The following regulations have been adopted and published in the Kansas Register. They will become effective on the final date listed in the history section that follows each regulation. Regulations become effective 15 days after publication in the Kansas Register unless a later effective date is given in the body of the regulation.

State of Kansas
Department of Health and Environment
Permanent Administrative Regulations

Article 17.—DIVISION OF VITAL STATISTICS

28-17-6. Fees for copies, abstracts, and searches. (a) The fees for making and certifying copies or abstracts of birth, death, stillbirth, marriage, and divorce certificates shall be $20.00 for the first copy or abstract and $20.00 for each additional copy or abstract of the same record requested at the same time.

(b) The fee for any search or verification of the files and records for birth, death, stillbirth, marriage, or divorce certificates if no certified copy or abstract is made shall be $20.00 for each five-year period for which a search is requested or for each fractional part of a five-year period.

(c) The fee for any search of the files necessary for preparing an amendment to a birth, death, stillbirth, marriage, or divorce certificate or abstract shall be $20.00.

(d) The fees for non-certified copies or abstracts of certificates or parts of certificates requested for research purposes shall be the following:
   (1) $15.00 for each copy of a birth, death, marriage, divorce, or stillbirth certificate, if the state certificate number is provided; and
   (2) $20.00 for each copy of a birth, death, marriage, divorce, or stillbirth certificate, if the state certificate number is not provided.

(e) The fee for each certified copy of an heirloom certificate shall be $40.00.


Janet Stanek
Secretary

State of Kansas
Attorney General
Permanent Administrative Regulation

Article 21.—HUMAN TRAFFICKING


(b) Each notice shall be at least 8.5” x 11” and shall be legible. Each notice that becomes illegible shall be replaced immediately.

(c) A notice that meets the requirements of this regulation may be obtained by contacting the office of the Kansas attorney general or may be reproduced from the web site of the office of the Kansas attorney general. (Authorized by and implementing K.S.A. 2021 Supp. 75-759; effective July 8, 2022.)

Derek Schmidt
Attorney General

State of Kansas
Board of Healing Arts
Permanent Administrative Regulations

Article 28b.—INDEPENDENT PRACTICE OF MIDWIFERY

100-28b-3. Approved course of study in nurse-midwifery. The course of study in nurse-midwifery approved by the board to obtain authorization to engage in the independent practice of midwifery shall meet the standards established for advance practice registered nurses certified in nurse midwifery pursuant to the Kansas nurse practice act, and amendments thereto. (Authorized by K.S.A. 65-28b07; implementing K.S.A. 65-28b03; effective July 8, 2022.)

100-28b-6. Fees. (a) The following fees shall be collected by the board:
   (1) Application for license ...........................................$ 100.00
(2) Annual renewal of license:
(A) Paper renewal........................................... $ 75.00
(B) On-line renewal ......................................... $ 50.00
(3) Late renewal:
(A) Paper renewal........................................... $ 50.00
(B) On-line renewal ......................................... $ 25.00
(4) Certified copy of license.............................. $ 20.00
(5) Verified copy of license............................... $ 20.00
(b) If a licensee’s initial license is issued six or fewer
months before the deadline for the licensee to renew the
license, the first annual renewal fee shall be $25.00 if the
license renews on-line. (Authorized by K.S.A. 65-28b07;
implementing K.S.A. 65-28b03, 65-28b04, and 65-28b05;
effective July 8, 2022.)

100-28b-14. Patient records. (a) Each licensee shall
maintain an adequate health care record for each patient
for whom the licensee performs a professional service.
(b) Each health care record shall meet the following re-
quirements:
(1) Contain only those terms and abbreviations that are
or should be comprehensible to similar licensees;
(2) document adequate identification of the patient;
(3) document all professional services provided or rec-
ommended and the date on which each professional ser-
vice was provided or recommended;
(4) document all clinically pertinent information con-
cerning the patient’s condition;
(5) document all identifiable risk assessments per-
formed on the patient;
(6) document all examinations, vital signs, and tests
obtained, performed, or ordered, and the findings and
results of each;
(7) document all medications prescribed, dispensed, or
administered, the time each medication was prescribed,
dispensed, or administered, and the dose and route of
each medication;
(8) document the patient’s response to all professional
services performed or recommended;
(9) document all instruction and education provided to
the patient related to the childbirth process;
(10) document the date and time of the onset of labor;
(11) document the course of labor, including all exam-
inations and pertinent findings;
(12) document the date and exact time of birth, the pre-
senting part of the newborn’s body, the newborn’s sex,
and the newborn’s Apgar scores;
(13) document the time of expulsion and the condition
of the placenta;
(14) document the condition of the patient and new-
born, including any complications and action taken;
(15) contain the results of all postpartum and newborn
examinations;
(16) document all professional services provided to
the newborn, including prescribed medications and the
time, type, and dose of eye prophylaxis;
(17) contain documentation of all consultation and col-
laboration with a physician concerning the patient;
(18) contain documentation of each referral, transfer,
and transport to a medical care facility, including the rea-
sons for each referral, transfer, or transport to a medical
care facility;
(19) contain all written instructions given to the patient
regarding postpartum care, family planning, care of the
newborn, arrangements for metabolic testing, immuni-
izations, and follow-up pediatric care; and
(20) contain all pertinent health care records received
from other health care providers.
(c) Each entry in the health care record shall meet the fol-
lowing requirements:
(1) Be legible; and
(2) be authenticated by the person making the entry.
Each authentication in the health care record for an entry
documenting professional services provided by an in-
dividual licensed to engage in the independent practice
of midwifery shall include the letters “CNM-I” after the
licensee’s name.
(d) For the purposes of the independent practice of
midwifery act and this regulation, an electronic patient
record shall be deemed a written patient record if both of
the following conditions are met:
(1) Each entry in the electronic record is authenticated
by the licensee.
(2) No entry in the electronic record can be altered after
authentication. (Authorized by and implementing K.S.A.
65-28b07; effective July 8, 2022.)

100-28b-20. Maintenance and storage of health care
records. (a) Each licensee shall maintain the health care
record for pregnancy, delivery, postpartum, and new-
born care for at least 25 years from the date the licensee
provided the professional service recorded.
(b) Each licensee shall maintain the health care record
for family planning services and the treatment of sexually
transmitted infections for at least 10 years from the date
the licensee provided the professional service recorded.
(c) Any licensee may designate an entity, another
licensee, or a health care facility to maintain a health care
record if the licensee requires the designee to store the
record in a manner that maintains confidentiality and al-
 lows lawful access.
(d) Health care records may be stored by an electronic
data system, microfilm, or similar photographic means.
Any licensee may destroy original paper records if the
electronically stored health care record can be repro-
duced without alteration from the original.
(e) Each electronically stored health care record shall
identify any existing original documents or information
not included in the electronically stored health care record.
(f) Each licensee who terminates practice in Kansas
shall, within 30 days of the termination, provide the fol-
lowing information to the board:
(1) The location where the licensee’s health care
records are stored;
(2) if the licensee designates an agent to maintain the
health care records, the agent’s name, telephone number,
and mailing address; and
(3) the date on which the health care records are sched-
uled to be destroyed, according to this regulation. (Au-
thorized by K.S.A. 65-28b07; implementing K.S.A. 65-
28b07; effective July 8, 2022.)

Susan Gile
Acting Executive Director