 |
| 2386 | 3631 | 4364 | 5412 | 6438 | 7430 |
| 2405 | 3649 | 4404 | 5439 | 6446 | 7450 |
| 2508 | 3733 | 4436 | 5468 | 6492 | 7452 |
| 2518 | 3735 | 4440 | 5482 | 6621 | 7458 |
| 2551 | 3815 | 4460 | 5485 | 6654 | 7471 |
| 2558 | 3831 | 4516 | 5501 | 6665 | 7508 |
| 2574 | 3833 | 4542 | 5518 | 6698 | 7529 |
| 2751 | 3834 | 4603 | 5569 | 6699 | 7541 |
| 2904 | 3835 | 4760 | 5679 | 6720 | 7549 |
| 2914 | 3888 | 4764 | 5743 | 6764 | 7550 |
| 2972 | 3956 | 4820 | 5774 | 6786 | 7551 |
| 3005 | 3972 | 4824 | 5775 | 6790 | 7566 |
| 3018 | 3978 | 4865 | 5817 | 6797 | 7584 |
| 3026 | 3981 | 4894 | 5828 | 6822 | |

The serial numbers of the registered bonds to be redeemed in the amount of \$5,000 each are:

Due May 1, 1999: R-53

Due May 1, 2012: R-17

Payment of the redemption price of the bonds to be redeemed will be made at Security National Bank of Kansas City, One Security Plaza, Kansas City, Kansas 66117.

Notice is hereby given that on and after May 1, 1985,

interest on the bonds hereby called for redemption shall cease to accrue.

SECURITY NATIONAL BANK OF KANSAS CITY
Kansas City, Kansas, Trustee

Doc. No. 003005

State of Kansas

BOARD OF PHARMACY

**PERMANENT ADMINISTRATIVE
REGULATIONS**

(Effective May 1, 1985)

**Article 1.—REGISTRATION AND
EXAMINATION OF PHARMACISTS**

68-1-2. Grades required. (a) In order to successfully qualify for registration by examination under the pharmacy act of the state of Kansas, the applicant shall:

- (1) pass an examination approved by the board;
- (2) obtain a grade of not less than 75% on the law examination administered by the board; and
- (3) obtain a grade of not less than 60% on the wet lab examination administered by the board.

(b) In order to qualify for registration by reciprocity from another state, the applicant shall score not less than 75% on the practice of pharmacy examination and the law examination administered by the board. (Authorized by and implementing K.S.A. 1983 Supp. 65-1631(c); effective Jan. 1, 1966; amended, E-76-31, Aug. 11, 1975; amended May 1, 1976; amended May 1, 1978; amended May 1, 1980; amended May 1, 1985.)

68-1-3a. Qualifying pharmaceutical experience.

(a) Pharmaceutical experience that qualifies as one year of experience shall consist of:

- (1) 1,500 clock hours as a registered intern working under a registered preceptor. All hours worked when the intern is in regular attendance at an approved school of pharmacy and during vacation times and other times when the intern is enrolled but not in regular attendance at an approved school of pharmacy may be counted as qualified hours. However, not more than 60 hours shall be acquired in any one week;
- (2) 1,000 clock hours in a special, intensive training program established and monitored by an approved school of pharmacy. That program shall be approved by the board; or
- (3) a combination of experience obtained under paragraph (1) and paragraph (2). Each hour is an intensive training program under paragraph (2) is equivalent to one and one-half hours of a program under paragraph (1).

(b) No time may accrue to a student prior to acceptance in an approved school of pharmacy. However, any foreign pharmacy graduate who has successfully passed an equivalent examination as set forth in K.A.R. 68-1-1f (b) may apply for registration as an intern.

(c) Once registered as an intern, all required hours shall be completed within five years, not counting military service; except that in extraordinary circum-

stances the board may grant in writing, special permission extending the time period.

(d) Reciprocity shall not be denied to any applicant who is otherwise qualified and who:

(1) has met the internship requirements of the state from which the applicant is reciprocating; or

(2) has at least one year of legal practice as a registered pharmacist. (Authorized by K.S.A. 65-1630; implementing K.S.A. 1983 Supp. 65-1631; effective, E-76-31, Aug. 11, 1975; effective May 1, 1976; amended May 1, 1983; amended May 1, 1985.)

Article 8.—ADVERTISING

68-8-1. Advertising. (a) Nothing contained in this regulation shall be construed to require, regulate or prohibit the posting within a pharmacy of the current charges by that pharmacy for prescription-only drugs and services, or to restrict the offering of discounts on prescription-only drugs.

(b) Definitions.

(1) "Advertising" or "to advertise" means to inform the consumer of the current charges by that pharmacy for prescription-only drugs and services by any means other than by posting a list of such changes within the pharmacy, and shall include, but shall not be limited to, direct mail, handbills, price lists, newspaper, radio, television, magazines or other forms of media communication.

(2) "Advertiser" means any person or firm which advertises.

(c) Each advertiser shall possess those tests, studies or other data, including endorsements or testimonials, which substantiate any claim, statement or representation made, in an advertisement comparing, directly or indirectly, prescription prices, professional and nonprescription convenience services or a statement concerning prescription medication.

(d) Any advertisement of a sale or other temporary change in prices, shall disclose as explicitly as possible, the terms or quantities available, and the period during which the advertised prices will be available.

(e) An advertisement of a prescription drug shall not encourage a patient to select a certain treatment regimen, or to self-prescribe or self-diagnose.

(f) Each prescription price disclosure shall include a statement as to whether or not "the prescription charge or charges can be applied on a per unit basis for other than a quantity specified." This information shall be printed in readily readable type size and style.

(g) The advertiser shall disclose the regular price in addition to the advertised price if the two are not the same.

(h) The name of the manufacturer or distributor, or both, shall be given for all advertised products.

(i) Each advertisement shall include:

(1) The drug's brand name, if any;

(2) The established or generic name (include control drug status, if applicable);

(3) The drug's strength, if the product contains a single active ingredient or if the product contains more than one active ingredient and a relative

strength can be assigned without listing all ingredients. Products with multiple active ingredients without any special identification may be listed by brand name without strength for any ingredients;

(4) Dosage form; and

(5) The price or prices charged for a specific quantity or quantities of the drug product. (Authorized by K.S.A. 1983 Supp. 65-1630; implementing K.S.A. 65-1650; modified, L. 1978, ch. 466, May 1, 1978; amended May 1, 1985.)

Article 20.—CONTROLLED SUBSTANCES

68-20-1. Definitions. As used herein, the following terms shall have the meanings specified:

(a) "Act" means the uniform controlled substances act of Kansas (K.S.A. 65-4101, *et seq.*, and amendments thereto.)

(b) "Basic class" means, as to controlled substances listed in schedules I and II:

(1) Each of the opiates, including its isomers, esters, ethers, and salts, and salts of isomers, esters, and ethers, whenever the existence of such isomers, esters, ethers and salts is possible within the specific chemical designation listed in K.S.A. 1983 Supp. 65-4105(b) and amendments thereto;

(2) Each of the opium derivatives, including its salts and isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation listed in K.S.A. 1983 Supp. 65-4105(c) and amendments thereto;

(3) Each of the hallucinogenic substances, including its salts and isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation listed in K.S.A. 1983 Supp. 65-4105(d) and amendments thereto;

(4) Each of the following substances whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis:

(A) Opium, including raw opium, opium extracts, opium fluid extracts, powdered opium, granulated opium, deoderized opium and tincture of opium;

(B) Apomorphine;

(C) Codeine;

(D) Ethylmorphine;

(E) Hydrocodone;

(F) Hydromorphone;

(G) Metopon;

(H) Morphine;

(I) Oxycodone;

(J) Oxymorphone;

(K) Thebaine;

(L) Mixed alkaloids of opium listed in K.S.A. 1983 Supp. 65-4107(b)(1) and amendments thereto;

(M) Cocaine; and

(N) Ecgonine;

(5) Each of the opiates, including its isomers, esters, ethers, and salts, whenever the existence of such isomers, esters, ethers and salts is possible within the

(continued)

specific chemical designation listed in K.S.A. 1983, Supp. 65-4107(c) and amendments thereto;

(6) Methamphetamine, including its salts, isomers, and salts of isomers, when contained in any injectable liquid;

(7) Amphetamine, its salts, optical isomers and salts of its optical isomers;

(8) Phenmetrazine and its salts; and

(9) Methylphenidate.

(c) "Controlled premises" means:

(1) Places where original or copies of records or documents required under the act are kept or required to be kept; and

(2) Places where persons who are registered under the act or who are exempted from registration under the act may lawfully hold, manufacture, distribute, dispense, administer, or otherwise dispose of controlled substances. Such places shall include factories, warehouses, establishments and conveyances.

(d) "Secretary" means the executive secretary of the state board of pharmacy of the state of Kansas.

(e) "Prescription" means an order for medication which is dispensed to or for an ultimate user but does not include an order for medication which is dispensed for immediate administration to the ultimate user. (An order for a single dose of a drug for immediate administration to a bed patient in a hospital shall not be construed to be a prescription.)

(f) "Register" and "Registration" mean only registration required and permitted under the controlled substances act K.S.A. 65-4117.

(g) The term "registrant" means any person who is registered pursuant to the act K.S.A. 65-4117.

(h) "Bureau" and "BNDD" mean the bureau of narcotics and dangerous drugs.

(i) "Preceptor" means a registered pharmacist who has been approved, by the board, for the supervision of students who are securing the pharmaceutical experience required by law as a condition precedent to taking the examination for registration as a pharmacist.

(j) Any term not defined in this regulation shall have the meaning set for in the act (K.S.A. 65-4101) and to the extent definitions are not in conflict with any provision of said act, terms shall also have the meanings set forth in the pharmacy act of the state of Kansas and amendments thereto. (Authorized by and implementing K.S.A. 65-4115; effective, E-72-24, Aug. 25, 1972; effective Jan. 1, 1973; amended, May 1, 1985.)

65-26-11. Applications for registration. (a) Time for application for registration; expiration date.

(1) Any person who is required to be registered and who is not so registered may apply for registration at any time. No person required to be registered shall engage in any activity for which registration is required until the application for registration is granted and a certificate of registration is issued to that person by the executive secretary of the board.

(2) Any location which is required to be registered and which is not so registered may, by and through its authorized representative, apply for registration at any time. No authorized representative of a location re-

quired to be registered shall permit any activity for which registration is required until the application for registration is granted and a certificate of registration is issued to that location by the executive secretary of the board.

(3) Any person who is registered may apply for renewal of the registration not less than 30 days, nor more than 60 days, before the expiration date of the registration. Any registered person who fails to file for renewal of registration at least 30 days before the expiration date of the existing registration shall apply for a new registration. The existing registration shall expire on the date specified.

(4) Any location which is registered may, by and through its authorized representative, apply for renewal of registration not less than 30 days, nor more than 60 days, before the expiration date of its registration. Any authorized representative of a registered location who fails to file for renewal of registration at least 30 days before the expiration date of its registration shall apply for a new registration. The existing registration will expire on the date specified.

(5) The expiration date of all registrations shall be the last day of June in each year.

(b) Application forms; contents; signature.

(1) Proper application forms for renewal may be obtained at the office of the executive secretary of the board by writing to the executive secretary of the board. Proper forms shall be mailed to each registered person or each registered location approximately 60 days before the expiration date of the existing registration.

(2) Each application for the following types of registration shall include the controlled substances code number for each basic class or substance to be covered by the registration:

(A) Registration to handle any basic class of controlled substances listed in schedule I, except registration to conduct chemical analysis with such classes;

(B) registration to manufacture a basic class of controlled substances listed in schedules II through V and

(C) registration to conduct research with any narcotic controlled substance in schedules II through V.

(3) Each application shall include all information required on the form. If an item is not applicable, the applicant shall so indicate.

(4) Each application, attachment, or other document filed as part of an application, shall be signed by:

(A) the applicant, if an individual;

(B) the authorized representative, if a location;

(C) a partner of the applicant, if a partnership; or

(D) by an officer of the applicant, if a corporation, corporate division, association, trust or other entity.

(5) Any applicant may authorize one or more individuals to sign applications for the applicant or location by filing, with executive secretary of the board, a power of attorney for each such individual. The power of attorney shall contain the signature of the individual who will be authorized to sign applications pursuant to that power of attorney. The power of attorney shall be valid until revoked by the applicant.

(c) Filing of application; joint filings.

(1) Each application for registration shall be sub-

mitted for filing to the executive secretary of the board. The appropriate registration fee and any required attachments shall accompany the application.

(2) Any person required to obtain more than one registration may submit all applications in one package. Each application shall be completed and should not refer to any accompanying application for required information.

(d) Acceptance for filing; defective applications.

(1) Applications submitted for filing shall be dated upon receipt. Completed applications shall be accepted for filing. If completed with only minor defects, the board may accept the application for filing with a request to the applicant for additional information. A defective application shall be returned to the applicant within 10 days following its receipt with a statement of the reason for refusal to accept the application for filing. A defective application may be corrected and resubmitted for filing at any time.

(2) Additional information. The board may require any applicant or its authorized representative to submit such documents or written statements of fact relevant to the application as it deems necessary to determine whether the application should be granted. The failure of the applicant or authorized representative to provide such documents or statements within a reasonable time after being requested to do so shall be deemed to be a waiver by the applicant or its authorized representative of an opportunity to present such documents or facts for consideration by the board in granting or denying the application.

(e) Amendments to and withdrawal of applications.

(1) Any application may be amended or withdrawn without permission of the board at any time before the date on which the applicant or its authorized representative receives an order to show cause pursuant to K.A.R. 68-20-12E. Any application may be amended or withdrawn with permission of the board at any time good cause is shown by the applicant or its authorized representative, or when the amendment or withdrawal is in the public interest.

(2) After an application has been accepted for filing, a request by the applicant or its authorized representative for return of the application or failure of the applicant or authorized representative to respond to official correspondence regarding the application, when sent by registered or certified mail, return receipt requested, shall be deemed to be a withdrawal of the application. (Authorized by and implementing K.S.A. 1983 Supp. 65-4116; effective, E-72-24, Aug. 25, 1982; effective Jan. 1, 1983; amended May 1, 1985.)

EVERETT L. WILLOUGHBY
Executive Director

Doc. No. 002929

State of Kansas

OFFICE OF SECURITIES COMMISSIONER

PERMANENT ADMINISTRATIVE REGULATIONS

(Effective May 1, 1985)

Article 1.—DEFINITION OF TERMS

§1-1-1. Definition of terms. As used in these rules and regulations, and in the forms, instructions and orders of the securities commissioner, the following terms shall have the meaning set forth in this regulation to the extent that they are not inconsistent with the definitions provided by K.S.A. 17-1252 or unless the context otherwise requires.

(a) "The act" means chapter 17, article 12, Kansas Statutes Annotated, otherwise known as the securities act.

(b) "Commissioner" means the securities commissioner of Kansas.

(c) "Application" means:

(1) The form prescribed or approved by the commissioner for filing in connection with the registration of securities. The application shall include any amendments and any information, document, report or memorandum filed as part of it or incorporated in it by reference. The term "application" shall include "registration statement;" or

(2) The form prescribed or approved by the commissioner for filing in connection with registration as a broker-dealer, agent or investment adviser. The application shall include any amendments and any information, document, report or memorandum filed as part of it or incorporated in it by reference.

(d) "Applicant" means the person making an application.

(e) "Registrant" means an applicant or issuer for whom a registration has become effective.

(f) "Underwriter" means a broker-dealer who participates in the distribution of a security in connection with a public offering either as:

(1) a purchaser with intent to offer for resale; or
(2) one who undertakes to offer or sell directly or indirectly for an issuer.

(g) "Officer" means the president, vice-president, secretary or treasurer of a corporation.

(h) "Public offering" means the offer for sale of a security:

(1) by means of any advertising or general solicitation printed in any brochure, prospectus, offering memoranda, handbill, newspaper, magazine, periodical or other publication of general circulation and mailed or delivered to its subscribers or addressees; or

(2) communicated by radio, public seminar, television, general telephone solicitation, or similar means.

(i) "SEC" means Securities and Exchange Commission.

(j) "NASD" means National Association of Securities Dealers, Inc.

(k) "Share" means a share of stock or unit of invest-

(continued)

ment in a corporation, or a unit of interest in an unincorporated person.

(l) "Amount" means the aggregate dollar value affixed to the shares.

(1) In context with capitalization: number of shares x par or stated value = amount.

(2) In context with offering: number of shares x offering price per unit = amount.

(m) "Prospectus" means a document containing a full disclosure of a public offering.

(n) "Promoter" means a person who, acting alone or in conjunction with one or more other persons, directly or indirectly founds, organizes or reorganizes the business or enterprise of an issuer.

(o) "Control" means possession of the power, authority or means to engage in the management or policymaking functions of a person directly or indirectly through ownership or securities, by contract or otherwise.

(p) "Controlling person" means a person who has control. An officer, director, partner or trustee or individual occupying similar status or performing similar functions or a person owning 10% of the outstanding shares of any class or classes of securities of another shall be presumed to be a "controlling person."

(q) "Insider" means:

(1) every controlling person; and

(2) every promoter (if the organization took place within three years from the date of application).

(r) "Affiliate" means a person who directly or indirectly, through one or more intermediaries, controls, or is controlled by, or is under common control with another person.

(s) "Parent" means an affiliate who controls another person.

(t) "Subsidiary" means an affiliate who is controlled by another person.

(u) "Predecessor" means a person, a major portion of whose business, assets or control has been acquired by another. (Authorized by and implementing K.S.A. 1984 Supp. 17-1270; effective Jan. 1, 1966; amended, T-85-45, Dec. 19, 1984; amended May 1, 1985.)

JOHN R. WURTH
Securities Commissioner

Doc. No. 002923

State of Kansas

BOARD OF EMBALMING

PERMANENT ADMINISTRATIVE REGULATIONS

(Effective May 1, 1985)

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

63-3-19. Establishment license; biennial renewal.

(a) All establishment licenses shall be renewed on a biennial basis.

(b) Each establishment license shall be renewed

prior to expiration date according to the first letter of the establishment license surname, as follows:

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

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

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

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

(5) Renewal surname letters A through J shall expire in odd-numbered years and surname letters K through Z shall expire in even-numbered years.

(c) Upon a change of ownership of any establishment, the new owners thereof shall apply for and receive an establishment license before conducting funeral business therein. The new owners shall also submit a report of any prefinanced funeral agreements which were transferred with the establishment.

(d) Each initial establishment license fee shall be prorated to the nearest whole month in order to place the license within the alphabetical order of subsection (b). (Authorized by K.S.A. 74-1704; implementing K.S.A. 65-1729; effective, E-80-17, Oct. 17, 1979; effective May 1, 1980; amended May 1, 1985.)

DOUGLAS "MACK" SMITH
Executive Secretary

Doc. No. 002931

State of Kansas

CONSUMER CREDIT COMMISSIONER

PERMANENT ADMINISTRATIVE REGULATIONS

(Effective May 1, 1985)

Article 6.—CONSUMER CREDIT CODE

75-6-9. Additional charges. (a) The charges enumerated in K.S.A. 16a-2-501 (1)(d) shall be considered to be "additional charges in connection with a consumer credit transaction" if such charges:

(1) are made under conditions which permit their exclusion from the definition of "finance charge" under the provisions of K.S.A. 16a-1-301 (18)(b)(iii); and

(2) are payable to a third party who is not related to the creditor.

(b) Additional charges shall be deemed to be "in connection with a consumer credit transaction," as used in K.S.A. 16a-2-501 and subsection (a) of this regulation if:

(1) in relation to insurance premiums, the creditor or a person related to the creditor receives a commission on any insurance sold on the same day on which the consumer credit transaction was consummated; or

(2) in relation to all other additional charges, such charges are made for goods and/or services rendered within one month prior to or after the consummation of the consumer credit transaction. (Authorized by K.S.A. 16a-6-104(e); implementing K.S.A. 16a-2-501(d); effective, E-74-13, Jan. 1, 1974; effective May 1, 1975; amended May 1, 1985.)

75-6-24. Adjustment in dollar amounts. The dollar amounts of \$300 and \$1,000 in K.S.A. 16a-2-401(2) shall be changed to \$570 and \$1,900. (Authorized by and implementing K.S.A. 16a-2-401a; effective, E-79-9, April 20, 1978; effective May 1, 1979; amended, E-81-15, June 25, 1980; amended May 1, 1981; amended, T-83-16, July 1, 1982; amended May 1, 1983; amended, T-85-18, July 1, 1984; amended May 1, 1984.)

DONALD O. PHELPS
Consumer Credit Commissioner

Doc. No. 002924

State of Kansas

KANSAS DENTAL BOARD

PERMANENT ADMINISTRATIVE REGULATIONS

(Effective May 1, 1985)

Article 1.—GENERAL RULES

71-1-5. (Authorized by K.S.A. 65-1434; effective Jan. 1, 1966; amended, E-77-9, March 19, 1976; amended Feb. 15, 1977; amended May 1, 1980; amended May 1, 1981; revoked May 1, 1985.)

71-1-6. (Authorized by K.S.A. 65-1434; effective Jan. 1, 1966; amended May 1, 1981; revoked May 1, 1985.)

71-1-12. (Authorized by K.S.A. 65-1431; effective Jan. 1, 1966; revoked May 1, 1985.)

Article 2.—SPECIALISTS

71-2-6. Fee for specialty examination. At least sixty (60) days prior to the date of the examination, each applicant shall return the application blank properly filled out and supported by such records and documentary proof as the board may require. Every application shall be accompanied by a check or money order made payable to the Kansas dental board in the amount of the examination fee determined by the board. The board may retain all or any part of said amount in order to defray expenses it has incurred in processing the application, even if the applicant fails to qualify to receive the examination. (Authorized by and implementing K.S.A. 65-1427; effective Jan. 1, 1966; amended May 1, 1979; amended May 1, 1980; amended May 1, 1985.)

KANSAS DENTAL BOARD

Doc. No. 002926

KANSAS REGISTER BINDERS AVAILABLE

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

Kansas Register binders. . . \$14.00 each includes shipping and handling.

CLIP AND MAIL

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

Price: \$14.00 each, includes shipping and handling.

AMOUNT ENCLOSED \$ _____

SHIP TO:

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

Mail order, WITH PAYMENT, to: *Kansas Register*; Secretary of State; State Capitol; Topeka, KS 66612.

KANSAS REGISTER
Secretary of State
State Capitol
Topeka, Kansas 66612

Second Class
postage paid
at
Topeka, Kansas

**Use this form (or a copy of it) to enter a
SUBSCRIPTION**

_____ One-year subscriptions @ \$47.50 ea.

TOTAL ENCLOSED _____

(Make checks payable to Kansas Register)

SEND TO: _____
(Please, no
more than
4 address
lines.)

Zip code must be included

THIS SPACE FOR REGISTER OFFICE
USE ONLY, PLEASE

CODE _____ REC. NO. _____

EXPIRES _____ ENTERED BY _____

Mail Form With Payment to: Kansas Register, Secretary of State, State Capitol, Topeka, KS 66612

**Use this form (or a copy of it) for
CHANGE OF ADDRESS**

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

Indicate change or correction of name or address
here:

Mail to: Kansas Register, Secretary of State, State Capitol, Topeka, KS 66612