



Kansas Register

Bill Graves, Secretary of State

Vol. 12, No. 27

July 8, 1993

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State of Kansas

Secretary of State

Usury Rate for July

Pursuant to the provisions of K.S.A. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate executed during the period of July 1, 1993 through July 31, 1993, is 8.65 percent.

Bill Graves
Secretary of State

Doc. No. 013655

State of Kansas

Secretary of State

Notice of Judgment Interest Rate

Pursuant to the provisions of K.S.A. 16-204, the rate of interest on judgments rendered by courts of the state of Kansas pursuant to the code of civil procedure is 7.0 percent during the period of July 1, 1993 through June 30, 1994.

Bill Graves
Secretary of State

Doc. No. 013656

State of Kansas

Office of the State Treasurer

Notice of Investment Rates

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

Effective 7-12-93 through 7-18-93

Term	Rate
0-90 days	3.16%
3 months	2.99%
6 months	3.14%
12 months	3.50%
24 months	3.90%
36 months	4.37%
48 months	4.68%

Sally Thompson
State Treasurer

Doc. No. 013620

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State of Kansas

**Social and Rehabilitation Services
Division of Services for the
Blind Advisory Committee**

Notice of Meeting

The Division of Services for the Blind Advisory Committee will meet from 9 a.m. to 12 noon Friday, August 27, in the Rehabilitation Center for the Blind conference room, 2516 W. 6th, Topeka.

Richard A. Schutz
Director

Doc. No. 013650

State of Kansas

Social and Rehabilitation Services

**Request for Trainers
Family Preservation Training**

The Department of Social and Rehabilitation Services is soliciting applications from individuals to provide training to SRS staff in the areas of family-based services and family preservation. This training will involve the delivery of a two-day curriculum previously developed by SRS. It is anticipated that this training will take place at various locations around the state during the months of August and September 1993. A "training for trainers" opportunity will be provided to those individuals who are selected.

The following criteria must be met by potential trainers for this project:

- Graduate degree in a human services field
- Three or more years clinical or therapeutic work experience using a family systems approach
- One year experience in providing training and development opportunities for other professionals in family systems
- Knowledge of the SRS Family Agenda and public social services
- References (three)

A letter of application, with resume, should be sent to Karen Dindios at SRS Youth and Adult Services, Smith-Wilson Building, 300 S.W. Oakley, Topeka, KS 66606, no later than 5 p.m., July 19, 1993.

Carolyn Risley Hill
Commissioner
Youth and Adult Services

Doc. No. 013649

State of Kansas

**Department of Administration
Division of Purchases**

Notice to Bidders

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

Monday, July 19, 1993

29787

Statewide—Frozen bakery

29790

Kansas Correctional Industries—Blended BC solvent

Tuesday, July 20 1993

96765

University of Kansas—Structural repair, Jayhawker Towers parking garages

Wednesday, July 21, 1993

29788

Statewide—Potato chips and related products

96761

Kansas State University—HVAC equipment

Thursday, July 22, 1993

29789

University of Kansas Medical Center—Miscellaneous frozen foods

96762

University of Kansas—Photocopiers and vending units

Tuesday, July 27, 1993

A-6987

Youth Center at Topeka—Kitchen renovation

Wednesday, July 28, 1993

A-6930

Larned State Hospital—Pave outdoor recreation areas

Tuesday, August 31, 1993

29786

Fort Hays State University—Property insurance

Request for Proposals

Wednesday, July 28, 1993

29784

Financial Services for the Department of Administration, Division of Information Systems and Communications

Jack R. Shipman
Director of Purchases

Doc. No. 013654

State of Kansas

Kansas Board of Regents

Notice of Commencement of Negotiations

Notice is hereby given of the commencement of negotiations for the purpose of selecting one or more contractors to provide collection services beginning October 1, 1993 of accounts of the University of Kansas Medical Center Hospital incurred on and after October 1, 1993.

Individuals or firms interested in submitting proposals should contact John Cassin, Chief Financial Officer, University of Kansas Medical Center, Department of Hospital Administration, 3901 Rainbow Blvd., Kansas City, KS 66160-7200, (913) 588-1270, by 5 p.m., C.D.T., July 22. Proposals should be submitted to John Cassin, at the address above and must be received by 5 p.m., C.D.T., August 9.

Glenn E. Potter
Vice Chancellor for Hospital Administration
University of Kansas Medical Center

Doc. No. 013658

State of Kansas

**Department of Health
and Environment**

**Notice Concerning Kansas
Water Pollution Control Permits**

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, and 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, tentative permits have been prepared for discharges to the waters of the United States and the state of Kansas for the applicants described below. The tentative determinations for permit content are based on preliminary staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization to discharge subject to certain effluent limitations and special conditions.

Public Notice No. KS-AG-93-70

Name and Address of Applicant	Legal Description	Receiving Water
Alan and Susan Abram Abram Farms Route 2, Box 151A Columbus, KS 66725	SE/4, Sec. 28, T33S, R24E, Cherokee County	Neosho River Basin

Kansas Permit No. A-NECK-P020

The proposed facility has the capacity for approximately 33,000 turkeys.

Wastewater Control Facilities: No wastewater controls are required for this facility. This is a dry operation. Waste manure and litter may be stored temporarily in a dry (weather protected) facility prior to proper land application of the material.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plans shall cover, but not be limited to, the following items: handling and disposal equipment

for both solids and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. The waste management plan shall be based on accepted principles, methodologies and data for waste characteristics and crop utilization. The plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Public Notice No. KS-ND-93-17

Name and Address of Applicant	Waterway	Type of Discharge
Unified School District #449 Pleasant Ridge High School and Middle School Highway 192 Easton, KS 66020 Leavenworth County, KS Kansas Permit No. M-KS13-N001	Non-overflowing	Non-overflowing

Description of Facility: This facility is designed for the treatment of domestic sewage. This permit is being public noticed due to the addition of the proposed middle school facility.

Name and Address of Applicant	Waterway	Type of Discharge
Kansas Pipeline Operating Co. Osawatomie Facility c/o 600 Commerce Plaza 7300 W. 110th Overland Park, KS 66210 Miami County, KS Kansas Permit No. I-MC30-P005	Marais des Cygnes River	Hydrostatic test discharge-existing natural gas pipeline

Description of facility: Water is discharged directly to the Marais des Cygnes River after it is used to hydrostatically test an existing natural gas pipeline. This is a temporary permit for discharge if hydrostatic test water. This permit is being re-public noticed due to modification in Toluene and total xylene effluent limitations. These were incorrect in the original draft permit and have been corrected to reflect the limits certified to meet water quality standards.

Name and Address of Applicant	Waterway	Type of Discharge
Killough Enterprises, Inc. #24 Settlemyer Quarry-Colony P.O. Box 3729 Lawrence, KS 66046-0729	Neosho River via Indian Creek via unnamed tributary	Mine pit dewatering, uncontaminated stormwater runoff and sedimentation pond discharge

Anderson County, KS

Kansas Permit No. I-NE14-P001

Fed. Permit No. KS-0081434

Description of Facility: This facility is engaged in a limestone crushing operation with very infrequent washing. Since washing can be performed, the permittee is required to notify this department prior to washing occurring. A sedimentation pond must also be used to treat any wastewater from the washing operation, if washing is ever performed. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria.

Written comments on the proposed determinations may be submitted to Bethel Spotts, Permit Clerk, or Dorothy Geisler (agricultural permits), Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Topeka 66620. All comments postmarked or received on or before

August 7, 1993 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-93-70, KS-93-61/62, KS-ND-93-17) and the name of applicant as listed when preparing your comments.

If no objections are received during the public notice period, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61 (28-46-21 for UIC). Media coordination (newspapers, radio) for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The application, proposed permit, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 740, Forbes Field, Topeka, from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Robert C. Harder
Secretary of Health
and Environment

Doc. No. 013662

State of Kansas

Department of Health and Environment Notice of Intent to Issue a Hazardous Waste Permit

Public Notice

The Kansas Department of Health and Environment (KDHE), and Region VII of the U.S. Environmental Protection Agency (EPA) are today providing public notice that they intend to issue a joint Resource Conservation and Recovery Act (RCRA) hazardous waste container storage permit to the United States Air Force and the Defense Reutilization and Marketing Organization, located at McConnell Air Force Base, 2801 South Rock Road, Wichita, Kansas. The facility obtained interim status as a RCRA hazardous waste treatment and storage facility in 1980 and was assigned EPA identification number KS 1571924140. A draft permit has been prepared to address this action and is available for public review.

A variety of waste streams which are considered to be hazardous are generated at McConnell Air Force Base. These wastes are containerized and accumulated in a storage facility on-site prior to shipment off-site for disposal. The maximum storage capacity of hazardous waste for the container storage facility is 2,600

gallons, and will only be used for storage of wastes which are generated at McConnell Air Force Base.

In October 1985, the state of Kansas received final authorization to operate the base RCRA program, except for the provisions covered by the Hazardous and Solid Waste Amendments of 1984 (HSWA). Authority for the corrective action portion of the RCRA program has not been delegated to the state of Kansas and is currently administered by EPA. The EPA and KDHE have reviewed the Part B Permit Application submitted by McConnell Air Force Base and prepared a draft hazardous waste storage permit. The KDHE portion of the permit (Part I—RCRA Regulated Unit) will be issued under the authority of K.S.A. 65-3430 *et seq.* and K.A.R. 28-31-9. The EPA portion of the permit (Part II—Corrective Action) will be issued under the authority of section 3004(u) of HSWA and section 3005 of RCRA.

A copy of the administrative record which includes the draft permit, Part B permit application, and all information regarding this permit action is available for public review during normal business hours, 8 a.m. to 4:30 p.m., Monday through Friday at the following locations: KDHE South Central District Office, 1919 Amidon, Suite 13, Wichita, Kansas 67203; Contact: Teresa Hansen, (316) 838-1071; KDHE Central Office, Bureau of Waste Management, Hazardous Waste Section, Forbes Field, Building 740, Topeka, Kansas 66620-0001; Contact: John W. Mitchell, (913) 296-1608; or U.S. EPA Region VII, RCRA Permit Section, 726 Minnesota Ave., Kansas City, Kansas 66101; Contact: Lyndell Harrington, (913) 551-7657.

A public hearing has not been scheduled, however, if requests are received which indicate a significant degree of public interest in this draft permit, a public hearing will be scheduled.

The public comment period will begin July 8, 1993 and end on August 23, 1993. Anyone wishing to comment on the draft permit, Part B permit application, or request a public hearing should submit written statements postmarked no later than August 23, 1993 to John W. Mitchell (KDHE) or Lyndell Harrington (EPA) at the above addresses. Requests for information relating to this permitting action should be directed to the same individuals.

The Secretary and Regional Administrator will make the final permit decision on the issuance and content of the permit at the end of the public comment period. In making the decision, the Secretary and Regional Administrator will consider all written comments received during the public comment period, comments received at a public hearing, if one is held, and all state and federal hazardous waste regulations and policies.

Robert C. Harder, Secretary
Department of
Health and Environment

Doc. No. 013664

State of Kansas

State Conservation Commission

Notice to Contractors

Sealed bids for the construction of a 33,700 cubic yard detention dam, Site 10-1 in Brown County, will be received by the Wolf River Watershed Joint District No. 66 at the District Office, 121 Parsons, Box 216, Robinson 66532, until 8 p.m. on July 27, and then opened. A copy of the invitation for bids and plans and specifications can be obtained at the District Office, (913) 544-6686 or from Bartlett & West, 720 Oregon, Hiawatha 66436, (913) 742-7441.

Kenneth F. Kern
Executive Director

Doc. No. 013644

State of Kansas

Kansas Racing Commission

Temporary Administrative
RegulationsArticle 17.—COUNTY FAIR OR HORSEMEN'S
NONPROFIT ORGANIZATION

112-17-15. Distribution of monies from county fair horse racing benefit fund. Procedure for distribution of monies from the county fair horse racing benefit fund shall be as follows: (a) Each applicant shall submit an application for funds to the commission which shall include:

- (1) Name, address and telephone number of the applicant;
- (2) total amount of funds requested by the applicant, as well as a statement of justification for the request;
- (3) applicant's tax identification number;
- (4) applicant's proposed budget for the race meeting covered by the application;
- (5) detailed narrative specifically identifying amount of funds requested for:
 - (A) Reimbursement of the commission for the cost of stewards and assistant animal health officers performing services at race meetings conducted by the applicant;
 - (B) paying the costs of totalisator expenses incurred by the applicant;
 - (C) paying the costs of background investigations of members of the applicant that are required under the Kansas parimutuel racing act;
 - (D) purse supplements at race meetings conducted by the applicant;
 - (E) basic operating assistance grants to the applicant; and
 - (F) costs to the applicant for employment of key racing officials, as determined by the commission.

(b) Applications for funds during the fiscal year ending June 30, 1993, shall be submitted to the commission on or before June 30, 1993.

(c) Beginning with fiscal year July 1, 1993, through June 30, 1994, applications shall be submitted to the

commission yearly, no later than December 31st of the calendar year preceding the race meeting for which funds are requested.

(d) Each application shall be reviewed and evaluated by commission staff for the purpose of making a recommendation to the commission.

(e) Each application shall be evaluated on the following criteria:

- (1) The applicant's compliance with K.S.A. 74-8838;
- (2) the adequacy of detail of the application;
- (3) the quality of justification stated in the application; and
- (4) any other criteria indicated by the commission which it determines significant in reviewing the application.

(f) Each applicant, to whom funds are distributed, shall provide audited financial statements within 60 days of the end of their fiscal year, including a statement of revenue and expenditures and a balance sheet. Within 45 days after the close of each race meeting, each applicant shall provide payment documentation of the precise expenditures covered by the funds. (Authorized by K.S.A. 74-8838; implementing K.S.A. 74-8838; effective, T-112-6-29-93, June 29, 1993.)

Janet Chubb
Executive Director

Doc. No. 013652

(Published in the Kansas Register, July 8, 1993.)

Summary Notice of Bond Sale
\$9,705,000

Aggregate Principal Amount
General Obligation Bonds
Series 732 and Series 734
and

\$27,950,000

Aggregate Principal Amount
General Obligation Refunding Bonds
Series 1993A and Series 1993B
City of Wichita, Kansas

(general obligation bonds payable from unlimited
ad valorem taxes)

Subject to the terms and conditions of the complete official notice of bond sale, dated July 6, 1993; of the City of Wichita, Kansas (the city), in connection with the city's hereinafter described General Obligation Bonds, Series 733 and Series 734 (the general obligation bonds) and General Obligation Refunding, Series 1993A and Series 1993B (the general obligation refunding bonds), sealed, written bids for the purchase of each of said series of bonds shall be received at the office of the Mayor, First Floor, City Hall, 455 N. Main, Wichita, Kansas, until 10:30 A.M., C.D.T. Tuesday, July 20, 1993. Each series of bonds shall be sold separately. Bidders may bid on any or all series of bonds, but must bid on the entire amount of a series. All bids shall be publicly opened and read aloud on said date and at said time and place. The bids will be considered and the bonds will be awarded by the city council in

the City Council Chambers, City Hall, at 11:30 a.m., on July 20, 1993.

No oral or auction bid for the bonds shall be considered; no bid for less than the entire principal amount of the Series 733 and Series 734 Bonds shall be considered; and no bid for less than 99.25 percent of the principal amount of the Series 1993 A and Series 1993B Bonds shall be considered. Bids will be accepted only on the official bid form which has been prepared for each series of bonds, and which may be obtained from the office of the director of finance. Bids may be submitted by mail or may be delivered in person, but must be received at the place and no later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the city, or in the form of a financial surety bond payable to the order of the city and meeting requirements therefor as set forth in the official notice of bond sale, and shall be in an amount equal to 2 percent of the principal amount of the series of bonds for which the bid is submitted.

Description of the Bonds

The bonds shall be issued as fully registered bonds in denominations of \$5,000, or any integral multiple thereof not exceeding the principal amount maturing in each year. The bonds shall bear a dated date of August 1, 1993. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds.

General Obligation Bonds, Series 733

The Series 733 Bonds are in the aggregate principal amount of \$5,355,000; the interest thereon shall be payable semiannually on March 1 and September 1 of each year, commencing March 1, 1994; and the Series 733 Bonds shall mature serially on September 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date
\$245,000	1994
255,000	1995
270,000	1996
285,000	1997
300,000	1998
315,000	1999
330,000	2000
350,000	2001
365,000	2002
385,000	2003
405,000	2004
425,000	2005
450,000	2006
475,000	2007
500,000	2008

General Obligation Bonds, Series 734

The Series 734 Bonds are in the aggregate principal amount of \$4,350,000; the interest thereon shall be payable semiannually on June 1 and December 1 of each year, commencing June 1, 1994; and the Series 734

Bonds shall mature serially on June 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date
\$435,000	1994
435,000	1995
435,000	1996
435,000	1997
435,000	1998
435,000	1999
435,000	2000
435,000	2001
435,000	2002
435,000	2003

General Obligation Refunding Bonds, Series 1993 A

The Series 1993 A Bonds offered for sale shall be issued in the aggregate principal amount of \$16,880,000; and shall mature serially on December 1 (the principal payment date) in the years and principal amounts as follows:

Maturity Schedule—Series 1993A

Principal Amount	Maturity Date
\$3,625,000	1994
3,665,000	1995
3,560,000	1996
2,730,000	1997
2,380,000	1998
920,000	1999

Interest on the Series 1993A Bonds shall be payable semiannually on June 1 and December 1 of each year (the interest payment dates), commencing June 1, 1994.

General Obligation Refunding Bonds, Series 1993B

The Series 1993B Bonds offered for sale shall be issued in the aggregate principal amount of \$11,070,000, and shall mature serially on September 1 (the principal payment date) in the years and principal amounts as follows:

Maturity Schedule—Series 1993B

Principal Amount	Maturity Date
\$ 965,000	1994
1,000,000	1995
1,060,000	1996
1,095,000	1997
1,155,000	1998
1,215,000	1999
1,290,000	2000
1,355,000	2001
1,440,000	2002
495,000	2003

Interest on the Series 1993B bonds shall be payable on March 1 and September 1 of each year (the interest payment dates), commencing March 1, 1994.

The general obligation refunding bonds offered for sale will be issued in the respective principal amounts as shown above; provided however, the city reserves the right, after bids for the purchase thereof are

(continued)

opened and prior to award, to adjust individual maturity amounts in order to level the savings to be realized by the city by the issuance of the general obligation refunding bonds.

Paying Agent and Bond Registrar; Payment of Principal and Interest

The Chase Manhattan Bank, N.A., New York, New York, shall serve as bond registrar and paying agent for the bonds. Interest will be payable by check or draft of the paying agent mailed to the registered owners of the bonds. Principal will be payable upon surrender of bonds to the paying agent.

Redemption

Certain of the Series 733, Series 734 and Series 1993B Bonds are subject to redemption as set forth in the official notice of bond sale. The Series 1993A Bonds are not subject to redemption.

Delivery

Each series of bonds, duly printed, executed and registered, shall be delivered at the expense of the city to or at the direction of the successful bidder, at any bank or trust company or other depository in the state of Kansas or any of the following federal reserve cities: Boston, New York City, Cleveland, Richmond, Atlanta, Chicago, St. Louis, Minneapolis, Kansas City, Dallas or San Francisco. Delivery elsewhere shall be made at the expense of the successful bidder. The Series 733, Series 734 and Series 1993B Bonds are expected to be available for delivery on or about August 26, 1993. The Series 1993A Bonds are expected to be available for delivery on or about September 2, 1993.

Legal Opinion

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

Security

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

Ratings

The city's outstanding general obligation bonds issued since 1975 have been rated "Aa" by Moody's Investors Service, Inc. and "AA" by Standard & Poor's Corporation. The city has applied to both of said rating services for ratings on the bonds described herein.

Financial Matters

The city's current assessed valuation is as follows:

Assessed valuation of taxable tangible property	\$1,512,479,545
Taxable value of motor vehicles	<u>247,280,110</u>
Equalized assessed tangible valuation for computation of bonded debt limitations	\$1,759,759,655

The total outstanding general obligation bonded indebtedness of the city on August 1, 1993, will be \$308,250,000. This amount does not include the within described bonds nor the pending issue of the city's temporary notes hereinafter mentioned. This amount does, however, include the city's outstanding general obligation bonds which are to be currently refunded from proceeds of the within described series of general obligation refunding bonds.

The city expects to sell on or about the same date as the bonds described herein, \$18,460,000 aggregate principal amount of its temporary notes.

Additional Information

Copies of the complete official notice of bond sale and official bid forms and of the preliminary official statement may be obtained from the office of the Director of Finance, City Hall, 13th Floor, 455 N. Main, Wichita, Kansas 67202-1679 (Allen Bell, Financial Projects Director, 316-267-4434).

Official Statement

The preliminary official statement dated July 6, 1993, prepared by the city in connection with these series of bonds, is in a form "deemed final" by the city for the purpose of the Securities Exchange Commission's Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Upon the sale of the bonds, the city shall furnish each successful bidder for the bonds with a reasonable number of copies of the final official statement, without additional cost, upon request. Copies of the final official statement in excess of a reasonable number may be ordered by a successful bidder at its expense.

Ray Trail, Director of Finance
City of Wichita, Kansas

Doc. No. 013657

(Published in the Kansas Register, July 8, 1993.)

Statutory Notice of Bond Sale \$15,005,000 School Building Bonds Series 1993

of

**Unified School District 230
Johnson/Miami County, Kansas
Dated August 1, 1993**

(general obligations payable
from unlimited ad valorem taxes)

Sale Period

Sealed bids will be received by the undersigned Superintendent of Unified School District No. 230, Johnson/Miami County, Kansas (the school district), on behalf of the Board of Education, 101 E. South St., Box 346, Spring Hill, Kansas 66083, until 11:30 a.m., C.D.T., on Thursday, July 15, 1993, for the purchase of the School District's School Building Bonds, Series 1993 (the bonds), in the principal amount of \$15,005,000, as hereinafter described. All bids will be publicly opened and read at said time and place and will be acted upon by the Board of Education at 7

p.m., C.D.T., on the date of sale. No oral or auction bids will be considered. No bid of less than the par value of the bonds and accrued interest thereon to the date of delivery of the bonds will be considered.

Bidders may mail or deliver a bid in person to the Superintendent at 101 E. South St., Box 346, Spring Hill, Kansas 66083, or they may telefax it to the school district prior to the said time and date. Bidders who transmit their bid by telefax must undertake the following: (a) send a blank copy of the official proposal form for the bonds in time to be received by the school district not less than two business days prior to the date of sale; (b) the blank proposal must provide the name and telephone number of the authorized representative of the lead manager of each account signed by such representative and must list the members of the account on the back thereof. On the day of the sale, at least 15 minutes prior to the time of sale, the authorized representative of the account may transmit to the superintendent, by telefax, the bid for the bonds. The signed proposal will be completed by the superintendent with such information. Telefax transmissions must be sent to the following number: (913) 592-7270. The school district will not accept responsibility for inaccurate bids submitted through the telefax, including garbled transmissions, or the inability of a bidder to access the telefax number prior to the indicated sale time.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, will be dated August 1, 1993, and will become due serially on December 1 in each of the years as follows:

**\$15,005,000
School Building Bonds
Series 1993**

Maturity December 1	Principal Amount	Maturity December 1	Principal Amount
1994	\$ 50,000	2004	\$ 750,000
1995	430,000	2005	795,000
1996	460,000	2006	840,000
1997	500,000	2007	885,000
1998	530,000	2008	940,000
1999	570,000	2009	995,000
2000	605,000	2010	1,055,000
2001	645,000	2011	1,120,000
2002	675,000	2012	1,185,000
2003	715,000	2013	1,260,000

The bonds will bear interest from their date at rates to be determined when the bonds are sold as herein provided, which interest will be payable semiannually on June 1 and December 1 in each year, commencing June 1, 1994.

The bonds will be delivered to the successful bidder properly prepared, executed and registered without cost within approximately 45 days after the date of their sale at such bank or trust company in the continental United States as may be specified by the successful bidder and is acceptable to the school district.

Optional Municipal Bond Insurance

The school district will apply for municipal bond insurance relating to the bonds. If approved for municipal bond insurance, the bonds may be purchased with or without such insurance at the option of the successful bidder. See the complete notice of bond sale and preliminary official statement relating to the bonds for further information.

Good Faith Deposit

A good faith deposit in the form of a certified cashier's check in the amount of \$300,100 must accompany each bid for the bonds.

Costs

The school district will pay the cost of printing the bonds and the expense of all legal services, including the opinion of Burke, Williams, Sorensen & Gaar, bond counsel, approving the legality of the bonds and the exclusion of the interest thereon (with specified minor exceptions) from federal and Kansas gross income taxes.

Assessed Valuation and Indebtedness

For the computation of the debt limitation relating to the bonds, the assessed valuation of the taxable tangible property within the school district as of March 1, 1993, is \$29,371,085. The total general obligation indebtedness of the school district, as of the date of the bonds, including the bonds, is \$15,545,000.

Additional Information

A complete notice of bond sale, preliminary official statement and bid forms approved by the school district will be mailed to all interested parties. Additional information regarding the bonds may be obtained from the school district's superintendent, at (913) 592-7200, or from Burke, Williams, Sorensen & Gaar, bond counsel, at (913) 339-6200.

Board of Education of
Unified School District 230
Johnson/Miami County, Kansas
Dr. Barton L. Goering
Superintendent
101 E. South St., Box 346
Spring Hill, KS 66083
Telephone (913) 592-7200
Telecopier (913) 592-7270

Doc. No. 013661

(Published in the Kansas Register, July 8, 1993.)

**Summary Notice of Bond Sale
City of Altoona, Kansas
\$114,000**

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

Sealed Bids

Subject to the notice of bond sale dated July 2, 1993 and preliminary official statement dated July 2, 1993, sealed bids will be received by the clerk of the City
(continued)

of Altoona, Kansas (the issuer), on behalf of the governing body, until 7 p.m. C.D.T., on July 15, 1993 for the purchase of \$114,000 principal amount of the General Obligation Sewer Bonds, Series 1993 (the bonds).

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$1,000 or any integral multiple thereof. The bonds will be dated August 1, 1993, and will become due on November 1 in the years follows:

Year	Principal Amount
1994	\$ 2,000
1995	3,000
1996	3,000
1997	3,000
1998	4,000
1999	4,000
2000	4,000
2001	4,000
2002	5,000
2003	5,000
2004	6,000
2005	6,000
2006	6,000
2007	7,000
2008	7,000
2009	8,000
2010	8,000
2011	9,000
2012	10,000
2013	10,000

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

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$2,280 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before August 2, 1993, at such bank or trust company in the state of Kansas or Kansas City, Missouri as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1992, is \$813,243. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$189,000.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the clerk (316/568-5415), or from the Financial Advisor, Cooper Malone McClain, Inc., Wichita, Kansas. Attention: Dave Malone (316/264-2400).

Dated July 2, 1993.

City of Altoona.

Doc. No. 013665

State of Kansas

Behavioral Sciences Regulatory Board

Permanent Administrative Regulations

Article 1.—CERTIFICATION OF PSYCHOLOGISTS

102-1-13. Fees. Psychology licensure fees shall be:

- (a) Application, \$130;
- (b) Renewal, \$130;
- (c) Examination, \$325;
- (d) Duplicate license, \$10;
- (e) Temporary, \$15; or
- (f) Reinstatement, \$130. (Authorized by and implementing K.S.A. 74-5310, 74-5310a, 74-5311, as amended by 1993 SB 248, Sec. 2, K.S.A. 74-5316, 74-5319, 74-5339, 74-5349; effective May 1, 1984; amended, T-85-35, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1987; amended, T-102-5-1-90, May 1, 1990; amended June 11, 1990; amended, T-102-11-29-90, Nov. 29, 1990; amended Jan. 21, 1991; amended Aug. 23, 1993.)

Article 5.—REGISTERED MARRIAGE AND FAMILY THERAPISTS

102-5-2. Fees. (a) Each applicant for registration as a marriage and family therapist shall pay the appropriate fee set forth below:

- (1) application for registration, \$150;
- (2) renewal of registration, \$100;
- (3) examination, \$260;
- (4) replacement registration, \$20;
- (5) reinstatement of registration, \$100; or
- (6) late renewal, \$5 for each 30 days of delay beyond the date the renewal application was to be made.

(b) Any fee paid to the board shall be non-refundable. (Authorized by and implementing K.S.A. 65-6411, as amended by 1993 SB 248, sec. 1; effective March 29, 1993; amended Aug. 23, 1993.)

Mary Ann Gabel
Executive Director

Doc. No. 013646

State of Kansas

Department of Administration

Public Notice

Under requirements of K.S.A. 65-34,117(b), records of the Division of Accounts and Reports show the unobligated balances are \$1,964,660.03 in the Underground Petroleum Storage Tank Release Trust Fund and \$8,439,985.60 in the Aboveground Petroleum Storage Tank Release Trust Fund at June 30, 1993.

Susan M. Seltsam
Secretary of Administration

Doc. No. 013659

State of Kansas

Board of Accountancy

Permanent Administrative
Regulations

Article 5.—CODE OF PROFESSIONAL CONDUCT

74-5-2. Definitions. The following definitions are applicable wherever such terminology is used in the rules of conduct: (a) "Board" means the Kansas state board of accountancy.

(b) "Certified public accountant," or "CPA," means a holder of a Kansas certificate as a certified public accountant and firms registered with the board to practice certified public accountancy.

(c) "Client" means any person or persons or any entity that retains a certified public accountant or a registered firm for the performance of professional services.

(d) "Enterprise" means any person or persons or entity, whether organized for profit or not, for which a certified public accountant provides services.

(e) "Firm" means a proprietorship, partnership or professional corporation or association, limited liability company or general corporation engaged in the practice of public accounting.

(f) "Financial statements" means:

(1) the statements and related footnotes that purport to show financial position at a particular point in time or changes in financial position over a period of time;

(2) the statements which use a cash or other incomplete basis of accounting; and

(3) the balance sheets, statements of income, statements of retained earnings, statements of cash flow, and statements of changes in owners' equity. Incidental financial data included in management advisory services reports to support recommendations to a client and tax returns and supporting schedules do not, for this purpose, constitute financial statements. The required affidavit or signature on tax returns prepared by a certified public accountant shall not constitute an opinion regarding financial statements.

(g) "Practice of public accountancy" means offering to perform or performing for a client one or more types of services involving the use of accounting or auditing skills, or one or more types of management advisory

services, including financial planning, preparation of tax returns or furnishing of advice on tax matters, while stating or implying that one is a certified public accountant. Use of the term "public accountant" shall not be interpreted as implying that one is a "certified" public accountant.

(h) "Professional services" means any services performed or offered to be performed by a certified public accountant in the course of the practice of public accountancy.

(i) "Public communication" means a communication made in identical form to multiple persons or to the world at large, as by television, radio, motion picture, newspaper, pamphlet, mass mailing, letterhead, business card or directory.

(j) "Licensed municipal public accountant," or "LMPA," means a holder of a permit issued under the laws of Kansas to practice as a municipal public accountant.

(k) "Personal Financial Planning" means the ongoing process of designing financial strategies and making planning decisions that are intended to implement goals, including assisting clients by organizing data, performing analyses, providing suggestions and recommendations, assisting in decision making, and facilitating the implementation of planning decisions.

(l) "Contingent fee" is any fee established for the performance of any services pursuant to an arrangement in which no fee will be charged unless a specified finding or result is attained, or in which the amount of the fee is otherwise dependent upon the finding or result of such services. Fees fixed by courts or other public authorities, or in tax matters which are determined based on the results of judicial proceedings or the findings of governmental agencies are not regarded as being contingent.

(m) "Audit" means performing an independent examination of the financial information of any entity, irrespective of profit orientation, size and legal form, when such an examination is conducted to express an opinion thereon.

(n) "Review" means performing inquiry and analytical procedures that provide the accountant with a reasonable basis for expressing limited assurance that there are no material modifications that should be made to the statements in order for them to be in conformity with generally accepted accounting principles or, if applicable, with another comprehensive basis of accounting.

(o) "Compilation" means presenting information in the form of financial statements that is the representation of the client without undertaking to express any assurance on the statements. (Authorized by and implementing K.S.A. 1-202(c)(1), K.S.A. 75-1119(a); effective Jan. 1, 1974; amended May 1, 1978; amended May 1, 1979; amended May 1, 1985; amended July 22, 1991; amended July 13, 1992; amended April 5, 1993; amended Aug. 23, 1993.)

74-5-202. Auditing standards. A certified public accountant or a licensed municipal public accountant shall not permit his or her name to be associated with financial statements in such a way as to imply that the

(continued)

accountant is acting as an independent certified public accountant or licensed municipal public accountant with respect to the financial statements unless the accountant has complied with applicable, generally accepted auditing standards as interpreted by statements on auditing standards issued by the American institute of certified public accountants in volumes 1 and 2, dated June 1, 1992, and the minimum standard audit program of the Kansas state municipal accounting board. Any accountant who does not conform to those standards shall provide justification for such a departure. (Authorized by and implementing K.S.A. 1-202(c)(1); K.S.A. 75-1119(a); effective Jan. 1, 1966; amended Jan. 1, 1972; amended Jan. 1, 1974; amended May 1, 1978; amended, E-82-27, Dec. 22, 1981; amended May 1, 1982; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended May 22, 1989; amended Jan. 7, 1991; amended July 13, 1992; amended Aug. 23, 1993.)

74-5-203. Accounting principles. (a) A certified public accountant or a licensed municipal public accountant shall not express an opinion that financial statements are presented in conformity with generally accepted accounting principles if the financial statements contain any departure from those accounting principles that has a material effect on the financial statements taken as a whole. However, any certified public accountant or licensed municipal public accountant may express such an opinion if the accountant can demonstrate that, due to unusual circumstances, the financial statement would otherwise have been misleading. In those cases, the accountant's report shall describe the departure, the approximate effects, if practicable, and the reasons why compliance with the principle would result in a misleading statement.

(b) For purposes of this regulation, "generally accepted accounting principles" are considered to be pronouncements issued by the financial accounting standards board in its general and industry standards publications, dated June 1, 1992. (Authorized by and implementing K.S.A. 1-202 (c)(1) and K.S.A. 75-1119(a); effective Jan. 1, 1966; amended Jan. 1, 1974; amended May 1, 1978; amended, E-82-27, Dec. 22, 1981; amended May 1, 1982; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended May 22, 1989; amended Jan. 7, 1991; amended July 13, 1992; amended Aug. 23, 1993.)

74-5-405. Form of practice. A certified public accountant may practice public accountancy, whether as an owner or an employee, in the form of a proprietorship, a partnership, a professional corporation or association, a limited liability company, or a general corporation, organized in accordance with Kansas laws. (Authorized by and implementing K.S.A. 1-202(c)(1); effective May 1, 1978; amended Aug. 23, 1993.)

74-5-406. Firm names. (a) A certified public accountant shall not practice public accountancy under a firm name that includes descriptive words relating to the quality of services offered or which is misleading in any way as to the legal form or as to the persons

who are partners, officers or shareholders of the firm, or as to any matter with respect to which public communications are restricted by K.A.R. 74-5-403.

(b) A firm name shall not be considered to be misleading solely because it contains words describing the geographical area in which the services are offered or words describing the type of services actually being performed by certified public accountants who are owners, partners, officers, or shareholders of the firm.

(c) A firm name or designation shall be considered to be misleading if: (1) the name contains a misrepresentation of facts;

(2) the name is intended or likely to create false or unjustified expectations of favorable results;

(3) the name implies education or professional attainment or licensing recognition of its owners, partners or shareholders which are not supported in facts;

(4) the name of a firm that is a Kansas professional corporation or association, limited liability company, or general corporation does not include the full legal name each time the firm name is used;

(5) use of the terms "& Company," "& Associate," or any similar terms does not represent at least one other unnamed partner, shareholder, owner or staff accountant holding both a Kansas certificate and a permit to practice as a certified public accountant; use of the plural "& Associates" does not represent more than one other unnamed partner, shareholder, owner or staff accountant holding both Kansas certificates and permits to practice as certified public accountants;

(6) the name of a firm that is a partnership or professional corporation or association, limited liability company or general corporation, fails to contain the personal name or names of one or more individuals presently or previously a partner, officer, or shareholder thereof;

(7) it contains the name of one or more former partners, shareholders or owners without their written consent;

(8) the name of a firm that is a sole proprietorship fails to contain the name of the sole proprietor; or

(9) the name contains other representations or implications that in reasonable probability will cause a person of ordinary prudence to misunderstand or to be deceived.

(d) A partner or shareholder surviving the death or withdrawal of all other partners or shareholders may continue to practice under a partnership, professional corporation or association, limited liability company or general corporation name for up to one year after becoming a sole practitioner. In this instance, "withdrawal" means leaving the practice of public accounting in the state of Kansas. (Authorized by and implementing K.S.A. 1-202(c)(1); effective May 1, 1978; amended Oct. 8, 1990; amended Aug. 23, 1993.)

Article 6—ADDITIONAL OFFICES

74-6-1. Definition of office. Any office space which is identified to the public as being connected with an individual practitioner, partnership, professional corporation or association, limited liability company or general corporation practicing as certified public ac-

countants, or for which there is a separate telephone listing in a telephone directory, shall be considered as an office of an individual practitioner, partnership, professional corporation or association, limited liability company or general corporation. (Authorized by K.S.A. 1-202(a) and K.S.A. 17-2708; implementing K.S.A. 1-308b; effective Jan. 1, 1966; amended Jan. 1, 1972; amended Aug. 23, 1993.)

74-6-2. Management of an office. (a) Each office as defined by K.A.R. 74-6-1, and located in this state, shall have a resident manager in charge who is the holder of a current permit to practice as a certified public accountant issued by this state, and who devotes more than half of his or her working time to the affairs of that office.

(b) Each individual practitioner, partnership, professional association or corporation, limited liability company or general corporation registered to practice in this state may, however, have one additional office which does not meet the resident manager requirement in subsection (a) above, if:

(1) a permit-holding certified public accountant has direct supervision of the additional office as the resident manager, and oversees the planning, administration, direction, and review of the services being performed in that office;

(2) the additional office has a resident manager who is present at least two-thirds of the hours the office is listed as being open; and

(3) the individual practitioner, partnership, professional association or corporation, limited liability company or general corporation registers the additional office by writing the board, listing the name of the resident manager, and the days and hours the additional office will be advertised as being open. (Authorized by K.S.A. 1-202(a) and K.S.A. 17-2708; implementing K.S.A. 1-308(b); effective Jan. 1, 1972; amended May 1, 1980; amended May 1, 1982; amended Aug. 21, 1989; amended Aug. 23, 1993.)

Article 8.—CORPORATE PRACTICE

74-8-2. Registration. (a) Each professional corporation or association and each general corporation organized for the practice of certified public accounting and maintaining an office in Kansas shall register annually by December 31. Such registration shall be made by a member of the corporation or association or general corporation on forms provided by the board.

(b) Notification shall be given to the board within one month after the admission or withdrawal of a member from any professional corporation or association or general corporation registered. Subsequent changes in address shall also be reported to the board within one month. Firm name changes shall require board approval prior to being used for public practice. (Authorized by K.S.A. 1-202(a) and K.S.A. 17-2708; implementing K.S.A. 1-308(b); effective Jan. 1, 1972; amended May 1, 1980; amended May 1, 1982; amended May 1, 1988; amended Aug. 23, 1993.)

74-8-5. Registration requirements. Each professional association or corporation and each general corporation meeting the following requirements shall be registered to practice as a certified public accounting firm in Kansas. (a) At least one member of the firm shall be a certified public accountant of this state holding a valid permit to practice issued by this board.

(b) Each member of the firm personally engaged within this state in the practice of public accounting shall be a certified public accountant of this state holding a valid permit to practice.

(c) Each member of the firm shall be a certified public accountant in some state and in good standing therein.

(d) Each resident manager in charge of an office of the firm in this state shall be a certified public accountant of this state holding a valid permit to practice. (Authorized by K.S.A. 1-202 and K.S.A. 17-2708 and 17-6001 and implementing K.S.A. 1-308; effective May 1, 1988; amended Aug. 23, 1993.)

Article 14.—LIMITED LIABILITY COMPANIES

84-14-1. Registration. (a) Each limited liability company organized for the practice of certified public accountancy and maintaining an office in Kansas shall register annually by December 31. The registration shall be made by a member of the limited liability company on forms provided by the board.

(b) Notification shall be given to the board within one month after the admission or withdrawal of a member from any limited liability company registered with the board. Subsequent changes in address shall also be reported to the board within one month. Any limited liability company name change shall require board approval prior to being used for public accounting practice. (Authorized by K.S.A. 1-202(a) and implementing K.S.A. 17-2708; effective Aug. 23, 1993.)

84-14-2. Registration requirement. Each limited liability company meeting the following requirements shall be registered to practice as a certified public accounting firm in Kansas. (a) At least one member of the firm shall be a certified public accountant of this state holding a valid permit to practice.

(b) Each member of the firm personally engaged within this state in the practice of public accounting shall be a certified public accountant of this state holding a valid permit to practice.

(c) Each member of the firm shall be a certified public accountant in some state and in good standing therein.

(d) Each resident manager in charge of an office of the firm in this state shall be a certified public accountant of this state holding a valid permit to practice. (Authorized by K.S.A. 1-202(a) and implementing K.S.A. 17-2708; effective Aug. 23, 1993.)

Glenda Moore
Executive Director

Doc. No. 013651

State of Kansas

Department of Health and Environment

Permanent Administrative Regulations

Article 4.—MATERNAL AND CHILD
HEALTH

28-4-350. Definitions. The following words and terms shall have the following meanings, unless the context clearly indicates otherwise.

(a) "Center" means a detention center or a secure care center. It may be owned and operated by public or private entities and includes the staff and services as well as the buildings and grounds.

(b) "Corporal punishment" means any method of physical discipline which inflicts pain.

(c) "Detention" means the temporary care of alleged or adjudicated children in need of care or alleged or adjudicated juvenile offenders who require secure custody pursuant to the Kansas code for the care of children, K.S.A. 38-1501 et seq. and amendments thereto, or the Kansas juvenile offender code, K.S.A. 38-1601 et seq. and amendments thereto.

(d) "Detention center" means a juvenile detention facility as defined in K.S.A. 38-1502(i) and K.S.A. 38-1602(f) and which requires a license pursuant to K.S.A. 65-501 et seq. Detention centers shall meet the requirements for licensure included in K.A.R. 28-4-351 through 360, unless specifically exempted.

(e) "Director" means the person responsible for the overall planning, organization, operation and fiscal management of the center. This person is directly responsible to the governing body.

(f) "Direct supervision" means physical presence of youth care staff in close proximity to allow for interaction and direct eye contact with juveniles.

(g) "Discipline" means on-going process of helping children develop inner control so that they can manage their own behavior in a socially-approved manner.

(h) "Facility manager" means the person responsible for overseeing the daily operation of the center, including staff scheduling, food service, purchasing, housekeeping and maintenance.

(i) "Governing body" means the governing board of a private corporation or the designated policy-making committee of a public agency.

(j) "Intervention" means the use of certain skills or techniques for problem or conflict resolution or diffusion of anger.

(k) "Isolation" means removal of a juvenile from other juveniles to a separate locked room or quarters.

(l) "Juvenile" means a child or youth who is accepted for care in a detention or secure care center.

(m) "License" means a document issued by the Kansas department of health and environment which authorizes a public agency, person, corporation, firm, association or other organization to operate and maintain a detention center or a secure care center.

(n) "Non-secure facility" means a facility not characterized by the use of physically restricting construction, hardware and procedures and which provides the

juveniles access to the surrounding community with minimal supervision.

(o) "Placing agent" means the person, social agency or court possessing the legal right to place a child.

(p) "Program" means the comprehensive and coordinated set of activities and social services providing for care, protection and development of juveniles while in the care of the center.

(q) "Program manager" means the person who is responsible for the overall development and implementation of the program and staff development.

(r) "Program personnel" means all persons directly involved with the development and implementation of the program.

(s) "Residential care" means 24 hour care.

(t) "Secure care center" means a secure youth residential facility, other than a juvenile detention center, used to provide care and treatment for alleged or adjudicated children in need of care pursuant to the Kansas code for the care of children. Secure care centers shall meet the requirements for licensure included in K.A.R. 28-4-351 through 360, unless specifically exempted.

(u) "Secure facility" means a facility which is operated or structured to ensure that all entrances and exits from such facility are under the exclusive control of the staff, whether or not the juveniles have freedom of movement within the perimeters of the facility, or which relies on locked rooms and buildings, fences or physical restraint in order to control the behavior of the residents. No secure facility, other than a juvenile detention center, shall be attached to or on the grounds of an adult jail or lockup.

(v) "Staffing" means a special client-centered meeting regarding specific issues.

(w) "Temporary care" means residential care not to exceed 90 days.

(x) "volunteer" means a person or community group that has an interest in providing supportive services to juveniles and offers to provide specific services without remuneration.

(y) "Youth care staff" means the program personnel whose primary responsibility is to implement the program on a daily basis, including direct supervision, interaction and protection of the juveniles. (Authorized by K.S.A. 65-508, and implementing K.S.A. 65-503; effective May 1, 1979; amended Feb. 26 1990; amended Aug. 23, 1993.)

28-4-351. Licensing procedures. (a) A public agency, person, corporation, firm, association or other organization shall not conduct a center for children under 16 years of age, unless the public agency, person, corporation, firm, association or other organization has been issued a license to do so by the Kansas department of health and environment.

(b) Any public agency or private individual, corporation, firm, association or other organization desiring to conduct a center shall apply for a license on forms provided by the Kansas department of health and environment.

(c) Centers operated by or receiving support from county or municipal governments shall meet the same

requirements for licensure as facilities operated by non-governmental entities.

(d) Each application for a license shall be accompanied by documentation of fire safety approval provided by the state fire marshal or marshal's designee and a written proposal which details the purpose of the center, the administration, financing, staffing, and program to be offered, including the age range and sex of the juveniles to be served.

(e) Plans for all buildings to be used as a center shall be submitted to the Kansas department of health and environment prior to application for a license.

(f) A full license shall be issued if the secretary finds that the applicant is in compliance with the requirements of K.S.A. 65-501 *et seq.*, and amendments thereto and the rules and regulations promulgated pursuant to those statutes, and has made full payment of the license fee required by K.S.A. 65-505, and amendments thereto.

(g) Each applicant shall report the name, address, and date of birth for each person who resides, works or regularly volunteers in the center, excluding children placed in care, for the purpose of a background check for criminal and child abuse histories. This report shall be submitted to the Kansas department of health and environment on forms provided by the department.

(1) Each center shall submit a current report:

(A) Annually with a notice of intent to continue licensure; and

(B) Within one week of the date a new person resides, works or regularly volunteers in the center, excluding children placed in care.

(2) A copy of each report shall be kept on file at the facility.

(h) Each center shall notify the Kansas department of health and environment of its intent to continue licensure on forms supplied by the department. The notice of intent to continue licensure and the annual fee shall be submitted within 30 days of the department's request. Documentation of the fire safety inspection and approval provided by the state fire marshal or marshal's designee is required annually.

(i) The applicant or licensee shall inform the Kansas department of health and environment when it desires the application to be withdrawn or the license terminated. The department shall then notify the applicant or licensee and other appropriate agencies that the center is considered closed and the license terminated. (Authorized by K.S.A. 65-508 and implementing K.S.A. 65-501, K.S.A. 65-504, 65-505, 65-508 and K.S.A. 65-516; effective May 1, 1979; amended, T-83-24, Aug. 25, 1982; amended May 1, 1983; amended, T-87-34, Nov. 19, 1986; amended May 1, 1987; amended Aug. 23, 1993.)

28-4-352. Terms of license. (a) The maximum number and age range of juveniles who may be cared for in each living unit shall be specified on each license.

(b) Any license issued shall not be transferable and shall be valid only for the original licensee at the address appearing on the license. A new application shall

be submitted for each change of ownership, sponsor, or address of the center.

(c) The license shall not be construed to permit placement of children.

(d) No activities which would interfere with the care of the juveniles shall be carried out in the center.

(e) Advertisements shall conform to the statement of services provided on the application. Under no circumstances shall claims regarding specialized services be made unless the center is staffed and equipped to offer the services or has made arrangements for the services as outlined in K.A.R. 28-4-355. No general claim regarding "state approval" shall be made unless the center has obtained a full license issued by the Kansas department of health and environment.

A license for an additional facility operated by a licensee shall not be issued until all existing facilities operated by the licensee are in compliance with licensing regulations. (Authorized by K.S.A. 65-508 and implementing K.S.A. 65-504 and K.S.A. 65-508; effective May 1, 1979; amended Aug. 23, 1993.)

28-4-353. Administration. (a) Organization.

(1) The center shall be administered by:

(A) A public agency; or

(B) A private entity with a governing board which is legally responsible for the operation, policies, finances and general management of the center. The director shall not be a voting member of the governing board.

(2) If the sponsor is a private corporation, it shall be a corporation qualified in the state of Kansas, and shall operate in accordance with an established constitution and by-laws. A copy of the articles of incorporation and by-laws shall be furnished to the Kansas department of health and environment. It shall include a nondiscrimination statement which complies with state and federal civil rights laws.

(b) Administrative policies.

(1) Each center shall have written plans and policies of organization and administration clearly defining legal responsibility, administrative authority and responsibility for comprehensive services, including an organizational chart as approved by the governing body. Changes in policies shall be submitted to the Kansas department of health and environment for licensing approval.

(2) Center personnel and administrative policies shall be distributed to staff members.

(c) Finances.

(1) Funding.

(A) Each center shall have sound and sufficient finances to ensure effective services. Financing plans shall be a responsibility of the governing body. It shall be the responsibility of the licensee to provide the financial resources necessary to maintain compliance with licensing regulations.

(B) Solicitation of funds by charitable organizations shall be made in Kansas in compliance with K.S.A. 17-1759 *et seq.*

(C) Juveniles shall not be exploited in any fund-raising efforts.

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(2) Financial records.

(A) Each center shall maintain financial records sufficient to verify resources and expenditures. Each center shall account for major expenditures on behalf of the juveniles for whom payment is received.

(B) Each juvenile's personal money shall be kept separate from the center funds in an individual account, in accordance with accepted accounting procedures.

(c) A yearly audit by an independent accountant shall be conducted, and a copy of the audit shall be available at the center for review by the staff of the Kansas department of social and rehabilitation services and the Kansas department of health and environment.

(D) The licensee shall make available to the Kansas department of social and rehabilitation services and the Kansas department of health and environment an annual financial statement verifying assets and liabilities.

(3) Insurance.

(A) Each center shall maintain at a minimum the following insurance:

(i) Professional and civil liability for employees; and

(ii) Liability for injury or personal property damage.

(B) Public agencies and private entities shall purchase motor vehicle liability insurance policies containing limits of liability with respect to each vehicle, exclusive of interest and costs:

(i) not less than \$100,000 for personal injury or death in any one accident;

(ii) not less than \$300,000 for personal injury to, or death of, two or more persons in any one accident; and

(iii) not less than \$50,000 for harm to or destruction of property of others in any one accident.

(d) Personnel policies.

(1) Each center shall have written personnel policies, approved and reviewed annually by the governing body. Written personnel policies shall be provided to each staff member upon employment. The policies shall include:

(A) hiring practices;

(B) job descriptions, including qualifications, duties and responsibilities for each staff position;

(C) hours;

(D) sick and vacation leave;

(E) grievance procedures;

(F) salaries, benefits and staff development.

(2) A personnel record shall be maintained for each employee and made available to the employee upon written request.

(e) Staffing.

(1) The governing body of the center shall designate a director whose responsibility is the overall administration of the center.

(2) A written daily staff schedule shall be developed and followed. There shall be:

(A) Adequate male and female staff to directly supervise and interact with the juveniles at all times and provide for their physical, social, emotional and educational needs;

(B) one youth care staff member on active duty for each seven juveniles during waking hours and one youth care staff member on active duty for each 11 juveniles during sleeping hours;

(C) at least one male and one female youth care staff member present, awake and available to the juveniles at all times.

(3) At no time shall there be less than two youth care staff members on active duty when a juvenile is in care.

(4) At no time shall any one youth care staff member directly supervise more than 11 juveniles. Juveniles shall not be left in a room unattended except that, during sleeping hours, there shall be a minimum of one youth care staff member immediately available to every 11 juveniles in a connecting area to the sleeping rooms. Supervision of juveniles in locked isolation shall comply with K.A.R. 28-4-355b (c)(4)(J) and (K).

(5) Alternate youth care staff members shall be provided for the relief of the regular staff members on a one-to-one basis in compliance with the staffing pattern required in K.A.R. 28-4-353(e)(4).

(6) Electronic supervision shall not replace the youth care staffing requirements.

(7) Auxiliary staff members shall be available as needed. The auxiliary staff shall include food service, clerical and maintenance personnel. Auxiliary staff members shall not be included in meeting youth care staff requirements.

(8) Professional consultant services shall be available as required to meet the needs of the juveniles served. Professional consultants shall include physicians, dentists, nurses, clergy, social workers, psychologists, psychiatrists and teachers.

(9) A volunteer shall not be used as a substitute for an essential program or operating staff member but shall augment the services provided by the staff.

(10) There shall be a designated staff person on site and in charge of the facility at all times when a juvenile is in care. Procedures shall be in place to ensure that all staff members know who is in charge.

(f) Community and volunteer involvement.

(1) Written policies and procedures shall provide for securing community and volunteer involvement in programs. The policies and procedures shall specify a screening and selection process and shall encourage recruitment from all cultural and socio-economic segments of the community.

(2) Written policies and procedures shall govern the volunteer program, specifying the lines and scope of authority, responsibility and accountability. The policies and procedures shall include:

(A) Screening, selection and termination;

(B) orientation and training requirements for each respective volunteer assignment;

(C) a requirement that each volunteer who provides professional services shall meet the same requirements as would be expected of a paid professional staff member providing those services;

(D) supervision;

(E) identification of the volunteer while in the facility; and

(F) provision for a background check as required by K.A.R. 28-4-351(g).

(3) Each volunteer shall agree in writing to abide by all center policies, particularly those relating to security, confidentiality of information and mandatory reporting laws pertaining to suspected abuse, neglect and exploitation of juveniles.

(4) Each volunteer who will have contact with juveniles shall have a health assessment, including a screen for tuberculosis.

(5) Written policies and procedures shall provide that the director may curtail, postpone or discontinue the services of a volunteer or volunteer organization when there are substantial reasons for so doing. (Authorized by K.S.A. 65-508 and implementing K.S.A. 65-508 and 65-516; effective May 1, 1979; amended Aug. 23, 1993.)

28-4-353a. Staff development. (a) Each person having contact with juveniles shall demonstrate emotional maturity, sound judgment, and a sound knowledge of the developmental needs of children.

(b) Center director qualifications.

(1) Each center director shall demonstrate the following skills and abilities:

(A) Thorough knowledge of the Kansas code for the care of children and the Kansas juvenile offender code;

(B) considerable knowledge of principles and techniques applicable to the care and rehabilitation of juveniles and to the growth, development, needs and unique problems of children;

(C) considerable knowledge of the principles, practices, methods and techniques of administration and management;

(D) ability to train, supervise, plan, direct and evaluate the work of others, as documented by experience, training or a combination of both;

(E) ability to establish and maintain effective working relationships with others; and

(F) ability to establish and maintain effective working relationships with the courts, law enforcement agencies, schools and community organizations.

(2) Each detention center director shall have at least a bachelor's degree in social work, human development and family life, psychology, education of criminal justice, with a minimum of 15 semester hours in courses related to child or adolescent development or juvenile delinquency, and shall have a minimum of three years of administrative or supervisory experience within a child care or juvenile justice agency.

(3) Each detention center director shall demonstrate thorough knowledge of the methods and techniques used in dealing with juvenile offenders in an institutional or detention setting.

(4) Each secure care center director shall have at least a master's degree in social work or a related field, or shall have a bachelor's degree in social work, human development and family life, psychology or education and a minimum of three years of supervisory experience within a child care agency.

(5) Each secure care center director shall demonstrate thorough knowledge of the methods and tech-

niques used in dealing with juveniles in a residential setting;

(c) Each facility manager shall have at least a bachelor's degree and have three years of supervisory experience in a child care or juvenile justice agency serving youth of the same age and shall demonstrate thorough knowledge of the methods and techniques used in dealing with juvenile offenders in an institutional or detention setting. The facility manager may be the same person as the program manager if the qualifications for program manager required by K.A.R. 28-4-353a(d) are met.

(d) Each program manager shall have at least a bachelor's degree in social work or human development and family life, and shall have one year of supervisory experience in a child care or juvenile justice agency serving youth of the same age. The program manager may be the same person as the facility manager.

(e) Youth care staff and alternate youth care staff shall, before employment:

(1) Be twenty-one years of age or older;

(2) have a high school diploma or its equivalent; and

(3) have a minimum of:

(A) Three semester hours of college-level study in adolescent development, psychology or a related subject;

(B) forty-five clock hours in documented training in child care or child development; or

(C) one year of experience as a child care worker or house parent in a facility serving youth of the same age.

(f) Professional staff and consultants shall meet all Kansas qualification and licensing requirements for their profession.

(g) Food service staff shall:

(1) Comply with Kansas health standards as enumerated in K.A.R. 28-36-22;

(2) have knowledge of the nutritional needs of children and youth;

(3) understand quantity food preparation and service; and

(4) practice sanitary food handling and storage methods.

(h) Staff professional development. Professional development shall consist of organized, evaluated activity designed to achieve specific learning objectives. Professional development may occur through workshops, seminars, staff meetings or through closely supervised on-the-job training.

(1) Each center shall have written policies and procedures governing orientation and ongoing inservice training. Each employee shall receive orientation training before being independently assigned a particular job.

(2) Each youth care staff member shall receive at least eight hours of orientation training before assuming supervisory responsibility of juveniles and an additional 32 hours of orientation training before assuming independent responsibility for supervision of juveniles. There shall be written documentation of ori-

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entation training. Orientation training shall include, but not be limited to:

- (A) Accident and injury prevention;
- (B) child abuse, neglect and exploitation reporting;
- (C) crisis management and intervention;
- (D) emergency and safety procedures to follow in the event of an emergency, bomb threat, fire, tornado, riot or flood;
- (E) facility policies and procedures;
- (F) first aid including rescue breathing;
- (G) health, sanitation and safety measures;
- (H) job duties and responsibilities;
- (I) juvenile rights;
- (J) observation of symptoms of illness and communicable diseases;
- (K) policies regarding behavior management, use of restraints and crises intervention.
- (L) problem solving;
- (M) report writing;
- (N) security procedures; and
- (O) suicide prevention.

(3) Each director, facility manager, program manager and each person having contact with juveniles shall complete a minimum of 40 clock hours of inservice training per year. Inservice training shall include, but not be limited to:

- (A) Accident and injury prevention;
- (B) child abuse symptoms and reporting;
- (C) child care practices;
- (D) child psychosocial growth and development;
- (E) first aid including rescue breathing;
- (F) juvenile court process;
- (G) licensing regulations;
- (H) observations of symptoms of illness and communicable diseases;
- (I) suicide prevention; and
- (J) use of restraints.

(4) Each program manger shall attend at least one training event per year away from the center in addition to the inservice training conducted at the center. (Authorized by and implementing K.S.A. 65-508; effective Aug. 23, 1993.)

28-4-353b. Records. (a) Personnel records. Individual records shall be kept for each staff member which shall include the staff member's:

- (1) Job application, including all:
 - (A) identifying information;
 - (B) qualifications including documentation and verification; and
 - (C) character and employment references.
- (2) terms of employment and job description;
- (3) employment dates and annual performance reviews;
- (4) health certificates, including a record of the results of a health assessment and tuberculin test, documented on forms supplied or approved by the Kansas department of health and environment.
- (5) documentation of orientation and inservice training and continuing education;
- (6) documentation of the report submitted to the Kansas department of health and environment for pur-

pose of a background check for criminal and child abuse histories in accordance with K.A.R. 28-4-351(g).

(7) documentation that the employee has read, understands and agrees to follow:

(A) the statutes and regulations regarding mandatory reporting of suspected child abuse, neglect and exploitation;

(B) the regulations for licensing detention centers and secure care centers for children and youth;

(C) the facility's policies and procedures, including personnel, administrative, daily and behavior management policies and procedures; and

(D) policies providing for a drug free workplace; and

(8) grievance and incident reports regarding the specific employee, including the means of resolution of each report.

(b) Volunteer records. Individual records shall be kept on the center-related activities of each volunteer. These records shall include the volunteer's:

- (1) identifying information;
- (2) job description;
- (3) dates of service and performance reviews;
- (4) documentation of orientation to the facility and specific assignment;

(5) documentation that the volunteer has read, understands and agrees to follow center policies and procedures, particularly those related to security, confidentiality of information and mandatory reporting of suspected child abuse and neglect;

(6) documentation of freedom from active tuberculosis;

(7) documentation of the report submitted to the Kansas department of health and environment for purpose of a background check for criminal and child abuse histories in accordance with K.A.R. 28-4-351(g).

(8) a copy of the health assessment required in K.A.R. 28-353(f)(4).

(c) Juvenile records.

(1) Written policies and procedures shall govern record management and shall include, but not be limited to:

(A) The establishment, utilization, content, privacy, security and preservation of records.

(B) the schedule for the retirement and destruction of inactive case records; and

(C) a provision for review of policies and procedures at least annually and revision as needed.

(2) A register of all juveniles in care shall be kept by each center. The register shall include the following information for each juvenile:

- (A) Name;
- (B) date of birth;
- (C) the name and address of each parent or legal guardian, person with whom juvenile resides at time of admission;
- (D) the name and address of the legal custodian, if not the parent or legal guardian;
- (E) the name and address of closest living relative if other than parent or guardian;
- (F) the reason for admission; and
- (G) the dates of admission and release.

(3) Upon the release of each juvenile from a detention center, a completed admission and release form, supplied by the Kansas bureau of investigation, shall be submitted to the bureau.

(4) Individual records shall be kept for each juvenile which shall include the juvenile's:

- (A) identifying information;
- (B) legal status;
- (C) legal custodian;
- (D) arrest record;

(E) court order or journal entry for any juvenile in care longer than 48 hours;

(F) medical and dental permission forms, signed by a parent or legal guardian. The permission form used shall be one which is acceptable to the vendor who will provide the service; and

(G) a written inventory of all money and personal property of the juvenile signed by the juvenile and the admitting staff member.

(5) A daily log of each juvenile's behavior, with notations regarding any special problems during detention and the response of the staff to any problems shall be kept in each juvenile's individual record file. Each entry shall be initialed by the staff member making the entry.

(6) A list of all juveniles receiving care shall be submitted upon request to the Kansas department of health and environment on forms provided or approved by the department.

(7) Information from a juvenile's records shall not be released without written permission from the juvenile's parent or legal guardian. When the parent or legal guardian is not available to provide written permission, an order of the court having valid jurisdiction shall be acceptable. Improper disclosure of records or information regarding a juvenile shall be grounds for revocation or suspension of the center's license or permit in force, or the denial of a center's application for licensure.

(8) Written policy, procedure and practice shall provide for the transfer of specific juvenile case file information upon release of a juvenile to another center or other residential care. Specific case file information shall precede or accompany the juvenile and shall include:

- (A) Identifying information;
- (B) medical records;
- (C) immunization records;
- (D) insurance information;
- (E) medical card, when applicable;

(F) school placement information, including present courses of study; and

(G) the name and address of each parent or legal guardian.

(9) Additional case file information to be transferred shall accompany the juvenile or be transferred within 72 hours. (Authorized by and implementing K.S.A. 65-508; effective Aug. 23, 1993.)

28-4-354. Admission and release policies. (a) Written admission policies and procedures of the center shall be approved by the governing body in accordance

with goals and purposes of the center and Kansas statutes.

(b) Admission procedures and practice shall include but not be limited to:

(1) Collecting identifying information;

(2) verifying the legal authority to detain;

(3) completing a health history checklist. This checklist shall be completed by the admitting staff person, using a form approved by the Kansas department of health and environment. A description of bruises, abrasions, symptoms of illness and current medications shall be documented on this form;

(4) assessing the juvenile's suicide risk potential;

(5) documenting the notification of the juvenile's parents or legal guardian and legal custodian, if not the parent or legal guardian, in accordance with Kansas juvenile code.

(6) assisting the juvenile in contacting the juvenile's family at the time of admission;

(7) conducting an intake interview designated staff members shall conduct each intake interview;

(8) providing an orientation to the center in a manner which is understandable to the juvenile. Completion of the orientation and receipt of all written orientation materials shall be documented by a signed statement from the juvenile;

(9) notifying the appropriate intake officer;

(10) searching the juvenile and the juvenile's possessions;

(11) documenting the juvenile's clothing and personal possessions and disposition. A written inventory of all money and personal property of the juvenile shall be signed by the juvenile and the admitting staff member and kept with the juvenile's record. If the juvenile refuses to sign the inventory, the refusal shall be documented in the juvenile's record;

(12) distributing personal hygiene items;

(13) providing for a shower and hair care;

(14) issuing clean, laundered clothing, if necessary; and

(15) assigning the juvenile to a sleeping room.

(c) No juvenile shall be admitted to:

(1) A detention center, except as authorized by K.S.A. 38-1528 subsections (a) or (b) or by K.S.A. 38-1640 and any amendments thereto; or

(2) a secure care center, except as authorized by K.S.A. 38-1502(a)(10) or by K.S.A. 38-1568 and any amendments thereto.

(d) No juvenile shall be admitted who shows evidence of being seriously ill, injured, intoxicated or physically or mentally impaired until the juvenile is examined and approved for admission by a physician licensed to practice in Kansas.

(e) A center shall not accept permanent legal guardianship of a juvenile.

(f) Release policies.

(1) All releases shall be approved by the court of jurisdiction or the designated authority.

(2) The center shall provide release forms to be signed by the person to whom the juvenile is released and by the staff person releasing the juvenile.

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(3) Temporary releases for court attendance, medical appointments or placement visits, or other necessary purposes shall be permitted when authorized by the court or its designated official.

(4) Procedures and practice for release of juveniles shall include:

(A) Verification of identity.

(B) completion of any pending action, including any grievance or claim for damages or lost possessions;

(C) transportation arrangements;

(D) instructions for forwarding mail; and

(E) return of money and personal property to the juvenile. A receipt for all money and personal property shall be signed by the juvenile.

(5) Juvenile records shall be transferred in accordance with Kansas statutes and regulations and with center policies.

(f) The length of stay for each juvenile admitted for care in a detention center shall not exceed 90 days unless an exception is granted by the Kansas department of health and environment. Each request for an exception shall be received by the department prior to the ninetieth day of the juvenile's stay. Each exception request shall be in writing and provide:

(1) identification of the juvenile for whom an exception is requested;

(2) the specific reason why an exception is requested;

(3) the projected release date; and

(4) the total number of service days requested. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1979; amended Aug. 23, 1993.)

28-4-355. Program and services. (a) A written plan and daily routine shall be maintained for all juveniles which shall include: meals, rest and sleep, personal hygiene, physical exercise, recreation, counseling, education and social services.

(b) Classroom instruction shall be provided on-site by teachers holding appropriate certification from the Kansas board of education.

(1) Education services shall be coordinated with the local school district. During the local school year, each juvenile shall receive a minimum of six hours of instruction per day, excluding weekends and holidays.

(2) For each juvenile currently enrolled in a Kansas public school, contact shall be maintained with the juvenile's home school district to ensure the continuity of each juvenile's education.

(3) A regular schedule of instruction and related educational services appropriate to the needs of each juvenile shall be provided.

(4) Youth care staff shall be stationed in proximity to the classroom, with frequent, direct, physical observation of the classroom activity at least every 15 minutes, to provide immediate support to the teacher.

(c) Library services.

(1) Each center shall have written policies and procedures which govern the center's library program, including acquisition of materials, hours of availability and staffing.

(2) Library services shall be available to all juveniles.

(A) Reading and other library materials may be provided for use during non-library hours.

(B) Library materials shall be appropriate for various levels of competency.

(C) Reading material shall reflect racial and ethnic interests.

(d) Recreation.

(1) All centers shall provide indoor and outdoor recreational areas and equipment where security and visual supervision can be easily maintained, and unless restricted for health reasons, all juveniles shall be allowed to engage in supervised indoor and outdoor recreation on a daily basis.

(2) Art and craft supplies, books, current magazines, games and other indoor recreational materials shall be provided for leisure time activities.

(e) Work.

(1) Work assignments shall not be used as a substitute for recreation.

(2) Juveniles shall be prohibited from performing such duties as:

(A) Personal services for the staff;

(B) cleaning or maintaining areas away from the center;

(C) replacing employed staff;

(D) any work experience defined as hazardous by the Kansas department of human resources regulations governing child labor.

(3) After receiving the required youth care staff orientation and training, auxiliary staff may supervise work activities. Youth care staff shall be within visual and auditory distance to provide immediate support, if necessary.

(f) Visitation and communication.

(1) All facilities shall provide telephone and contact visitation rights for parents, legal guardians, legal representatives and other visitors approved by personnel designated by the director or the governing body. Private telephone conversation and visitation shall be allowed, except when a documented need to protect the juvenile or the security of the facility dictates otherwise.

(2) Written telephone and contact visitation policies and procedures shall be made available to all juveniles, parents, legal guardians and legal representatives.

(3) A juvenile shall not be denied the right to contact his or her attorney or court counselor. No court counselor or attorney shall be refused visitation of a juvenile to whom the counselor or attorney has been assigned.

(4) There shall be no censorship of mail or written communication, except to check for contraband, unless there is sufficient reason to believe that the security of the center is at risk. Suspect mail shall be opened by center staff in the presence of the addressee. If mail is to be read, the juvenile is to be informed in advance and present when the mail is opened. The reason for each occasion of censorship shall be documented and kept in the juvenile's record.

(5) Writing materials and postage for the purposes of correspondence shall be available to juveniles. Materials and postage for at least two letters per week shall be provided for each juvenile.

(6) Juveniles shall be provided access to the telephone to make and receive personal calls.

(7) First class letters and packages shall be forwarded after transfer or release of each juvenile.

(g) Transportation. Written policies and procedures shall govern the transportation of juveniles outside the center and from one jurisdiction to another.

(1) Transportation procedures and practice shall include, but not be limited to:

(A) Precautions to prevent escape during transfer; and

(B) documentation of current, appropriate licensure for each center driver.

(2) When the center is transporting juveniles, each transporting vehicle shall be center owned or leased and shall have a yearly safety check. A record of the yearly safety check and all repairs or improvements made shall be kept on file at the center.

(3) Each transporting vehicle operated by the center shall be equipped with an individual seat belt for the driver, each juvenile passenger and each additional passenger. The driver, each juvenile passenger and each additional passenger shall use the seat belts at all times.

(4) Smoking in the transporting vehicle shall be prohibited while juveniles are being transported.

(5) Juveniles shall be delivered to the designated destination by the most direct route. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1979; amended Aug. 23, 1993.)

28-4-355a. Rights of juveniles. (a) The rights of juveniles while in detention or secure care shall not be diminished or denied for disciplinary reasons.

(b) Written policies and procedures shall provide that juveniles are assured their rights subject only to the limitations necessary to maintain order and security in the center. Procedures and practice shall ensure the following:

(1) Freedom from personal abuse, corporal or unusual punishment, excessive use of force, humiliation, harassment, mental abuse or punitive interference with the daily functions of living, such as eating or sleeping;

(2) freedom from discrimination based on race, culture, religion, national origin, sex or disability;

(3) equal access to programs and services for both male and female juveniles in co-ed facilities;

(4) receipt and explanation of written rules and grievance procedures of the center, in a language which the juvenile can understand;

(5) opportunity for a variety of physical exercise, including outdoor exercise when weather permits;

(6) participation in religious worship and religious counseling on a voluntary basis, subject only to the limitations necessary to maintain facility order and security;

(7) reasonable religious diets;

(8) the right to wear personal clothing consistent with center guidelines. If the center provides clothing; it shall be of proper size and contemporary style;

(9) access to the courts and confidential contact with attorneys, judges, parents, social workers and other

professionals, including telephone conversations, visits and correspondence;

(10) medical treatment and emergency dental care, a medically proper diet and the right to know what and why medications have been prescribed;

(11) the right to send and receive uncensored mail in accordance with K.A.R. 28-4-355 (f)(4);

(12) the right to receive visitors and communication in accordance with the center's visitation policies;

(13) the right to determine the length and style of hair, except when a physician determines that a haircut is medically necessary; and

(14) the right to keep facial hair, if desired, except when a licensed physician determines that removal is medically necessary for health and safety. (Authorized by and implementing K.S.A. 65-508; effective Aug. 23, 1993.)

28-4-355b. Behavior management. (a) Rules.

(1) Written policies shall provide for a behavior management system that assists juveniles to develop inner control so that they can manage their own behavior in a socially acceptable manner. Procedures and practice shall provide:

(A) expectations which are age appropriate and which allow for special abilities and limitations; and

(B) positive and negative consequences related to each expectation.

(2) Written rules of juvenile conduct shall define expected behaviors and related consequences.

(A) A rulebook containing expected behaviors, ranges of consequences and disciplinary procedures shall be given to each juvenile and youth care staff member.

(B) An acknowledgement of receipt of the rulebook shall be signed by each juvenile and kept in each juvenile's file.

(C) When a literacy or language problem prevents a juvenile from understanding the rulebook, a staff member or translator shall assist the juvenile in understanding the rules.

(D) The rulebook shall be translated into any language spoken by a significant number of persons in the jurisdiction.

(3) All staff members who have direct contact with juveniles shall be thoroughly familiar with the rules of juvenile conduct, the rationale for the rules and the intervention options available.

(b) Discipline.

(1) Discipline which is humiliating, frightening or physically harmful to the juvenile shall not be used at any time. The resident shall be protected against all forms of neglect, exploitation or degrading forms of discipline. No juvenile shall be isolated without a youth care staff member within visual and auditory distance or confined in any dark space. Electronic monitoring or an audio communication system shall not replace the required presence of a youth care staff member.

(2) corporal punishment shall not be used.

(3) Under no circumstances shall any juvenile be deprived of meals, clothing, sleep, medical services, ex-

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ercise, correspondence, parental contact or legal assistance for disciplinary purposes. If a juvenile is in locked isolation during normal school hours, school work shall be provided to the juvenile.

(4) Under no circumstances shall any juvenile be allowed to supervise or to administer discipline to other juveniles.

(c) Isolation.

(1) Routine nighttime lock-up during sleep hours is permitted in detention centers for the purpose of security during sleeping hours. A detention center which uses nighttime lockup shall not be required to comply with the special requirements concerning locked isolation for routine lockup of juveniles during sleeping hours. Written policies and procedures shall govern the use of routine nighttime lockup. Procedure and practice shall provide for:

(A) Direct, irregularly scheduled, physical observation of juveniles at least every 15 minutes by a youth care staff member; and

(B) written reports of periodic observation of the juveniles. The reports shall be kept on file at the center.

(2) Electronic monitoring shall not replace periodic observation of juveniles by a youth care staff member during nighttime lock-up.

(3) Locked isolation shall be permitted within a detention center only when a juvenile is out of control, continually refuses to obey reasonable and lawful requests or behaves in a way that presents a threat to self or others. Within a secure care center, locked isolation shall be permitted only when a juvenile's behavior presents a threat to self or others.

(4) Each center shall have written policies and procedures which govern the use of locked isolation. Procedures and practice shall:

(A) Permit the use of locked isolation only when all other less restrictive methods of controlling the juvenile's dangerous behavior have been attempted and have failed;

(B) require a written order by a designated staff member each time a juvenile is placed in or released from isolation;

(C) ensure that no more than one juvenile is placed in an isolation room at any one time;

(D) provide for a search of each juvenile and removal of any items that may be used to injure self or others before admission to the isolation room;

(E) ensure that each juvenile is provided appropriate clothing at all times;

(F) ensure that each juvenile in isolation is provided a mattress with linens on a clean, level surface above floor level;

(G) ensure that each juvenile receives all meals and snacks normally served and is allowed time to exercise and perform necessary bodily functions;

(H) ensure that each juvenile has prompt access to drinking water and washroom facilities;

(I) ensure that the designated staff member on duty makes appropriate entries in the case records regarding the juvenile's use of the isolation room;

(J) ensure that at least one youth care staff member is in the proximity of each juvenile in isolation at all

times, with direct, physical observation at least every 15 minutes. At the time of each observation, the following shall occur:

(i) Interactive intervention shall be attempted, unless the juvenile is sleeping;

(ii) the result of the intervention shall be recorded; and

(iii) the condition of the juvenile shall be recorded;

(K) ensure constant supervision when a juvenile is considered suicidal; and

(L) provide for an assessment of the need for continued isolation at each shift change and for documentation of the reasons isolation is continued.

(4) If a juvenile is in locked disciplinary isolation before routine nighttime lock-up occurs, the hours of nighttime lock-up shall be counted as time in locked disciplinary isolation for that juvenile.

(5) A juvenile shall not remain in isolation for more than 24 hours without written approval of the director or the director's designee who is not involved in the incident.

(A) The director or designated staff member who is not involved in the incident shall visit with each isolated juvenile at least once within each eight-hour period after the first 24 hours.

(B) Written approval of the director or director's designee shall be required for each eight hour period isolation is extended, beyond the first 24 hours.

(6) Isolation shall not exceed 48 hours for any offense unless the juvenile continues to behave in a way that presents a threat to self or others.

(7) If a juvenile requires more than 48 hours of consecutive isolation or more than 72 cumulative hours of isolation within any seven day period, or is placed on suicide watch, an emergency staffing shall be held to discuss the appropriateness of the juvenile's continued placement at the center and to develop an emergency plan for the juvenile.

(A) Participants in the emergency staffing shall include:

(i) the juvenile if behavior permits;

(ii) the director or the director's designee;

(iii) a physician, clinical psychologist, or clinical social worker who has assessed the juvenile; and

(iv) appropriate staff member.

(B) The placing agent or representative and the juvenile's parents or legal guardian shall be notified of the emergency staffing and invited to participate. Documentation of notifications shall be kept on file at the center.

(C) The results of the emergency staffing shall be recorded and maintained on file at the center.

(8) All youth care staff and program personnel shall be informed at all times of the current status of each resident in isolation.

(d) Restraint. Each center shall have written policies and procedures which govern the use of restraint.

(1) Procedure and practice shall:

(A) Limit the use of physical restraint to instances of justifiable self-defense, protection of the juvenile or others, protection of property or prevention of escape;

(B) permit the use of physical restraint only when all other less restrictive methods of controlling the juvenile's dangerous behavior were either attempted and failed or diagnostically eliminated;

(C) prohibit the use of physical restraint as punishment.

(D) ensure that mechanical restraints are used within the secure parameters of the center only when required to move a juvenile to locked isolation. The use of mechanical restraints shall not exceed 30 minutes in duration;

(E) ensure that chemical agents are not used by center personnel; and

(F) provide that psychotropic medications are not used for disciplinary reasons. Psychotropic medications shall be administered only when medically necessary, upon order of the juvenile's physician.

(2) A center which uses any form of restraint shall develop and ensure the practice of a comprehensive written policy on the use of each restraint. The policy shall identify:

(A) The forms of restraint in use at the center, clearly demonstrating that each specified form of restraint is required to appropriately serve juveniles;

(B) specific criteria for the use of each form of restraint;

(C) the staff members authorized to approve the use of each form of restraint;

(D) the staff members authorized and qualified to administer or apply each form of restraint;

(E) the approved procedures for application or administration of each form of restraint;

(F) the procedures for monitoring any juvenile placed in each form of restraint;

(G) any limitations on the use of each form of restraint, including time limitations;

(H) the procedures for immediate, continual review of restraint placements for each form of restraint, except passive physical restraint; and

(I) procedures for comprehensive recordkeeping on all incidents of the use of restraint, including incidents of passive physical restraint where it is used in conjunction with or leads to the use of any other form of restraint.

(3) If a juvenile requires the use of mechanical restraints more than four times in any 30 day period, an emergency staffing shall be held to discuss the appropriateness of the juvenile's continued placement at the center and to develop an emergency plan for the juvenile.

(A) Participants in this emergency staffing shall include:

(i) the juvenile if behavior permits;

(ii) the director or the director's designee;

(iii) a physician, clinical psychologist or clinical social worker who has assessed the juvenile; and

(iv) appropriate staff members.

(B) The placing agent or representative and the juvenile's parents or legal guardian shall be notified of the emergency staffing and invited to participate. Documentation of notifications shall be kept on file at the center.

(C) The results of the emergency staffing shall be recorded and maintained on file at the center.

(4) Any juvenile or staff member injured in an incident involving the use of physical restraint shall receive immediate medical examination and treatment. (Authorized by and implementing K.S.A. 65-508; effective Aug. 23, 1993.)

28-4-356. Health care policies. (a) Health services for juveniles.

(1) Each center, in consultation with a physician or community health nurse, shall develop written health care policies which cover:

(A) Health history checklist and review for each juvenile upon admission, as documented on forms approved by Kansas department of health and environment;

(B) follow-up health care, including health examination and referrals, for concerns identified in the health history checklist and review.

(C) dental screening upon admission and follow-up emergency dental care as needed;

(D) preventive dental care for juveniles in secure care;

(E) chronic care, convalescent care and preventive care when medically indicated;

(F) care for minor illness, including the use and administration of prescription and nonprescription drugs;

(G) care for juveniles under the influence of alcohol or other drugs;

(H) consultation regarding individual juveniles when indicated;

(I) infection control measures and universal precautions to prevent the spread of bloodborne infectious diseases recommended in "Update: Universal Precautions for Prevention of Human Immunodeficiency Virus, Hepatitis B Virus, and Other Bloodborne Pathogens in Health-Care Settings" as published in the *Morbidity and Mortality Weekly Report*, June 24, 1988, Vol. 37 No. 24 which are hereby adopted by reference;

(J) maternity care as defined in K.A.R. 28-4-279; and

(K) medically indicated isolation.

(2) Each center shall have a physician licensed to practice in Kansas designated as the medical consultant to the health program.

(3) Each center shall obtain a written consent from the each juvenile's parent or legal guardian for medical and dental care.

(4) The medicine cabinet shall be located in an accessible, supervised area. The cabinet shall be kept locked. Internal and external medicines shall be kept in separate sections of the cabinet. All unused medication shall be safely discarded.

(A) Prescription medication shall be administered by a designated staff member, from a pharmacy container labeled with the juvenile's name, the name of the medication, the dosage, the dosage intervals, the name of the physician and the date the prescription was filled. Any changes of prescription or directions for administering a prescription medication shall be authorized in writing by a physician, with documentation in the juvenile's file.

(continued)

(B) All medication, including non-prescription medication, shall be given only in accordance with label directions, unless ordered differently by a licensed physician. A record shall be kept in the juvenile's file documenting the name of the person who gave the medication, the name of the medication, the dosage and the date and time it was given.

(5) Arrangements for emergency care shall be made as follows.

(A) The center shall have a written statement of the name, address and telephone number of a physician licensed in Kansas to be called in case of emergency.

(B) Policy and procedures shall ensure continuous care of juveniles who require emergency medical treatment.

(C) When a staff member accompanies a juvenile to the source of emergency care, the staff member shall remain with the juvenile for the duration of the emergency. Supervision of the other juveniles in the center shall not be compromised. The health history checklist and health assessment shall be taken to the emergency room with the juvenile.

(6) Any incident resulting in death or serious injury to any staff member or juvenile, or any instance of suspected abuse or neglect, shall be reported immediately to the Kansas department of health and environment bureau of adult and child care, and the county health department. A written incident report shall be submitted to the bureau within five working days. Each parent or legal guardian shall be immediately notified when serious injury to, death or hospitalization of a juvenile occurs. When suspected abuse or neglect of a juvenile occurs, the Kansas department of social and rehabilitation services shall be notified in accordance with statutory requirements.

(7) Any injury to a juvenile or staff member that is a result of suspected criminal action, shall be reported immediately to the local law enforcement officials and district attorney's office for their disposition.

(8) Any death of staff within the center or of a juvenile shall be reported to the local law enforcement officials and district attorney's office for appropriate action.

(b) Physical health of juveniles.

(1) A health history checklist shall be completed for each juvenile at the time of admission. This checklist shall be completed by the person who admits the juvenile, using forms supplied or approved by the Kansas department of health and environment.

(A) The health checklist shall serve as a guide to determine if a juvenile is in need of immediate medical care.

(B) The center's physician shall be contacted for any juvenile who is taking a prescribed medication at the time of admission so that treatment is not interrupted.

(C) The center's physician shall be contacted for any juvenile who has acute symptoms of illness or who has a chronic illness. Communicable diseases shall be reported within 24 hours or by next working day to the local county health department.

(2) Within 72 hours of admission, juveniles shall have a review of the health history checklist by a phy-

sician or nurse. Based upon health indicators derived from the checklist or in the absence of documentation of a screening within the past 24 months, the physician or nurse shall determine whether a full screening and health assessment are necessary.

(A) When necessary, the screening and health assessment shall be conducted by a licensed physician or by a nurse certified by the Kansas department of health and environment to conduct such examinations.

(i) The screening and health assessment shall be completed within 10 days of admission.

(ii) The screening shall be based upon health assessment and screening guidelines provided or approved by the Kansas department of health and environment.

(B) Medical and dental records shall be kept on forms provided or approved by the Kansas department of health and environment and shall be kept current.

(C) Each juvenile shall receive a tuberculin skin test. A chest x-ray shall be taken of all positive tuberculin reactors and those with a history of previous positive reaction. The proper treatment or prophylaxis shall be instituted. The results of this follow-up shall be recorded in the juvenile's record and the county health department shall be kept informed of the results.

(D) A current health record shall be kept for each juvenile which includes the juvenile's current immunization record, health history checklist, documentation of the review of the health history checklist and the decision regarding the need for screening and health assessment, tuberculin skin test report, medical contacts and entries regarding the juvenile's health care plan.

(E) The health record shall accompany the juvenile when transferred to another facility. A copy of the health record shall be kept in the juvenile's file at the center.

(3) Written policy and procedures shall prohibit the use of tobacco in any form by juveniles while in care.

(c) Dental health of juveniles.

(1) Emergency dental care shall be available for all juveniles. Each secure care center juvenile record shall include a report of a dental examination obtained within one year before or 60 days after admission.

(2) The center staff shall develop plans for dental health education and shall supervise the juveniles in the practice of good dental hygiene.

(d) Personal health of staff members and volunteers.

(1) Each person caring for juveniles shall be:

(A) Free from communicable disease;

(B) Free from physical, mental or physical or emotional handicaps as is necessary to fulfill the responsibilities listed in the job description and protect the health, safety and welfare of the juveniles; and

(C) Free from impaired ability due to the use of alcohol or other drugs.

(2) Each staff member who will have contact with the juveniles shall receive a health examination within one year before employment. This examination shall be conducted by a licensed physician or a nurse authorized to conduct such examinations.

(3) Results of the health examination shall be recorded on forms supplied or approved by the Kansas department of health and environment and kept on file at the center. Health assessment records may be transferred from a previous place of employment if the transfer occurs within one year of the examination date.

(4) The initial health examination shall include a tuberculin skin test. If there is a positive reaction to the tuberculin skin test or a history of previous positive reaction, a chest x-ray shall be required. Proof of proper treatment or prophylaxis, according to current Kansas department of health and environment guidelines, shall be required. Documentation of test, x-ray and treatment results shall be kept on file in the person's health record.

(5) A tuberculin skin test or a chest x-ray shall be required if significant exposure to an active case of tuberculosis occurs or if symptoms compatible with tuberculosis develop. If there is a positive reaction to the diagnostic procedure, proof of proper treatment or prophylaxis, according to Kansas department of health and environment guidelines, shall be required. The results of a this follow-up shall be recorded in the person's health record. The Kansas department of health and environment shall be informed of each case described within this paragraph.

(6) Volunteers shall present written proof of freedom from active tuberculosis before serving in the center.

(7) Smoking shall not be permitted in the facility.

(e) Personal hygiene.

(1) Each juvenile shall bathe upon admission and be given the opportunity to bathe daily.

(2) Each juvenile shall be given the opportunity to brush their teeth after each meal.

(3) Each juvenile shall be furnished with toothpaste and a toothbrush. Pump soap shall be available at all community sinks and showers.

(4) Facilities for shaves and haircuts shall be made available. No juveniles shall be required to have a hair cut unless a physician determines that a hair cut is medically necessary.

(5) Each juvenile's washable clothing shall be changed and laundered at least twice a week. Underwear and socks shall be changed and laundered daily. Clean and serviceable footwear of appropriate size shall be issued to each juvenile.

(6) Each female juvenile shall be provided personal hygiene supplies with regard to her menstrual cycle.

(7) Clean, individual bath and face towels shall be issued to each juvenile at least twice a week. Bed linen shall be changed at least once a week.

(8) Each juvenile shall be allowed to have at least eight hours of sleep each day. Fourteen hours of activity shall be provided. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1979; amended May 1, 1985; amended Aug. 23, 1993.)

28-4-357. Emergency, safety, security and control.

(a) Each center shall develop a disaster plan to provide for the safety of juveniles in emergencies. The plan shall be reviewed at least annually and updated as needed. The plan and subsequent updates, if any, shall

be approved by the state fire marshal or the marshal's designee.

(1) The plans shall include provisions for the care of juveniles in disasters such as fires, tornadoes, storms, floods, and civil disorders, as well as occurrences of serious illness or injury to staff members and juveniles.

(2) The personnel in the center shall be informed of the disaster plans and the plans shall be posted in a prominent location and practiced.

(3) Each center shall have first aid supplies: assorted adhesive strip bandages, adhesive tape, roll of gauze, scissors, package of gauze squares, pump soap, elastic bandage, tweezers and rubbing alcohol.

(4) Each center which uses locked isolation shall have an effective policy and procedure to evacuate an isolated juvenile in the event of a fire or other emergency.

(b) The center shall have one fire drill and one tornado drill per each shift per quarter.

(c) Security and control. Each center shall use a combination of supervision, inspection, accountability and clearly defined policies and procedures on the use of security to promote safe and orderly operations.

(1) Written policies and procedures for center security and control shall be available to all staff members. The policies and procedures shall be reviewed at least annually and updated as needed. The following rules and requirements shall be included:

(A) A daily report on juvenile population movement shall be completed and kept on file at the center.

(B) Written operational shift assignments shall state the duties and responsibilities for each assigned position in the center.

(C) Supervisory staff shall maintain a permanent log and prepare shift reports that record routine and emergency situations.

(D) Regular inspection and maintenance of security devices. Any corrective action shall be completed as necessary and recorded.

(E) No weapons shall be permitted in the center. Secure weapons lockers shall be provided for storage of any weapons carried by visiting law enforcement officers.

(F) Guidelines for the control and use of keys, tools and medical and culinary equipment shall be implemented.

(G) No juvenile or group of juveniles shall exercise control or authority over other juveniles, have access to the records of other juveniles or have access to or use of keys that control center security.

(H) Procedures for handling escapes, runaways and unauthorized absences shall be developed and adhered to.

(I) Safety and security precautions pertaining to facility and staff vehicles shall be developed and adhered to.

(2) Policies and procedures for the prosecution of any illegal act committed while the juvenile is in care shall be developed.

(continued)

(3) Policies and procedures to ensure that chemical agents such as mace, peppermace or tear gas are never used by center staff shall be developed and adhered to.

(4) Poisons and all flammable materials shall be kept in locked storage.

(5) Written policies and procedures governing control of contraband shall be developed and adhered to. The procedures shall:

(A) Provide for searches of facilities and juveniles;

(B) provide that strip searches are conducted only at admission or when there is reasonable belief that the juvenile is carrying contraband or other prohibited material. The inspection shall be conducted in private by a trained staff member of the same sex as the juvenile. A second staff person shall observe the staff member conducting the search to verify that the search was conducted in accordance with agency policies. If necessary, a body cavity inspection shall be conducted only by a physician or nurse who is trained to conduct body cavity inspections; and

(C) require documentation of the incident, including the reason for the search, the identities of staff persons involved and the result. The documentation shall be kept on file at the center.

(6) Policies and procedures shall govern documentation of all special incidents, including but not limited to the taking of hostages and the use of restraint other than for routine transport. Procedure and practice shall require submission of a written report of all special incidents to the director or the director's designee. The report is to be submitted no later than the conclusion of the shift. A copy of the report shall be kept in the file of the juvenile concerned. A copy of the report of any incident which involves the taking of hostages, the death or injury of a juvenile, or criminal charges against a juvenile or staff member shall be submitted to the Kansas department of health and environment, the placing agent and other persons as appropriate.

(7) Any incident of disaster as enumerated in K.A.R. 28-4-357 (a)(1) shall be reported to the Kansas department of health and environment within 24 hours excluding weekends and holidays. Any incident of fire shall also be reported to the state fire marshal within the same time frame.

(8) A written plan shall provide for continuing operations in the event of a work stoppage. Copies of this plan shall be available to all supervisory personnel who shall familiarize themselves with it. The Kansas department of health and environment shall be notified immediately of incidents of work stoppage. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1979; amended Aug. 23, 1993.)

28-4-358. Policies relating to animals at the center.

(a) If animals or pets are kept at the center, written policies shall be developed for their care. These policies shall be approved by the Kansas department of health and environment.

(b) Animals shall have current immunizations as recommended by a veterinarian. A record of immunizations shall be kept on file at the center.

(c) Animals that represent a hazard to juveniles shall be excluded from the center. Hazardous animals shall include, but not be limited to snapping turtles, pit bulldogs, and poisonous snakes and insects.

(d) The pet area of each center shall be maintained in a clean and sanitary manner. No animal or bird shall be in the kitchen while food is being prepared. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1979; amended Aug. 23, 1993.)

28-4-359. Environmental standards. (a) General building requirements.

(1) Each building shall meet the legal requirements of the community as to building code, zoning, fire protection, water supply and sewage disposal. Each center shall use public water and sewage systems, or shall have private water and sewage systems having approval and permits as required by K.S.A. 65-163 and K.S.A. 65-165 and amendments thereto. Where local fire regulations do not exist, construction shall be in compliance with the Kansas fire prevention code. When local and state regulations differ, the more stringent requirement shall prevail.

(2) A licensed architect shall be responsible for the plans for any newly constructed building or for any major addition or alteration to an existing building.

(A) In the case of a new building, preliminary plans and outline specifications, including plot plans, shall be submitted to the Kansas department of health and environment for review prior to commencing the final working drawings and specifications. The final working drawings, construction specifications and plot plans shall be submitted to the department for review and written approval prior to the letting of contracts.

(B) In the case of an addition or alteration to an existing building, a written statement defining the proposed use of the construction and the plans and specifications shall be submitted to the Kansas department of health and environment for review and written approval prior to commencing construction.

(3) If construction is not commenced within one year of the submittal of proposal for a new building or the addition or alteration to an existing building, the plans and proposal shall be resubmitted to the Kansas department of health and environment before proposed construction begins.

(b) Location and grounds requirements.

(1) Community resources such as health services, police protection, and fire protection from an organized fire department shall be available to the center.

(2) There shall be at least 100 square feet of outside activity space available per juvenile expected to utilize each area at any one time.

(3) The outside activity area shall be free of physical hazards.

(4) If the center is on the same grounds as any other type facility, the center shall be a separate, self-contained unit. No secure facility, other than a juvenile detention center, shall be attached to or on the grounds of an adult jail or lockup. When a juvenile detention facility is in the same building or on the same grounds as an adult jail or lockup, there shall be:

(A) Total separation of the juvenile and adult facility spatial areas such that there could be no haphazard or accidental contact between juvenile and adult residents in the respective facilities;

(B) total separation in all juvenile and adult program activities within the facilities, including recreation, education, counseling, health care, dining, sleeping and general living activities; and

(C) separate juvenile and adult staffs, including management, security staff and direct care staff such as recreational, educational and counseling staff members.

(5) There shall be sufficient space for visitor and staff parking at each center.

(c) The water supply to each center shall be from a source approved and certified by the health authority.

(1) Plumbing shall be installed and maintained in compliance with local and state plumbing codes.

(2) Any privately owned water supply shall be approved by the county health officer or the Kansas department of health and environment.

(d) Structural requirements.

(1) Center construction shall provide for the removal of architectural barriers to disabled persons in accordance with state and federal statutes. All parts of each center shall be accessible to and usable by disabled persons.

(2) Each center's structural design shall facilitate personal contact and interaction between staff members and juveniles.

(3) Asbestos shall not be used in new or remodeling construction. Before any remodeling construction is started, any friable asbestos shall be covered and sealed in a manner that provides a protective barrier between the asbestos and the occupants of the building. The method of handling shall be in compliance with K.A.R. 28-50-1 through 28-50-14, the Kansas department of health and environment regulations governing asbestos control.

(4) Floors shall be smooth and free from cracks, easily cleanable and shall not be slippery. Floor covering for living quarters shall be required. All floor covering shall meet fire safety regulations, be kept clean and be maintained in good repair.

(5) Walls shall be smooth, easily cleanable and in sound condition. Paneling shall meet any applicable fire safety regulations. Lead-free paint shall be used on all painted surfaces.

(6) Juveniles' rooms shall be limited to the ground level and above. Any room with floor level more than 30 inches below ground level shall be considered a basement. The minimum square footage of floor space shall be 80 square feet in single rooms, and an average of not less than 60 square feet of floor space per person in rooms accommodating more than one person. At least one dimension of the usable floor space unencumbered by furnishings or fixtures shall be no less than seven feet. The minimum ceiling height shall be seven feet eight inches over 90% of the room area. An even temperature of between 68° fahrenheit and 78° fahrenheit shall be maintained with an air exchange of at least four times per hour.

(7) Bedrooms occupied by juveniles shall have a window source of natural light. Access to a drinking water source and toilet facilities shall be available 24

hours a day. Locking systems shall be approved by the state fire marshal or the marshal's designee.

(8) Separate beds with level, flat mattresses in good condition, shall be provided for each juvenile. Beds shall be above the floor level.

(9) Adequate, clean bedding shall be provided for each juvenile.

(10) All quarters utilized by juveniles shall have minimum lighting of 20 foot candles in all parts of the room. There shall be minimum lighting of 35 foot candles in areas used for reading, study or other close work.

(11) There shall be adequate space for study and recreation.

(12) Each living unit shall contain:

(A) Furnishings that provide sufficient seating for the maximum number of juveniles expected to use the area at any one time;

(B) writing surfaces that provide sufficient space for the maximum number of juveniles expected to use the area at any one time;

(C) furnishings that are consistent with the security needs of the assigned juveniles; and

(D) adequate central storage for household supplies, bedding, linen and recreational equipment.

(13) If a center has dayrooms, they shall provide space for varied juvenile activities. Dayrooms shall be situated immediately adjacent to the juvenile sleeping rooms but separated from them by a floor-to-ceiling wall. Each dayroom shall provide at least 35 square feet per person, exclusive of lavatories, showers and toilets, for the maximum number of juveniles expected to use the dayroom area at any one time.

(14) There shall be a working telephone readily accessible to staff members in all areas of the building. Emergency numbers such as fire, police, hospital, physician, poison control center and ambulance shall be posted by each phone.

(15) The inside program and activity areas, excluding the sleeping rooms, day room and class rooms, shall provide floor space equivalent to a minimum of 100 square feet per juvenile.

(16) Sufficient space shall be provided for contact visiting. There shall be adequately designed space to permit screening and search of both juveniles and visitors. Storage space shall be provided for the secure storage of visitors' coats, handbags and other personal items not allowed into the visiting area.

(17) Each room used for locked isolation shall meet the requirements for an individual bedroom.

(A) The walls of each room used for locked isolation shall be completely free of objects.

(B) The door of each room used for locked isolation shall be equipped with a window mounted in a manner which allows inspection of the entire room. Glass in this window shall be impact-resistant and shatterproof.

(C) The locking system shall be approved by the state fire marshal or the marshal's designee.

(18) A service sink and storage area for cleaning supplies shall be provided in a well ventilated room separate from kitchen and living areas.

(e) Food services.

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(1) Food storage, preparation and service shall comply with K.A.R. 28-36-20 through 28-36-29, the Kansas department of health and environment regulations governing food and lodging services.

(2) All foods not requiring refrigeration shall be stored at least six inches above the floor in clean, dry, well-ventilated storerooms or other approved areas with no overhead drain or sewer lines.

(3) Dry bulk food which is not in an original, unopened container shall be stored in metal, glass or food-grade plastic containers with tight-fitting covers and shall be labeled.

(4) Poisonous or toxic materials shall not be stored with or over food. If medication requiring refrigeration is stored with refrigerated food, the medication shall be stored in a locked medicine box under all food items in the refrigerator.

(5) All perishables and potentially hazardous foods shall be continuously maintained at 45° fahrenheit or lower in the refrigerator, or 10° fahrenheit or lower in the freezer, with 0° fahrenheit recommended.

(A) Each cold storage facility shall be provided with a clearly visible, accurate thermometer.

(B) All foods stored in the refrigerator shall be covered.

(C) Food not stored in the original container shall be labeled with the contents and date.

(D) Raw meat shall be stored under all other food items in the refrigerator before cooking.

(E) Adequate facilities to maintain product temperatures shall be available.

(6) All dense hot foods shall be stored in containers four inches or less deep.

(7) Food preparation and service.

(A) Each food preparation area shall be adequately equipped for the sanitary preparation and storage of food and washing of dishes and utensils. Food shall be prepared and served in a sanitary manner.

(B) Cooking equipment shall be kept clean and in good condition.

(C) dishes shall have hard-glazed surfaces and shall be free of cracks and chips.

(D) Dishes, kitchen utensils and serving equipment shall be maintained in a sanitary condition using one of the following methods:

(i) A three-compartment sink supplied with hot and cold running water to each compartment and a drain board for washing, rinsing, sanitizing and air drying, with appropriate chemical test kit for testing the sanitizing solution;

(ii) a domestic-type dishwasher for groups of 24 or fewer persons;

(iii) a commercial-type dishwasher providing a 12 second rinse with 180° fahrenheit water, for groups of 25 persons or more;

(iv) other methods of sanitizing by manual or mechanical cleaning in accordance with K.A.R. 28-36-24 (3) and (4); or

(v) the use of disposable plates, cups, and plastic utensils of food-grade medium weight. Disposable table service shall be used only one time and then destroyed.

(E) Tables shall be in good condition and shall be washed before and after each meal. Floors shall be swept after meals.

(F) Meat shall be thawed using one of the following methods:

(i) Removing the meat from the freezer in advance and putting it in the refrigerator to thaw;

(ii) placing the meat under running, tepid water 72° fahrenheit; or

(iii) in the microwave as part of the cooking process.

(8) Sanitary conditions.

(A) Only authorized persons shall be in the kitchen.

(B) Each kitchen shall be equipped with separate hand washing facilities. Personnel shall wash their hands before handling food and after working with raw meat.

(C) Hair shall be restrained.

(D) No staff member with any open wounds or infections shall cook.

(E) Clean and soiled linen shall be properly stored in the kitchen area.

(F) A covered trash can shall be used in the restroom used by the kitchen staff.

(9) Food safety.

(A) All dairy products shall be pasteurized. Dry milk shall be used for cooking only.

(B) Meat products shall be obtained from government-approved sources.

(C) Home canned foods, other than jams and jellies, and home frozen foods shall not be served in the center.

(D) Commercially canned food from dented, rusted, bulging or leaking cans, and food from cans without labels shall not be used.

(10) Nutrition.

(A) Meals and snacks shall meet the nutrient needs of the juveniles in accordance with recommended dietary allowances. A sufficient quantity of food shall be prepared for each meal to allow each juvenile second portions of vegetables, fruit, bread and milk.

(B) Special diets shall be provided for juveniles, if medically indicated, or to accommodate religious practice, as indicated by a religious consultant.

(C) Menus shall be planned one week in advance. Copies of the menus for the preceding month shall be kept on file and available for inspection.

(11) If meals are catered:

(A) The meals shall be obtained from sources licensed by the Kansas department of health and environment.

(B) Food shall be transported in covered and temperature-controlled containers and shall not be allowed to stand. Hot foods shall be maintained at not less than 140° fahrenheit, and cold foods shall be maintained at 45° fahrenheit or less.

(f) Toilets and lavatories.

(1) For each eight or fewer juveniles of each sex, there shall be at least one toilet, one lavatory and a bathtub or shower. All toilets shall be above floor level.

(2) Each bathroom shall be ventilated. Each inside bathroom shall have a mechanical ventilating system to the outside with a minimum of ten air changes per hour.

(3) Toilet and bathing facilities and drinking water shall be convenient to sleeping quarters, living and recreation rooms.

(4) Cold and hot water, not exceeding 120° fahrenheit, shall be supplied to lavatories, bathtubs and showers.

(5) Toilet facilities and drinking water shall be convenient to reception and admission areas.

(6) Locked sleeping rooms shall be equipped with a drinking fountain, lavatory and toilet, unless a communication system or procedure is in effect to give the resident immediate access to a lavatory, toilet and drinking water.

(g) Laundry.

(1) If laundry is done at the center, laundry fixtures shall be located in an area separate from food preparation areas and shall be installed and used in such manner as to safeguard the health and safety of the juveniles.

(2) Soiled linen shall be stored separately from clean linen. In centers constructed after January 1, 1974, separate hand washing facilities shall be provided in each laundry room which serves 25 or more persons.

(3) Blankets shall be laundered or sanitized before reissue.

(4) Blankets, when used with sheets, shall be laundered at least once each month.

(5) Mattresses shall be water repellent and washed down and sprayed with disinfectant before reissue. Mattress materials and treatments shall meet state fire marshal regulations.

(6) Adequate space shall be allocated for storage of clean and dirty linen and clothing. If in-house laundry service is provided, adequate space shall be allocated for the laundry room and storage of laundry supplies, including locked storage for chemical agents used in the laundry area.

(h) Building maintenance standards.

(1) Each building shall be clean at all times and free from accumulated dirt, vermin and rodent infestation.

(2) Floors and walking surfaces shall be kept free of hazardous substances at all times.

(3) A schedule for cleaning each building shall be established and maintained.

(4) Floors shall be swept and mopped daily.

(5) Washing aids, such as brushes, dishmops and other hand aids used in dishwashing activities, shall be clean and used for no other purpose.

(6) Mops and other cleaning tools shall be cleaned and dried after each use and stored in a well-ventilated place on adequate racks.

(7) Insecticides, rodent killers and other poisons shall be used under careful supervision. These poisons shall be stored in a locked area.

(8) Toilets, lavatories, sinks and other such facilities in the living quarters shall be cleaned thoroughly each day. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1979; amended, T-87-34, Nov. 19, 1986; amended May 1, 1987; amended Aug. 23, 1993.)

28-4-360. Compliance with regulations. (a) Center licenses shall be prominently displayed.

(b) A copy of these regulations shall be kept on the premises at all times. A copy of the regulations for licensing of detention centers and secure care centers for children and youth shall be available to all staff members.

(c) Centers licensed January 1, 1993 or later shall be required to meet structural requirements as stated in K.A.R. 28-4-359(d). Centers licensed before January 1, 1993 which are in compliance with the regulations for licensing detention centers and secure care centers for children and youth that became effective May 1, 1979 and were amended November 19, 1986, May 1, 1987 and February 26, 1990 shall continue to comply with those rules and regulations applicable to physical plant requirements regardless of the minimums established under current regulations. Each existing center which makes any structural addition or alteration, shall come into compliance with current structural requirements.

(d) Each applicant or licensee may submit a written request for an exception to a regulation to the Kansas department of health and environment. An exception may be granted if the secretary determines that the exception would not diminish the current level of juvenile care and if statutory requirements are not violated. The nature of the exception, the conditions and the duration of the exception shall be in writing. Written notification shall be given to the licensee.

(e) Each center shall develop and implement a quality assurance program to ensure consistent compliance with these regulations. The quality assurance program shall provide for:

(1) Review of policies, procedures and practice; and
(2) reconciliation with licensure requirements.

(f) The county health department representative or the contracted surveyor who evaluates the center for licensing purposes shall be used as a consultant with regard to compliance with licensing regulations.

(g) The Kansas department of health and environment shall revoke a license or deny any application in any case in which there is a failure of compliance with the provisions of these regulations. (Authorized by K.S.A. 65-508 and implementing K.S.A. 65-504 and K.S.A. 65-508; effective May 1, 1979; amended Aug. 23, 1993.)

Robert C. Harder
Secretary of Health
and Environment

Doc. No. 013653

State of Kansas

Department of Health and Environment

Permanent Administrative Regulations

Article 1.—DISEASES

28-1-18. Notification of state department of health by laboratories of positive reaction to tests for certain diseases. (a) To assist in the control of disease in Kansas, any person who is in charge of a clinical laboratory shall notify the Kansas department of health and environment within 48 hours of findings of any specimen derived from the human body which yields microscopical, cultural, immunological, serological or other

(continued)

evidence suggestive of those diseases which are significant from a public health standpoint.

(b) (1) Each notification shall include:

(A) the date and result of the test performed;

(B) the name of the person from whom the specimen was obtained;

(C) when available, the age of the person from whom the specimen was obtained; and

(D) when available, the name and address of the physician for whom the examination or test was performed.

(2) A legible copy of the laboratory report or telephone communication shall satisfy the notification requirement of this subsection.

(c) The conditions or diseases to which this regulation applies shall include:

(1) blood lead level greater than or equal to 10 micrograms per deciliter for persons less than 18 years of age, and greater than or equal to 25 micrograms per deciliter for persons 18 years of age or older;

(2) CD4+ T-lymphocyte count of less than 200 per microliter or a CD4+ T-lymphocyte percent of total lymphocytes less than 14;

(3) chlamydia;

(4) gonorrhea;

(5) syphilis; and

(6) tuberculosis.

(d) All laboratory notifications herein required shall be confidential and not open to public inspection. (Authorized by and implementing K.S.A. 65-101; effective, E-68-22, Aug. 9, 1968; effective Jan. 1, 1969; amended May 1, 1986; amended Aug. 23, 1993.)

Article 23.—SANITATION; FOOD AND DRUG ESTABLISHMENTS

E. FROZEN FOOD LOCKER PLANTS

28-23-82. Food supplies, food protection, food storage, and food preparation, and food display. Chapters 2-101 through 2-601 with the exception of chapter 2-501, of the 1982 retail food store sanitation code of the department of health and human services, public health service, food and drug administration, are hereby incorporated as rules and regulations of the department. Chapter 2-501 shall be adopted as follows:

(a) Potentially hazardous foods. Potentially hazardous foods shall be held at an internal temperature of 45°F (7°C) or below, or at an internal temperature of 140°F (60°C) or higher during display and service. All seafood including fresh fish, shellfish, edible crustacea, other perishable fishery products, or products derived therefrom, shall be stored or displayed at 32°F (0°C) or less. Live seafood, fish, shellfish, edible crustacea, or other fishery products are not included within this requirement.

(b) Ground beef shall be cooked to heat all parts of the food to a temperature of at least 155°F (68°C). (Authorized by K.S.A. 65-626; implementing K.S.A. 65-673; effective May 1, 1986; amended Aug. 23, 1993.)

Article 25.—SANITARY REGULATIONS FOR BARBERS

28-25-1. Definitions. (a) "EPA" means the United States environmental protection agency.

(b) "Shop" means any place where barbering is practiced, other than a barbering school.

(c) "Licensee" means any person licensed as a barber.

(d) "School" means any place licensed by the board of barbering for the training of barbers.

(e) "Student" means a person receiving training in a school. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

28-25-2. Personal cleanliness. (a) The person and the uniform or attire worn by an individual serving a patron shall at all times be clean.

(b) Each person shall thoroughly wash his or her hands with soap and water or any equally effective cleansing solution before serving each patron. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

28-25-3. Infectious disease. (a) No person afflicted with an infectious or communicable disease, which may be transmitted during the performance of the acts of barbering shall be permitted to work or train in a school or shop.

(b) No school or shop shall require or permit a student or licensee, knowingly, to work upon a person suffering from any infectious or communicable disease which may be transmitted during the performance of the acts of barbering. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

28-25-4. Towels. (a) After a towel has once been used, it shall be deposited in a closed receptacle, and shall not again be used until properly laundered and sanitized.

(b) Used towels shall be laundered either by regular commercial laundering or by a noncommercial laundering process which includes immersion in water at 140 degrees F for not less than fifteen minutes during the washing or rinsing operation.

(c) All clean towels are to be stored in a closed cabinet or container. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

28-25-5. Headrests and shampoo bowls. (a) Clean cloth or clean tissue shall be placed on headrests before serving each patron. When the headrest is not in use, it shall be kept in a clean place, free from dust and dirt.

(b) A shampoo bowl or sink with hot and cold running water shall be near each station at which a barber is working. The water shall be supplied from an approved public water supply, with drain connected to an approved sewer system.

(c) A soap dispenser and disposable towels shall be provided near each sink or shampoo bowl.

(d) The shampoo bowl or sink shall be kept in good repair and in a clean and sanitary condition at all times. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

28-25-6. Bottles and containers. All bottles and containers in use shall be distinctly and correctly labeled to disclose their contents. All bottles containing poisonous or caustic substances shall be additionally and distinctly marked as such. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

28-25-7. Liquids, creams, powders and other preparations. (a) All liquids, creams, and other preparations shall be kept in properly labeled, clean and closed containers. Powders shall be kept in a clean shaker.

(b) When only a portion of a preparation is to be used on a patron, it shall be removed from the container in such a way as not to contaminate the remaining portion. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

28-25-8. Neck strips. The hair cloth shall never be permitted to come in direct contact with the neck of the patron. Sanitary neck strips or towels must be used at all times to prevent such contacts. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

28-25-9. Instruments and supplies. (a) All supplies and instruments which come in direct contact with a patron and cannot be disinfected shall be disposed of in a covered waste receptacle immediately after use.

(b) No person training or working in a school or establishment shall be permitted to carry any instrument or supplies in or on a garment or uniform. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

28-25-10. Disinfecting non-electrical instruments and equipment. (a) Before use upon a patron, all non-electrical instruments and equipment shall be disinfected in the following manner: clean with soap or detergent and water and then totally immerse in either an EPA-registered product that contains one of the following terms on its label: sterilant; or bactericide, fungicide and virucide; or disinfectant, fungicide and virucide; or germicide, fungicide and virucide used according to manufacturer's instructions or 70% isopropyl alcohol for at least ten minutes.

(b) The disinfectant solutions specified in section (a) shall remain covered at all times and shall be changed at least once per week and/or whenever visibly cloudy or dirty.

(c) All non-disinfected instruments that have been used on a patron or soiled in any manner shall be placed in a properly labeled covered receptacle.

(d) All disinfected instruments shall be stored in a clean enclosed cabinet or covered container reserved for instruments only. (Authorized by and implementing K.S.A. 65-1,148; effective Aug. 23, 1993.)

28-25-11. Disinfecting electrical instruments. (a) Clippers, vibrators, and other electrical instruments shall be disinfected prior to each use by:

(1) First removing all foreign matter; and
(2) Disinfecting with an EPA-registered product that contains one of the following terms on its label: sterilant; or bactericide, fungicide and virucide; or disinfectant, fungicide and virucide; or germicide, fungicide and virucide used according to manufacturer's instructions.

(b) All disinfected electrical instruments shall be stored in a clean, covered place. (Authorized by and implementing K.S.A. 65-1,148; effective Aug. 23, 1993.)

28-25-12. Physical facilities. (a) The school or shop shall be kept well lighted, well ventilated, and in a sanitary condition. Floors, walls, ceilings, furniture and other fixtures and apparatus and all other exposed surfaces in each school or shop shall be kept clean, free from dust, hair and other debris, and in good repair at all time. All curtains shall be kept carefully laundered or chemically cleaned.

(b) If a room or rooms used for residential or non-barbering business purposes are in the same room or adjacent to a room used for the practice of barbering,

then a solid partition shall separate the premises used for residential or business purposes from the barbering area. The partition may contain a door, provided it remains closed except for entering and leaving.

(c) A separate outside entrance shall be provided for the school or shop.

(d) All schools or shops shall be supplied with sanitary drinking water facilities. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

28-25-13. Prohibitions. (a) The use of cuspidors or other receptacles for sputum is prohibited. No person shall expectorate in any shop or school.

(b) The use of shaving mugs and lather brushes is prohibited.

(c) The use of lump alum, styptic sticks or pencils, powder puffs, and sponge, finger or towel bowls is prohibited.

(d) Neck dusters are prohibited.

(e) No person shall bring any animal into, or permit any animal to be brought into, or permit any animal to remain in a school or shop. Trained animals accompanying sightless or hearing impaired persons shall be exempt from this section.

(f) No school or shop shall permit an accumulation of waste or refuse.

(g) All open waste containers are prohibited. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

28-25-14. Rules and licenses posted. (a) Each school or shop shall keep a copy of the sanitation regulations adopted by the Kansas department of health and environment, the inspection report for the school or shop, and the license of the school or shop posted in a conspicuous place.

(b) Each employee or student shall post their personal license at their work station. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

28-25-15. Enforcement. (a) The holder or holders of a shop or school license and the person in charge of any such shop or school shall be liable for implementing and maintaining all applicable sanitary regulations individually and jointly with all persons employed by or working in or on the premises. All students and licensees shall be held individually liable for implementation and maintenance of all applicable sanitary regulations.

(b) Refusal to permit, or interference with, an inspection by an authorized representative of the board of barbering during any time the instruction or practice of barbering is being conducted shall constitute a cause for disciplinary action. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148; effective Aug. 23, 1993.)

Article 36.—FOOD SERVICE ESTABLISHMENTS, FOOD VENDING MACHINE COMPANIES AND LODGING ESTABLISHMENTS

FOOD SERVICE ESTABLISHMENTS

28-36-21. Food care. (a) Food supplies.

(1) General requirements. Food shall be in sound condition, free from spoilage, filth, or other contaminations and shall be safe for human consumption. Food shall be obtained from sources that

(continued)

comply with all laws relating to food and food labeling. The use of food in hermetically sealed containers that was not prepared in a food processing establishment shall be prohibited.

(2) Special requirements.

(A) Fluid milk and fluid milk products used or served shall be pasteurized and shall meet the grade A quality standards as established by law. Dry milk and dry milk products shall be made from pasteurized milk and milk products.

(B) Fresh and frozen shucked shellfish, including but not limited to oysters, clams, or mussels, shall be packed in non-returnable packages identified with the name and address of the original shell stock processor, shucker-packer, or repacker, and the interstate certification number. Shell stock and shucked shellfish shall be kept in the container in which they were received until they are used. Each container of unshucked shell stock, including but not limited to oysters, clams, or mussels, shall be identified by an attached tag that states the name and address of the original shell stock processor, the kind and quality of shell stock, and an interstate certification number issued by the state or foreign shellfish control agency.

(C) Only clean whole eggs, with shell intact and without cracks or checks, or pasteurized liquid, frozen, dry eggs, or pasteurized dry egg products shall be used. Eggs that are hardboiled, peeled and commercially prepared and packaged by approved methods may be used.

(b) Food protection.

(1) General requirements. Food being stored, prepared, displayed, served, or transported, shall be protected from potential contamination, including dust, insects, rodents, unclean equipment and utensils, unnecessary handling, coughs and sneezes, flooding, drainage, and overhead leakage or overhead drippage from condensation. The temperature of potentially hazardous foods shall be 45° F or below, or 140°F or above at all times, except as otherwise provided in K.A.R. 28-36-20 through 28-36-29.

(2) Emergency occurrences. In the event of a fire, flood, power outage, or similar event that might result in the contamination of food, or that might prevent potentially hazardous food from being held at required temperatures, the person in charge shall immediately contact the regulatory authority. Upon receiving notice of this occurrence, the regulatory authority shall take whatever action deemed necessary to protect the public health in accordance with these regulations or the Kansas food, drug and cosmetic act.

(c) Food storage.

(1) General requirements.

(A) Food, whether raw or prepared, if removed from the container or package in which it was obtained, shall be stored in a clean covered container except during necessary periods of preparation or service. Container covers shall be impervious and nonabsorbent; however, linens or napkins may be used for lining or covering bread or roll containers. Solid cuts of meat shall be protected by being covered in storage however, quarters or sides of meat may be hung uncovered on clean sanitized hooks if no food product is stored beneath the meat.

(B) Containers of food shall be stored a minimum of six inches above the floor in a manner that protects the food from splash and other contamination, and that permits easy cleaning of the storage area. Metal pressurized beverage containers are not required to be

elevated. Containers may be stored on dollies, racks, or pallets, provided such equipment is easily movable.

(C) Food and containers of food shall not be stored under exposed or unprotected sewer lines or water lines, except for automatic fire protection sprinkler heads that may be required by law. The storage of food in toilet rooms or vestibules is prohibited.

(D) Food not subject to further washing or cooking before serving shall be stored in a way that protects it against cross-contamination from food requiring washing or cooking.

(E) Packaged food shall not be stored in contact with water or undrained ice. Wrapped sandwiches shall not be stored in direct contact with ice.

(F) Unless its identity is unmistakable, bulk food such as cooking oil, syrup, salt, sugar or flour not stored in the product container or package in which it was obtained, shall be stored in a container identifying the food by common name.

(2) Refrigerated storage.

(A) Conveniently located refrigeration facilities or effectively insulated facilities shall be provided to assure the maintenance of potentially hazardous food at required temperatures during storage. Each mechanically refrigerated facility storing potentially hazardous food shall be provided with a numerically scaled indicating thermometer, accurate to plus or minus 3°F, located to measure the air temperature in the warmest part of the facility and located to be easily readable. Recording thermometers, accurate to plus or minus 3°F, may be used in lieu of indicating thermometers.

(B) Potentially hazardous food requiring refrigeration after preparation shall be rapidly cooled to an internal temperature of 45°F or below. Potentially hazardous foods of large volume or foods prepared in large quantities shall be rapidly cooled, utilizing such methods as shallow pans, agitation, quick chilling or water circulation external to the food container so that the cooling period shall not exceed four hours. Potentially hazardous food to be transported shall be prechilled and held at a temperature of 45°F or below unless maintained in accordance with K.A.R. 28-36-21(c)(3)(A).

(C) Frozen food shall be kept frozen and should be stored at a temperature of 0°F or below.

(D) Ice intended for human consumption shall not be used for cooling stored food, food containers or food utensils, but may be used for cooling tubes conveying beverages or beverage ingredients to a dispenser head. Ice used for cooling stored food and food containers shall not be used for human consumption.

(3) Hot storage.

(A) Conveniently located hot food storage facilities shall be provided to assure the maintenance of food at the required temperature during storage. Each hot food facility storing potentially hazardous food shall be provided with a numerically scaled indicating thermometer, accurate to plus or minus 3°F, located to measure the air temperature in the coolest part of the facility and to be easily readable. Recording thermometers, accurate to plus or minus 3°F, may be used in lieu of indicating thermometers. Where it is impractical to install thermometers on equipment, including but not limited to bainmaries, steam stables, steam kettles, heat lamps, cal-rod units or insulated

food transport carriers, a product thermometer shall be available and used to check internal food temperature.

(B) The internal temperature of potentially hazardous food requiring hot storage shall be 140°F or above except during necessary periods of preparation. Potentially hazardous food to be transported shall be held at a temperature of 140°F or above unless maintained in accordance with K.A.R. 28-36-21 (c)(2)(B).

(d) Food preparation.

(1) General requirements. Food shall be prepared with the least possible manual contact. Suitable utensils and surfaces that prior to use have been cleaned, rinsed and sanitized to prevent cross-contamination shall be used.

(2) Raw fruits and raw vegetables. Raw fruits and raw vegetables shall be thoroughly washed with potable water before being cooked or served.

(3) Cooking potentially hazardous foods.

(A) General requirements. Potentially hazardous foods requiring cooking shall be cooked to heat all parts of the food to a temperature of at least 140°F unless otherwise ordered by the immediate consumer.

(B) Specific requirements.

(i) Poultry, poultry stuffings, stuffed meats and stuffings containing meat shall be cooked to heat all parts of the food to at least 165°F with no interruption of the cooking process.

(ii) Pork and any food containing pork shall be cooked to heat all parts of the food to at least 150°F.

(iii) Ground beef shall be cooked to heat all parts of the food to a temperature of at least 155°F.

(4) Reheating. Potentially hazardous foods that have been cooked and then refrigerated shall be reheated rapidly to 165°F or higher throughout before being served, or before being placed in a hot food storage facility. Steam tables, bainmaries, warmers, and similar hot food holding facilities shall not be used for the rapid reheating of potentially hazardous foods.

(5) Product thermometers. Metal stem-type numerically scaled indicating thermometers, accurate to plus or minus 3°F shall be provided and used to assure the attainment and maintenance of proper internal cooking, holding, or refrigeration temperatures of all potentially hazardous foods.

(6) Dry milk and dry milk products. Reconstituted dry milk and dry milk products may be used in instant desserts and whipped products, or for cooking and baking purposes.

(7) Liquid, frozen, dry eggs and egg products. Liquid, frozen, dry egg and egg products shall not be served without cooking or baking.

(8) Nondairy products. Nondairy creaming, whitening, or whipping agents may be reconstituted on the premises only when they will be stored in sanitized, covered containers not exceeding one gallon in capacity and cooled to 45°F or below as quickly as possible, but at no time exceeding four hours.

(9) Thawing potentially hazardous foods. Potentially hazardous foods shall be thawed:

(A) in refrigerated units at a temperature not to exceed 45°F;

(B) under potable running water of a temperature not to exceed 70°F, with sufficient water velocity to agitate and float off loose food particles into the overflow;

(C) in a microwave oven only when the food will be immediately transferred to conventional cooking facilities as part of a continuous cooking process, or when the entire uninterrupted cooking process takes place in the microwave oven; or

(D) as part of the conventional cooking process.

(e) Food display and service.

(1) Potentially hazardous foods. Potentially hazardous food shall be kept at an internal temperature of 45°F or below or at an internal temperature of 140°F or above during display and service.

(2) Milk and cream dispensing.

(A) Milk and milk products for drinking shall be provided to the consumer in an unopened, commercially filled package not exceeding one pint in capacity or drawn from a commercially filled container stored in a mechanically refrigerated bulk milk dispenser or as otherwise approved by the regulatory authority. Where a bulk dispenser for milk and milk products is not available and portions of less than one-half pint are required for mixed drinks, cereal, or dessert service, milk and milk products may be poured from a commercially filled container of one-half gallon capacity or less.

(B) Cream, or half and half shall be provided in an individual service container, protected pour-type pitcher, or drawn from a refrigerated dispenser designed for such service.

(3) Nondairy product dispensing. Nondairy creaming or whitening agents shall be provided in an individual service container, protected pour-type pitcher, or drawn from a refrigerated dispenser designed for such service.

(4) Condiment dispensing.

(A) Condiments, seasonings and dressings for self-service use shall be provided in individual packages, from dispensers, or from containers protected in accordance with subsection (e)(8) of this regulation.

(B) Condiments provided for table or counter service shall be individually portioned, except that catsup and other sauces may be served in the original container or a pour-type dispenser. Sugar for consumer use shall be provided in individual packages or in pour-type dispensers.

(5) Ice dispensing. Ice for consumer use shall be dispensed only by employees with scoops, tongs, or other ice self-dispensing utensils, or through automatic service ice dispensing equipment. Ice dispensing utensils shall be stored on a clean surface or in the ice with the dispensing utensil's handle extended out of the ice. Between uses, ice transfer receptacles shall be stored in a way that protects them from contamination. Ice storage bins shall be drained through an air gap.

(6) Dispensing utensils.

(A) To avoid unnecessary manual contact with food, suitable dispensing utensils shall be used by employees or provided to consumers who serve themselves. Between uses during service, dispensing utensils shall either be:

(i) stored in the food with the dispensing utensil handle extended out of the food;

(ii) stored clean and dry;

(continued)

(iii) stored in running water; or
 (iv) stored either in a running water dipper well, or clean and dry in the case of dispensing utensils and malt collars used in preparing frozen desserts.

(7) Reservice. Once served to a consumer, portions of leftover food shall not be served again. However, packaged food, other than potentially hazardous food, that is still packaged and is still in sound condition may be reserved.

(8) Display equipment. Food on display shall be protected from consumer contamination by the use of packaging or by the use of easily cleanable counters, serving line or salad bar protector devices, display cases, or by other effective means. Enough hot or cold food facilities shall be available to maintain the required temperature of potentially hazardous food on display.

(9) Reuse of tableware. Reuse of soiled tableware by self-service consumers returning to the service area for additional food is prohibited. Beverage cups and glasses are exempt from this requirement.

(f) Food transportation. General requirements. During transportation, food and food utensils shall be kept in covered containers or completely wrapped or packaged so as to be protected from contamination. Foods in original individual packages do not need to be overwrapped or covered if the original package has not been torn or broken. During transportation, including transportation to another location for service or catering operations, food shall meet the requirements of K.A.R. 28-36-20 through 28-36-29 relating to food protection and food storage. (Authorized by K.S.A. 36-507; implementing K.S.A. 36-508; effective, E-79-29, Oct. 24, 1978; effective May 1, 1979; amended Aug. 23, 1993.)

Robert C. Harder
 Secretary of Health
 and Environment

Doc. No. 013645

State of Kansas

Kansas Grain Inspection Department

Notice of Meeting

The Kansas Grain Inspection Department will hold its quarterly Grain Advisory Commission meeting on Friday, July 16, at 9 a.m. The meeting shall be held in the Derrick Room of the Black Angus Restaurant, 2920 W. 10th, Great Bend, Kansas. The meeting is open to the public.

Lee Hamm, Director
 Kansas State Grain
 Inspection Department

Doc. No. 013648

State of Kansas

Information Network of Kansas

Notice of Meeting

The Information Network of Kansas Board will meet at 3 p.m. on Thursday, July 15. The meeting will be held at Kansas Inc., 632 S.W. Van Buren, Suite 100, Topeka, Kansas. The meeting is open to the public.

Charles R. Warren
 President, Kansas Inc.

Doc. No. 013666

State of Kansas

Attorney General

Opinion No. 93-82

Taxation—Mortgage Registration and Intangibles; Mortgage Registration—Fee; Exemptions, Refinancing Mortgage That Has Been Assigned. Robert W. Fairchild, Douglas County Counselor, Lawrence, June 23, 1993.

If in "refinancing" a debt that it has previously assigned, along with the mortgage, to another entity, the mortgagee settles or satisfies the assigned debt, mortgage registration fees would be due upon filing the "new" mortgage of record. Cited herein: K.S.A. 1992 Supp. 79-3102. JLM

Opinion No. 93-83

Cities and Municipalities—General Provisions—Adoption or Abandonment of Forms of City Government. Representative R. J. Edlund, Thirty-Third District, Kansas City, June 23, 1993.

K.S.A. 12-184 which prescribes a procedure for abandoning any form of city government does not apply to Kansas City, Kansas. Cited herein: K.S.A. 12-184; 13-103; 13-1501; 13-1706; 13-1707a; 13-1812; Kan. Const., art. 12, § 5. MF

Opinion No. 93-84

Cities and Municipalities—General Provisions—Tax Upon Gross Earnings Derived from Money, Notes and Other Evidence of Debt; Elimination of Tax; Timing. Leonard L. Buddenbohm, Atchison County Counselor, Atchison, June 24, 1993.

When gross earnings tax is eliminated pursuant to K.S.A. 12-1,101 on or after August 1, the taxing subdivision may collect taxes that are levied the following calendar year even though such collection efforts extend into subsequent years. Cited herein: K.S.A. 12-1,101; 12-1,104; 12-1,106; 79-1804; K.S.A. 1992 Supp. 79-2001; 79-2004; 79-2004a; 79-2017; 79-2101. JLM

Opinion No. 93-85

Drainage and Levees—Watershed Districts; Formation of Watershed Districts—Election on Organization of District; Certification of Results to Secretary of State; Certificate of Incorporation, Issuance and Recordation.

tion, When. Secretary of State Bill Graves, Topeka, June 28, 1993.

The secretary of state does not possess the authority to determine whether the procedure set forth in K.S.A. 24-1201 *et seq.* for establishing a watershed district has been properly followed. Therefore, once the secretary of state has received certification from the board of directors of a watershed district showing that a majority of persons voting on the proposition regarding the establishment of a watershed district voted in favor of such proposition, the secretary of state must issue a certificate of incorporation to the board of directors. Cited herein: K.S.A. 24-1201; 24-1207. RDS

Opinion No. 93-86

Minors—Kansas Juvenile Offenders Code; Detention in Jail—Detention of Juveniles. Chris Biggs, Geary County Attorney, Junction City, June 28, 1993.

Juveniles who fall under the exemptions listed in K.S.A. 1992 Supp. 38-1691(c) and those who have already been adjudicated adults for purposes of prosecution may be detained in an adult jail provided they are kept in quarters separate from adult prisoners. The sheriff may incur civil liability if he detains exempt juveniles with non-exempt juveniles because of his duty to protect the non-exempt juveniles.

Geary county has received an extension from complying with K.S.A. 1992 Supp. 38-1691 and, therefore, until the extension expires, the sheriff is only obligated to comply with K.S.A. 19-1919 which requires that all juveniles be kept in separate quarters from adult prisoners. Cited herein: K.S.A. 19-1919; K.S.A. 1992 Supp. 38-1602; 38-1636; 38-1691. MF

Opinion No. 93-87

Constitution of the United States—Amendments to the Constitution of the United States—Freedom of Religion, Speech and Press; Police Powers; Ban on Posting of Political Campaign Signs. Senator Christine Downey, Thirty-First District, Newton, June 28, 1993.

Under its police powers, a municipality may enact a valid ordinance prohibiting the posting of political campaign signs if such ordinance promotes the health, morals, security, or welfare of the people, bears a real and substantial relation to the public health, safety,

morals or general welfare of the public, and is not unduly oppressive or arbitrary. Cited herein: U.S. Const., Amend. I. RDS

Opinion No. 93-88

Waters and Watercourses—Water Districts; Rural Water Districts—Definitions; Board of Directors; Qualifications; Election; Bylaws; Adoption; Eligible Voter. Representative Ray L. Cox, Thirty-Ninth District, Bonner Springs, June 29, 1993.

A participating member of a rural water district created pursuant to K.S.A. 82a-612 *et seq.* is defined as an individual, firm, partnership, association or corporation which owns land located within a district and which has subscribed to one or more benefit units of such district. The organizations which meet this definition must (in accordance with the statutes and by-laws under which they are organized) designate an officer, agent or employee as an eligible voter in district meetings. The designees may additionally serve on the board of directors in the same manner that any other participating member qualifies to do so. Cited herein: K.S.A. 82a-612; 82a-617; 82a-618. GE

Opinion No. 93-89

State Boards, Commissions and Authorities—Board of Tax Appeals; Miscellaneous Taxation Provisions—Appeals to State Board; Appraiser's Appeal of Termination Under K.S.A. 19-431.

Counties and County Officers—County Appraiser—Suspension or Termination; Hearing. Rebecca A. Sanders, General Counsel, Board of Tax Appeals, Topeka, June 29, 1993.

An order of the director of property valuation upholding the decision of a board of county commissioners or district board of any appraisal district pursuant to K.S.A. 1992 Supp. 19-431(a) to suspend or terminate an appraiser is not, in our opinion, appealable to the board of tax appeals under K.S.A. 1992 Supp. 19-431(b) or K.S.A. 74-2438. Cited herein: K.S.A. 1992 Supp. 19-431; K.S.A. 74-2438; L. 1957, ch. 429, § 11; L. 1974, ch. 112, § 2; L. 1987, ch. 239, § 1. JLM

Robert T. Stephan
Attorney General

Doc. No. 013663

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of July 12 through July 25:

Date	Room	Time	Committee	Agenda
July 12	123-S	10:00 a.m.	Legislative budget committee	<u>12th:</u> Mental health reform—staff report and conferees from SRS and other groups.
July 13	123-S	9:00 a.m.		<u>13th:</u> Report by Secretary of Corrections on Lansing and El Dorado; and staff reports on state finances.

(continued)

July 12	514-S	10:00 a.m.	Joint committee on administrative rules and regulations	Review of rules and regs. Filed by Kansas Racing Comm.; Bd. of Mortuary Arts; Bd. of Healing Arts; Dept. of Admin.; Bd. of Regents; KS State Library; SCC; SRS; KS Real Estate Comm.; KS Real Estate Appraisers Bd.; Bd. of Indigents' Defense; Securities Commissioner; KS Dental Bd.; Bd. of Nursing. Committee will hear comments of the Sec. of Revenue.
July 13	514-S	9:00 a.m.		
July 19	519-S	10:00 a.m.	Joint committee on economic development	<u>19th:</u> Governor's task force report on telecommunications and other telecommunications issues. In conjunction with the Jt. committee on computers and telecommunications. <u>20th:</u> Presentations on telecommunications issues continued.
July 20	519-S	9:00 a.m.		
July 19	531-N	9:30 a.m.	Joint committee on computers and telecommunications	<u>19th:</u> Governor's task force report on telecommunications and other telecommunications issues. In conjunction with the Jt. committee on computers and telecommunications. <u>20th:</u> Review of agency information technology plans.
July 20	Move to 519 531-N	9:00 a.m.		
July 19	526-S	8:00 a.m.	Joint committee on arts and cultural resources	<u>19th:</u> Update on statehouse sculpture; statehouse preservation; state preservation plan for paper; historic sites realignment. <u>20th:</u> Constitution Hall and Continuation of historic site discussions.
July 20	526-S	8:00 a.m.		
July 21	519-S	10:00 a.m.	Task force on the funding of community colleges and the Kansas postsecondary voc. and technical training system	<u>21st:</u> Report on the AVTS Strategic Plan; Report from community college presidents on technical training; and report from Chas. Warren, pres. of Kansas Inc., about job training and economic development. <u>22nd:</u> Presentation by John Myers about funding and job training trends in other states.
July 22	519-S	9:00 a.m.		

INTERIM STUDY COMMITTEES

July 15	526-S	9:00 a.m.	House federal and state affairs	Gambling regulations.
July 16	526-S	9:00 a.m.		

Emil Lutz
Director

INDEX TO ADMINISTRATIVE REGULATIONS

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

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-2-30	Amended	V. 12, p. 902
1-2-34	New	V. 11, p. 1016
1-2-81	Revoked	V. 11, p. 278
1-5-25	Amended	V. 12, p. 902
1-6-2	Amended	V. 11, p. 278
1-6-31	Amended	V. 11, p. 1016
1-6-32	Amended	V. 11, p. 278
1-8-7	Amended	V. 11, p. 1017
1-9-4	Amended	V. 11, p. 1017
1-9-5	Amended	V. 12, p. 902
1-9-13	Amended	V. 11, p. 1020
1-9-18	Amended	V. 11, p. 1020
1-9-19a	Amended	V. 11, p. 279
1-9-21	Amended	V. 12, p. 903
1-9-23	Amended	V. 12, p. 903
1-16-2	Amended	V. 12, p. 721, 864
1-16-2a	Amended	V. 12, p. 721, 864
1-16-2b	Amended	V. 12, p. 721, 864
1-16-2d	Amended	V. 12, p. 721, 864
1-16-2f	Revoked	V. 12, p. 722, 865
1-16-2k	Amended	V. 12, p. 722, 865
1-16-18	Amended	V. 12, p. 6, 54
1-16-18a	Amended	V. 12, p. 7, 55
1-16-22	Amended	V. 12, p. 865
1-18-1a	Amended	V. 12, p. 865
1-21-1	Amended	V. 12, p. 865
1-21-2	Amended	V. 12, p. 866
1-21-3	Revoked	V. 12, p. 866
1-21-4	Amended	V. 12, p. 866
1-21-5	Revoked	V. 12, p. 866
1-21-6	Revoked	V. 12, p. 866
1-21-7	Amended	V. 12, p. 866
1-21-8	Revoked	V. 12, p. 866
1-21-9	Revoked	V. 12, p. 866
1-21-10	Revoked	V. 12, p. 866
1-21-11	Revoked	V. 12, p. 866
1-21-12	Amended	V. 12, p. 866
1-22-1		
through		
1-22-5	Revoked	V. 12, p. 722, 867
1-28-1	Revoked	V. 12, p. 867
1-28-2	Revoked	V. 12, p. 867
1-45-14	Amended	V. 11, p. 1195
1-46-1	Amended	V. 11, p. 1195
1-46-3	Amended	V. 11, p. 1195
1-50-2	Revoked	V. 12, p. 867

AGENCY 4: BOARD OF AGRICULTURE

Reg. No.	Action	Register
4-4-900	Amended	V. 11, p. 1895
4-4-923	Amended	V. 11, p. 1895
4-4-924	Amended	V. 11, p. 1895
4-4-931	Amended	V. 11, p. 1896
4-4-932	Amended	V. 11, p. 1896
4-4-933	Amended	V. 11, p. 1896
4-4-934	Amended	V. 11, p. 1897
4-4-935	Amended	V. 11, p. 1897
4-4-956	New	V. 11, p. 1897
4-7-716	Amended	V. 11, p. 555
4-7-719	Amended	V. 11, p. 63
4-8-14a	Amended	V. 11, p. 1898
4-8-27	Amended	V. 11, p. 555
4-8-28	New	V. 11, p. 1898
4-8-33	New	V. 11, p. 1898
4-8-40	Amended	V. 11, p. 1898
4-8-41	New	V. 11, p. 555

4-10-1	Amended	V. 11, p. 1898
4-13-36	Amended	V. 11, p. 1899
4-13-38	Amended	V. 11, p. 1899
4-13-41	Amended	V. 11, p. 1900
4-13-42	Amended	V. 11, p. 1900
4-13-62	Amended	V. 11, p. 1900
4-13-63	Amended	V. 11, p. 1901
4-15-2	Amended	V. 11, p. 555
4-16-1a	Amended	V. 11, p. 1901
4-16-1c	Amended	V. 11, p. 1901
4-16-7a	Amended	V. 11, p. 1901
4-16-300		
through		
4-16-305	New	V. 11, p. 556, 557
4-17-1a	Amended	V. 11, p. 1901
4-17-1c	Amended	V. 11, p. 1902
4-17-5a	Amended	V. 11, p. 1902
4-17-300		
through		
4-17-305	New	V. 11, p. 557, 558

AGENCY 5: BOARD OF AGRICULTURE— DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-42-1	Amended	V. 11, p. 361
5-42-3	Amended	V. 11, p. 361
5-45-1		
through		
5-45-4	Amended	V. 11, p. 361-363
5-45-6	Amended	V. 11, p. 363
5-45-7	Amended	V. 11, p. 363
5-45-12	Amended	V. 11, p. 363
5-45-13	Amended	V. 11, p. 364
5-45-14		
through		
5-45-17	New	V. 11, p. 364, 365

AGENCY 7: SECRETARY OF STATE

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

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

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

AGENCY 17: STATE BANKING DEPARTMENT

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

AGENCY 19: KANSAS COMMISSION ON GOVERNMENTAL STANDARDS AND CONDUCT

Reg. No.	Action	Register
19-1-1	Amended	V. 11, p. 714
19-1-11	Amended	V. 11, p. 714
19-3-2	Amended	V. 11, p. 714

19-4-2	Amended	V. 11, p. 715
19-20-2	Amended	V. 11, p. 715
19-27-2	Amended	V. 11, p. 715
19-29-2	Amended	V. 11, p. 716
19-29-4	Amended	V. 11, p. 717
19-29-5	New	V. 11, p. 717
19-30-4	Amended	V. 11, p. 717
19-40-3a	Amended	V. 11, p. 718
19-40-4	New	V. 11, p. 1369
19-40-5	New	V. 11, p. 718
19-41-1	Amended	V. 11, p. 718
19-60-3	Amended	V. 11, p. 719
19-61-1	Amended	V. 11, p. 720
19-61-2	Amended	V. 11, p. 720
19-61-3	Revoked	V. 11, p. 720
19-62-1	Amended	V. 11, p. 721
19-62-2	Amended	V. 11, p. 721
19-63-2	Amended	V. 11, p. 721
19-63-3	Amended	V. 11, p. 721
19-63-4	Amended	V. 11, p. 722
19-63-6	New	V. 11, p. 722

AGENCY 21: KANSAS HUMAN RIGHTS COMMISSION

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

AGENCY 22: STATE FIRE MARSHAL

Reg. No.	Action	Register
22-1-2	Amended	V. 12, p. 444
22-1-3	New	V. 12, p. 444
22-1-4	New	V. 12, p. 444
22-1-5	New	V. 12, p. 445
22-1-6	New	V. 12, p. 445
22-2-1	Revoked	V. 12, p. 445
22-3-1	Revoked	V. 12, p. 445
22-3-2	Revoked	V. 12, p. 445
22-4-1	Revoked	V. 12, p. 445
22-5-3	Amended	V. 12, p. 445
22-6-8	New	V. 12, p. 976
22-6-10	Revoked	V. 12, p. 445
22-6-17	Revoked	V. 12, p. 445
22-7-1	Revoked	V. 12, p. 445
22-7-2	Revoked	V. 12, p. 445
22-7-3	Revoked	V. 12, p. 445
22-7-5	Revoked	V. 12, p. 445
22-7-6		
through		
22-7-12	New	V. 12, p. 445-447
22-8-1	Revoked	V. 12, p. 448
22-10-3a	Revoked	V. 12, p. 448
22-10-10	Revoked	V. 12, p. 448
22-10-12	Revoked	V. 12, p. 448
22-10-13	Revoked	V. 12, p. 448
22-10-14	Revoked	V. 12, p. 448
22-10-17	Revoked	V. 12, p. 448
22-10-18	New	V. 12, p. 448
22-10-19	New	V. 12, p. 448
22-13-35	Revoked	V. 12, p. 449
22-18-3	Amended	V. 12, p. 449
22-19-1	Amended	V. 12, p. 450
22-19-2	Amended	V. 12, p. 450
22-19-3	Amended	V. 12, p. 451
22-19-4	Revoked	V. 12, p. 451
22-19-5	New	V. 12, p. 451
22-20-1	Revoked	V. 12, p. 451
22-22-1	New	V. 12, p. 451

AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT

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

(continued)

AGENCY 26: DEPARTMENT ON AGING

Table with 3 columns: Reg. No., Action, Register. Includes entries for 26-8-1 through 26-8-14.

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Table with 3 columns: Reg. No., Action, Register. Includes entries for 28-1-2 through 28-29-36.

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Table with 3 columns: Reg. No., Action, Register. Includes entries for 30-2-16 through 30-4-52.

Table with 3 columns: Reg. No., Action, Register. Includes entries for 30-4-55 through 30-31-7.

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Table with 3 columns: Reg. No., Action, Register. Includes entries for 36-13-30 through 36-13-36.

Table with 3 columns: Reg. No., Action, Register. Includes entries for 36-13-37 through 36-38-2.

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Table with 3 columns: Reg. No., Action, Register. Includes entries for 40-1-37 through 40-14-10.

AGENCY 44: DEPARTMENT OF CORRECTIONS

Table with 3 columns: Reg. No., Action, Register. Includes entries for 44-2-103 through 44-12-601.

44-12-602	Amended	V. 11, p. 321
44-12-701	Revoked	V. 11, p. 321
44-12-901	Amended	V. 11, p. 321
44-12-902	Amended	V. 11, p. 322
44-12-1001	Amended	V. 11, p. 322
44-12-1002	Amended	V. 11, p. 322
44-12-1101	Amended	V. 11, p. 322
44-12-1201	Amended	V. 11, p. 322
44-12-1202	Amended	V. 11, p. 322
44-12-1301	Amended	V. 11, p. 323
44-12-1302	Amended	V. 11, p. 323
44-12-1303	Amended	V. 11, p. 323
44-12-1304	Revoked	V. 11, p. 323
44-12-1306	Amended	V. 11, p. 323
44-12-1307	Amended	V. 11, p. 324
44-13-101	Amended	V. 11, p. 324
44-13-101a	Amended	V. 11, p. 325
44-13-103	Amended	V. 11, p. 325
44-13-104	Amended	V. 11, p. 325
44-13-106	Amended	V. 11, p. 325
44-13-115	Revoked	V. 11, p. 325
44-13-201	Amended	V. 11, p. 325
44-13-201b	New	V. 11, p. 326
44-13-202	Amended	V. 11, p. 327
44-13-203	Amended	V. 11, p. 327
44-13-301	Revoked	V. 11, p. 327
44-13-302	Revoked	V. 11, p. 327
44-13-302a	New	V. 11, p. 327
44-13-303	Revoked	V. 11, p. 328
44-13-304	Amended	V. 11, p. 328
44-13-401	Amended	V. 11, p. 328
44-13-401a	Amended	V. 11, p. 328
44-13-402	Amended	V. 11, p. 328
44-13-403	Amended	V. 11, p. 328
44-13-404	Amended	V. 11, p. 330
44-13-405	Revoked	V. 11, p. 331
44-13-405a	Amended	V. 11, p. 331
44-13-406	Amended	V. 11, p. 331
44-13-407	Revoked	V. 11, p. 332
44-13-408	Amended	V. 11, p. 332
44-13-501	Amended	V. 11, p. 332
44-13-502	Revoked	V. 11, p. 332
44-13-502a	New	V. 11, p. 332
44-13-503	Revoked	V. 11, p. 332
44-13-504	Revoked	V. 11, p. 333
44-13-506	Amended	V. 11, p. 333
44-13-507	Amended	V. 11, p. 333
44-13-601	Amended	V. 11, p. 333
44-13-603	Amended	V. 11, p. 333
44-13-610	Amended	V. 11, p. 333
44-13-701	Amended	V. 11, p. 333
44-13-702	Amended	V. 11, p. 334
44-13-703	Amended	V. 11, p. 334
44-13-704	Amended	V. 11, p. 334
44-13-705	Amended	V. 11, p. 334
44-13-706	Amended	V. 11, p. 334
44-13-707	Amended	V. 11, p. 335
44-15-101	Amended	V. 11, p. 335
44-15-102	Amended	V. 11, p. 335
44-15-105a	New	V. 11, p. 336
44-16-104	Amended	V. 11, p. 337

AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—

DIVISION OF WORKERS' COMPENSATION		
Reg. No.	Action	Register
51-24-1	Amended	V. 11, p. 212
51-24-4	Amended	V. 11, p. 212
51-24-8	New	V. 11, p. 213
51-24-9	New	V. 11, p. 213
51-24-10	New	V. 11, p. 214

AGENCY 54: KANSAS STATE LIBRARY

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

AGENCY 60: BOARD OF NURSING

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

60-11-103	Amended	V. 12, p. 350
60-11-114	New	V. 11, p. 85
60-11-118	Amended	V. 12, p. 350
60-11-119	Amended	V. 12, p. 489
60-12-105	New	V. 11, p. 85
60-13-101	Amended	V. 12, p. 489
60-13-113	New	V. 11, p. 85

AGENCY 63: BOARD OF MORTUARY ARTS

Reg. No.	Action	Register
63-1-3	Amended	V. 12, p. 631
63-1-4	Amended	V. 12, p. 632
63-3-10	Amended	V. 12, p. 632
63-3-11	Amended	V. 12, p. 632
63-3-19	Amended	V. 12, p. 633
63-3-20	Amended	V. 11, p. 133
63-3-21	New	V. 11, p. 133
63-4-1	Amended	V. 12, p. 633

AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY

Reg. No.	Action	Register
65-4-1	through	
65-4-5	New	V. 11, p. 470, 471
65-4-3	Amended	V. 12, p. 630
65-4-4	Amended	V. 12, p. 630
65-5-1	through	
65-5-8	New	V. 11, p. 472, 473
65-6-8	Revoked	V. 11, p. 473
65-6-11	Revoked	V. 11, p. 474
65-6-12	Revoked	V. 11, p. 474
65-6-16	Revoked	V. 11, p. 474
65-6-25	Revoked	V. 11, p. 474
65-6-30	Revoked	V. 11, p. 474
65-6-33	Revoked	V. 11, p. 474
65-6-36	Revoked	V. 11, p. 474
65-6-37	Revoked	V. 11, p. 474
65-7-1	Revoked	V. 11, p. 474
65-7-2	Revoked	V. 11, p. 474
65-7-4	Revoked	V. 11, p. 474
65-7-8	Revoked	V. 11, p. 474
65-7-9	Revoked	V. 11, p. 474
65-7-11	Revoked	V. 11, p. 474
65-7-12	Revoked	V. 11, p. 474
65-7-13	Revoked	V. 11, p. 474
65-7-14	Revoked	V. 11, p. 474
65-8-1	through	
65-8-4	New	V. 11, p. 474, 475
65-9-1	through	
65-9-5	New	V. 11, p. 475, 476
65-10-1	New	V. 11, p. 476
65-10-2	New	V. 11, p. 477
65-10-3	New	V. 11, p. 477
65-11-1	New	V. 11, p. 477
65-11-2	New	V. 11, p. 477
65-11-3	New	V. 11, p. 477

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-6-1	Amended	V. 12, p. 10
66-6-3	Revoked	V. 12, p. 10
66-6-4	Amended	V. 12, p. 10
66-6-6	Amended	V. 12, p. 11
66-6-7	Revoked	V. 12, p. 11
66-6-8	Amended	V. 12, p. 11
66-6-9	Amended	V. 12, p. 11
66-7-1	Amended	V. 11, p. 408
66-7-2	Amended	V. 11, p. 408
66-8-1	Amended	V. 11, p. 409
66-8-2	through	
66-8-5	Amended	V. 12, p. 11, 12
66-8-6	Amended	V. 11, p. 409
66-9-1	Amended	V. 12, p. 12
66-9-2	Amended	V. 12, p. 12
66-9-3	Revoked	V. 12, p. 12
66-9-4	Amended	V. 12, p. 12
66-9-5	New	V. 12, p. 12
66-10-1	Amended	V. 12, p. 13
66-10-2	Revoked	V. 12, p. 13
66-10-3	Amended	V. 12, p. 13
66-10-4	Amended	V. 12, p. 13
66-10-5	Amended	V. 12, p. 13
66-10-6	Revoked	V. 12, p. 13

66-10-7	Revoked	V. 12, p. 13
66-10-8	Revoked	V. 12, p. 13
66-10-9	Amended	V. 11, p. 409
66-10-10	Amended	V. 12, p. 13
66-10-10a	New	V. 12, p. 13
66-10-11	Amended	V. 12, p. 14
66-10-12	Amended	V. 12, p. 14
66-11-1	Amended	V. 11, p. 411
66-11-2	Amended	V. 12, p. 14
66-11-3	Amended	V. 12, p. 14
66-12-1	New	V. 11, p. 412
66-13-1	Amended	V. 12, p. 14

AGENCY 68: BOARD OF PHARMACY

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

AGENCY 69: BOARD OF COSMETOLOGY

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

AGENCY 71: KANSAS DENTAL BOARD

Reg. No.	Action	Register
71-1-16	New	V. 12, p. 439
71-1-17	New	V. 12, p. 439
71-3-3	Amended	V. 12, p. 532

AGENCY 74: BOARD OF ACCOUNTANCY

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

AGENCY 75: CONSUMER CREDIT COMMISSIONER

Reg. No.	Action	Register
75-6-11	Amended	V. 11, p. 1176
75-6-24	Amended	V. 11, p. 908
75-6-26	Amended	V. 11, p. 1176

AGENCY 80: KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

Reg. No.	Action	Register
80-8-1	through	
80-8-7	New	V. 12, p. 980, 981

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No.	Action	Register
81-3-1	Amended	V. 12, p. 788
81-3-4	New	V. 12, p. 790
81-5-3	Amended	V. 12, p. 790
81-5-8	Amended	V. 12, p. 791
81-5-9	Amended	V. 12, p. 791
81-5-10	New	V. 12, p. 791
81-7-1	Amended	V. 12, p. 791
81-7-2	New	V. 12, p. 794
81-11-11	Amended	V. 12, p. 794

(continued)

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-1-228	Amended	V. 12, p. 147
82-1-232	Amended	V. 12, p. 148
82-3-401	Amended	V. 12, p. 376
82-3-401a	New	V. 12, p. 377
82-4-1	Amended	V. 12, p. 439
82-4-3	Amended	V. 12, p. 440
82-4-6d	Amended	V. 12, p. 441
82-4-8a	Amended	V. 12, p. 441
82-4-20	Amended	V. 12, p. 442
82-4-27a	Amended	V. 12, p. 442
82-4-27c	Amended	V. 11, p. 812
82-4-27e	Amended	V. 11, p. 812
82-4-27g	New	V. 11, p. 812
82-4-29	Amended	V. 12, p. 443
82-4-34	Revoked	V. 12, p. 443
82-4-35a	Amended	V. 12, p. 443
82-4-37	Amended	V. 12, p. 443
82-4-38	Revoked	V. 12, p. 443
82-4-39	Amended	V. 12, p. 443

AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-1-13	Amended	V. 11, p. 1230
86-3-23	New	V. 11, p. 1832
86-3-24	Revoked	V. 12, p. 980
86-3-24	New	V. 11, p. 1832

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-8-2	Amended	V. 11, p. 1675
88-8-9	New	V. 11, p. 1675
88-9-3	Amended	V. 11, p. 1675
88-10-4	Amended	V. 12, p. 631
88-11-5	Amended	V. 12, p. 631
88-13-4	Amended	V. 11, p. 1675
88-13-11	Amended	V. 11, p. 1675
88-18-3	Amended	V. 11, p. 1676
88-18-8	Amended	V. 11, p. 1676
88-19-2	Amended	V. 11, p. 1676
88-19-4	Amended	V. 11, p. 1676
88-20-3	Amended	V. 11, p. 1676
88-20-9	Amended	V. 11, p. 1677
88-21-3	Amended	V. 11, p. 1677
88-21-8	Amended	V. 11, p. 1677
88-22-1		
through		
88-22-10	New	V. 12, p. 93, 94

AGENCY 91: DEPARTMENT OF EDUCATION

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

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-12-112	New	V. 11, p. 559
92-51-34	Amended	V. 11, p. 559
92-52-9	Amended	V. 11, p. 559
92-52-9a	New	V. 11, p. 560

AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION

Reg. No.	Action	Register
93-5-1	New	V. 11, p. 554

AGENCY 98: KANSAS WATER OFFICE

Reg. No.	Action	Register
98-5-2	Amended	V. 12, p. 351
98-5-3	Amended	V. 12, p. 352
98-5-5	Amended	V. 12, p. 353

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-11-1	Amended	V. 11, p. 1039, 1117
100-46-6	New	V. 12, p. 679
100-47-1	Amended	V. 12, p. 679
100-49-5	New	V. 11, p. 1084
100-60-3	Revoked	V. 11, p. 2007
100-60-4	Amended	V. 11, p. 2007
100-60-5	Amended	V. 11, p. 2007
100-60-6	Amended	V. 11, p. 2007
100-60-8		
through		
100-60-14	Amended	V. 11, p. 2008, 2009

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

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

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-3-2	Amended	V. 12, p. 976
105-3-9	Amended	V. 11, p. 1832
105-5-2	Amended	V. 12, p. 9, 976
105-5-6	Amended	V. 12, p. 9, 977
105-5-7	Amended	V. 12, p. 9, 977
105-5-8	Amended	V. 12, p. 9, 977

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

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

AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING

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

AGENCY 111: THE KANSAS LOTTERY

Reg. No.	Action	Register
111-1-2	Amended	V. 7, p. 1190
111-1-5	Amended	V. 8, p. 586
111-2-1	Amended	V. 7, p. 1995
111-2-2	Amended	V. 9, p. 1675
111-2-2a	Revoked	V. 9, p. 1675
111-2-6	Amended	V. 11, p. 136
111-2-7	Revoked	V. 10, p. 1210
111-2-13	Revoked	V. 10, p. 881
111-2-14	New	V. 9, p. 30
111-2-15	Revoked	V. 10, p. 881
111-2-16	Revoked	V. 10, p. 1210
111-2-17	Revoked	V. 10, p. 1210
111-2-18	Revoked	V. 11, p. 413
111-2-19	Revoked	V. 11, p. 413
111-2-20	New	V. 11, p. 199
111-2-21	New	V. 11, p. 1471
111-2-22	New	V. 11, p. 1972
111-2-23	New	V. 12, p. 113
111-2-24	Amended	V. 12, p. 912
111-2-25	New	V. 12, p. 677
111-3-1	Amended	V. 10, p. 1210
111-3-6	Amended	V. 12, p. 677

111-3-9	Revoked	V. 11, p. 1793
111-3-10		
through		
111-3-31	New	V. 7, p. 201-206
111-3-11	Amended	V. 8, p. 299
111-3-12	Amended	V. 10, p. 12
111-3-13	Amended	V. 11, p. 1148
111-3-14	Amended	V. 10, p. 12
111-3-16	Amended	V. 9, p. 1566
111-3-19		
through		
111-3-22	Amended	V. 9, p. 30
111-3-20	Amended	V. 11, p. 1148
111-3-21	Amended	V. 11, p. 1148
111-3-22	Amended	V. 11, p. 1148
111-3-23	Revoked	V. 10, p. 883
111-3-25	Amended	V. 11, p. 1149
111-3-26	Amended	V. 11, p. 1149
111-3-27	Amended	V. 11, p. 1149
111-3-29	Revoked	V. 11, p. 1149
111-3-31	Amended	V. 8, p. 209
111-3-32	Amended	V. 10, p. 883
111-3-33	New	V. 7, p. 1434
111-4-1		
through		
111-4-5	Revoked	V. 12, p. 113
111-4-5a	Revoked	V. 12, p. 113
111-4-6		
through		
111-4-15	Revoked	V. 12, p. 113
111-4-66		
through		
111-4-77	New	V. 7, p. 207-209
111-4-96		
through		
111-4-114	New	V. 7, p. 1606-1610
111-4-100	Amended	V. 11, p. 1472
111-4-101	Amended	V. 11, p. 976
111-4-102	Amended	V. 11, p. 976
111-4-103	Amended	V. 10, p. 1211
111-4-104	Amended	V. 11, p. 1793
111-4-105	Amended	V. 11, p. 977
111-4-106	Amended	V. 11, p. 1472
111-4-106a	Amended	V. 11, p. 1149
111-4-107	Amended	V. 11, p. 978
111-4-108	Amended	V. 11, p. 978
111-4-110	Amended	V. 11, p. 978
111-4-111	Amended	V. 9, p. 1366
111-4-112	Amended	V. 11, p. 978
111-4-113	Amended	V. 9, p. 1366
111-4-114	Amended	V. 9, p. 1366
111-4-153		
through		
111-4-160	Revoked	V. 9, p. 1676, 1677
111-4-177		
through		
111-4-212	Revoked	V. 9, p. 1677, 1678
111-4-213		
through		
111-4-220	Revoked	V. 10, p. 1213
111-4-217	Amended	V. 9, p. 986
111-4-221		
through		
111-4-224	Revoked	V. 10, p. 1585
111-4-225		
through		
111-4-228	Revoked	V. 10, p. 1585
111-4-229		
through		
111-4-236	Revoked	V. 10, p. 1585, 1586
111-4-237		
through		
111-4-240	Revoked	V. 11, p. 413
111-4-241		
through		
111-4-244	New	V. 9, p. 1812
111-4-245		
through		
111-4-248	New	V. 10, p. 200
111-4-249		
through		
111-4-256	Revoked	V. 12, p. 113, 114
111-4-257		
through		
111-4-286	Revoked	V. 11, p. 413, 414
111-4-287		
through		
111-4-300	New	V. 10, p. 883-886

111-4-291 through
 111-4-300 Revoked V. 12, p. 114
 111-4-301 through
 111-4-307 New V. 10, p. 1015, 1016
 111-4-301 through
 111-4-306 Amended V. 11, p. 979
 111-4-308 through
 111-4-320 New V. 10, p. 1214, 1215
 111-4-308 Amended V. 10, p. 1472
 111-4-311 Amended V. 10, p. 1472
 111-4-312 Amended V. 10, p. 1472
 111-4-318 through
 111-4-321 Revoked V. 12, p. 114
 111-4-322 through
 111-4-331 New V. 10, p. 1411-1413
 111-4-328 through
 111-4-335 Revoked V. 12, p. 114
 111-4-336 through
 111-4-345 New V. 10, p. 1526-1528
 111-4-336 through
 111-4-340 Amended V. 11, p. 1472, 1473
 111-4-339 Amended V. 11, p. 1793
 111-4-341 Revoked V. 11, p. 1473
 111-4-341a New V. 11, p. 1793
 111-4-341b New V. 11, p. 1794
 111-4-344 Amended V. 11, p. 1473
 111-4-346 through
 111-4-361 New V. 10, p. 1586-1589
 111-4-346 through
 111-4-349 Revoked V. 12, p. 114
 111-4-362 through
 111-4-365 Revoked V. 12, p. 114, 115
 111-4-362 Amended V. 11, p. 13
 111-4-366 through
 111-4-379 New V. 11, p. 136-139
 111-4-380 through
 111-4-383 New V. 11, p. 477, 478
 111-4-384 through
 111-4-387 New V. 11, p. 414
 111-4-388 through
 111-4-400 New V. 11, p. 478-481
 111-4-392 Amended V. 12, p. 520
 111-4-394 through
 111-4-400 Amended V. 12, p. 521, 522
 111-4-401 through
 111-4-404 New V. 11, p. 980, 981
 111-4-405 through
 111-4-413 New V. 11, p. 756, 757
 111-4-405 Amended V. 12, p. 912
 111-4-407 Amended V. 12, p. 912
 111-4-408 Amended V. 12, p. 912
 111-4-409 Amended V. 11, p. 1473, 1474
 111-4-411 Amended V. 11, p. 1474
 111-4-412 Amended V. 11, p. 1475
 111-4-413 Amended V. 11, p. 1475
 111-4-414 through
 111-4-428 New V. 11, p. 981-983
 111-4-414 Amended V. 11, p. 1150
 111-4-429 through
 111-4-432 New V. 11, p. 1118
 111-4-433 through
 111-4-436 New V. 11, p. 1150, 1151
 111-4-437 through
 111-4-444 New V. 11, p. 1475-1477

111-4-445 through
 111-4-453 New V. 11, p. 1794-1796
 111-4-454 through
 111-4-457 New V. 11, p. 1944
 111-4-458 through
 111-4-461 New V. 11, p. 1972, 1973
 111-4-462 through
 111-4-465 New V. 12, p. 115
 111-4-466 through
 111-4-473 New V. 12, p. 316, 317
 111-4-470 Amended V. 12, p. 522
 111-4-474 through
 111-4-488 New V. 12, p. 522-524
 111-4-489 through
 111-4-492 New V. 12, p. 861
 111-4-493 through
 111-4-496 New V. 12, p. 913
 111-4-499 New V. 12, p. 914
 111-4-500 New V. 12, p. 914
 111-5-1 through
 111-5-23 New V. 7, p. 209-213
 111-5-9 through
 111-5-15 Amended V. 8, p. 210, 211
 111-5-11 Amended V. 9, p. 505
 111-5-12 Amended V. 11, p. 415
 111-5-17 Amended V. 8, p. 211
 111-5-18 Amended V. 10, p. 13
 111-5-19 Amended V. 8, p. 212
 111-5-21 through
 111-5-33 New V. 11, p. 415-418
 111-5-22 Amended V. 11, p. 481
 111-5-23 Amended V. 11, p. 481
 111-5-24 Amended V. 11, p. 983
 111-5-25 Amended V. 11, p. 482
 111-5-27 Amended V. 11, p. 482
 111-5-28 Amended V. 12, p. 317
 111-5-34 New V. 12, p. 318
 111-5-35 through
 111-5-38 New V. 12, p. 526
 111-6-1 through
 111-6-15 New V. 7, p. 213-217
 111-6-1 Amended V. 12, p. 527
 111-6-3 Amended V. 12, p. 527
 111-6-4 Amended V. 10, p. 1413
 111-6-5 Amended V. 10, p. 14
 111-6-6 Amended V. 11, p. 1973
 111-6-7 Amended V. 11, p. 1477
 111-6-8 Amended V. 11, p. 1478
 111-6-9 Amended V. 10, p. 1217
 111-6-12 Amended V. 8, p. 212
 111-6-13 Amended V. 8, p. 299
 111-6-15 Amended V. 12, p. 677
 111-6-17 Révoked V. 10, p. 1475
 111-7-1 through
 111-7-10 New V. 7, p. 1192, 1193
 111-7-1 Amended V. 8, p. 212
 111-7-3 Amended V. 11, p. 1796
 111-7-3a New V. 11, p. 1796
 111-7-4 Amended V. 9, p. 1367
 111-7-5 Amended V. 9, p. 986
 111-7-6 Amended V. 9, p. 987
 111-7-9 Amended V. 9, p. 1569
 111-7-11 Amended V. 10, p. 1475
 111-7-12 through
 111-7-32 New V. 7, p. 1194-1196
 111-7-33 through
 111-7-43 New V. 7, p. 1197, 1198
 111-7-33a New V. 8, p. 300
 111-7-44 through
 111-7-54 New V. 9, p. 1367-1370
 111-7-46 Amended V. 11, p. 1152

111-7-54 Amended V. 11, p. 1511
 111-7-55 through
 111-7-63 Revoked V. 10, p. 1217
 111-7-60 Amended V. 10, p. 262
 111-7-64 through
 111-7-75 New V. 11, p. 13, 14
 111-7-66 Amended V. 11, p. 1797
 111-7-66a New V. 11, p. 1797
 111-7-76 through
 111-7-78 New V. 11, p. 1478-1480
 111-7-79 Amended V. 12, p. 914
 111-7-80 through
 111-7-83 New V. 11, p. 1478-1480
 111-7-84 through
 111-7-90 New V. 12, p. 677, 678
 111-7-91 through
 111-7-98 New V. 12, p. 914
 111-8-1 New V. 7, p. 1633
 111-8-2 New V. 7, p. 1633
 111-8-3 Amended V. 10, p. 886
 111-8-4 New V. 7, p. 1714
 111-8-4a New V. 7, p. 1995
 111-8-5 through
 111-8-13 New V. 7, p. 1634
 111-9-1 through
 111-9-12 New V. 7, p. 1714-1716
 111-9-1 through
 111-9-6 Revoked V. 9, p. 1680
 111-9-13 through
 111-9-18 Revoked V. 9, p. 1680
 111-9-25 through
 111-9-30 New V. 9, p. 699, 700
 111-9-31 through
 111-9-36 New V. 10, p. 262
 111-9-37 through
 111-9-48 New V. 10, p. 1439, 1440
 111-9-49 through
 111-9-54 New V. 12, p. 318, 319
 111-10-1 through
 111-10-9 New V. 8, p. 136-138
 111-10-7 Amended V. 8, p. 301

AGENCY 112: KANSAS RACING COMMISSION

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