



# Kansas Register

Ron Thornburgh, Secretary of State

Vol. 19, No. 29 July 20, 2000 Pages 1179-1224

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**State of Kansas  
African-American Advisory Commission**

**Notice of Meeting**

The Kansas African-American Advisory Commission, an entity within the Department of Human Resources, will conduct a general committee meeting at 1 p.m. Friday, July 21, in the second floor conference room, 1430 S.W. Topeka Blvd., Topeka. The public is invited to attend.

Julius A. Williams  
Executive Director

Doc. No. 025444

**State of Kansas  
Speech-Language Pathology/Audiology  
Advisory Board**

**Notice of Meeting**

The Speech-Language Pathology/Audiology Advisory Board will meet at 10 a.m. Thursday, July 27, in Classroom C of the KNEA Building, 715 S.W. 10th Ave., Topeka.

Lesa Bray, Director  
Health Occupations Credentialing

Doc. No. 025456

**State of Kansas**

**Legislature**

**Interim Committee Schedule**

The following committee meetings have been scheduled during the period of July 24 through August 6. Any individual with a disability may request accommodation in order to participate in committee meetings. Requests for accommodation should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or (785) 296-8430 (TTY).

Date	Room	Time	Committee	Agenda
July 26	531-N	1:00 p.m.	Task Force on Consolidation of Public Safety Agencies	Agenda not available.
August 2	514-S	9:00 a.m.	Health Care Reform Legislative Oversight Committee	Agenda not available.
August 3	514-S	9:00 a.m.	Task Force on State Education Technology-Based Network	Background information.
August 3	519-S	9:00 a.m.	Joint Committee on Children's Issues	SRS medical transition to adulthood; immunizations.

Jeff Russell  
Director of Legislative  
Administrative Services

Doc. No. 025449

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## State of Kansas

## Board of Regents

## Notice of Available Federal Funding

Pursuant to assurances set forth in the Kansas Four-Year State Plan for Adult Education, notification of available federal funding for English literacy and civics education programs is announced. These funds are authorized by the Adult Education and Family Literacy Act (Title II of the Workforce Investment Act [WIA] of 1998).

Title II of WIA, the Adult Education and Family Literacy Act (AEFLA), provides federal financial assistance to states to assist, improve and/or expand existing local programs that serve adults and out-of-school youth age 16 and older, who meet one of the following conditions: do not have a secondary credential; do not have basic reading, writing or math skills; or do not have proficiency in the English language necessary to function in the multiple roles of citizen, employee and family member.

The Board of Regents, the state agency responsible for implementation of AEFLA in Kansas, will award multi-year grants through a competitive process to eligible entities whose English literacy and civics education programs provide intensive, quality instructional and support services to adults. Any existing adult education program in Kansas—whether funded through AEFLA basic grant funding, Even Start, Migrant Even Start, Reading Excellence, or nonstate, nonfederal resources—is eligible to submit proposals in this competition. The Board of Regents cannot consider proposals for start-up programs or from existing adult education programs that count any program activities or learner participation for state aid or toward any other federal program except those mentioned above. Intensive, quality services include activities that lead to the following outcomes:

- \* Demonstrated improvements in English language acquisition, technology, and other literacy skills;
- \* Placement in unsubsidized employment; and
- \* Acquisition of skills necessary to pass the exam to become a U.S. citizen.

Priority is given to local programs whose activities are based on a solid foundation of research, address the diverse needs of adult learners, and utilize other effective practices and strategies.

For further information and an application, contact one of the following individuals:

Margaret Patterson  
Associate Director of Academic Affairs  
Kansas Board of Regents  
700 S.W. Harrison, Suite 1410  
Topeka, 66603-3760  
mpatterson@kbor.state.ks.us  
(785) 291-3038

Dianne S. Glass  
Associate Director of Academic Affairs  
Kansas Board of Regents  
700 S.W. Harrison, Suite 1410  
Topeka, 66603-3760  
dglass@kbor.state.ks.us  
(785) 296-7159

Grant applications for FY 2001 and FY 2002 (July 1, 2000-June 30, 2002) must be submitted by September 15, 2000. A technical assistance workshop will be held August 25. Grant awards for the first year of the two-year cycle will range from \$10,000 to \$20,000. Applicants will receive grant award notification not later than September 30, 2000.

Kim A. Wilcox  
Executive Director

Doc. No. 025453

## State of Kansas

## Board of Pharmacy

## Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 9:30 a.m. Wednesday, September 20, in the meeting room at the AmeriSuites, 6021 S.W. 6th Ave., Topeka, to consider the adoption of amendments to an existing rule and regulation of the Kansas State Board of Pharmacy.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rule and regulation. All interested parties may submit written comments prior to the hearing to Carly Haynes, Acting Executive Secretary, Room 513, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1231. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing. In order to give all parties an opportunity to present their view, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Carly Haynes on the consumer toll-free number 1-888-RX-BOARD (888-792-6273) or in Topeka at (785) 296-6504, or email at: pharmacy@ink.org.

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

**K.A.R. 68-14-8. Wholesale distributor transaction.** This regulation was changed to describe how orders from veterinarians are received and processed by wholesale distributors.

There is no anticipated economic impact on the public, registrants, the Board of Pharmacy or other governmental agencies.

Copies of the regulation and its economic impact statement may be obtained from the Kansas State Board of Pharmacy.

Carly Haynes, R.Ph.  
Acting Executive Secretary

Doc. No. 025447

State of Kansas

## Attorney General

## Opinion 2000-36

**Probate Code—Care and Treatment for Mentally Ill Persons; Care and Treatment Act for Mentally Ill Persons—Definitions; Qualified Mental Health Professional.** Phyllis Gilmore, Executive Director, Behavioral Sciences Regulatory Board, Topeka, June 12, 2000.

Licensed clinical psychotherapists, licensed clinical marriage and family therapists, and licensed clinical professional counselors are considered "qualified mental health professionals" as that term is used in the Care and Treatment Act for Mentally Ill Persons. Cited herein: K.S.A. 59-2901, repealed L. 1996, ch. 67; K.S.A. 1999 Supp. 59-2945; 59-2946; 65-5801; 65-5802, as amended by L. 1999, ch. 117, § 1; 65-6401; 65-6402, as amended by L. 1999, ch. 117, § 18; 74-5361, as amended by L. 1999, ch. 117, § 29; L. 1999, ch. 117. CN

## Opinion 2000-37

**Courts—District Courts—Budget for District Court Expenses Payable by Counties; Health Care Benefit Coverage of District Court Officers and Employees; Certain District Court Officers and Employees; Fringe Benefits; Counties' Duties.**

**Domestic Relations—Enforcement of Support—Court Trustee; Appointment; Workers Compensation; Application of County Personnel Procedures.** Stan Morgan, Riley County Counselor, Manhattan, June 12, 2000.

The Riley County Court Trustee and employees of the Court Trustee's office are district court officers and employees. The provisions of the Kansas Court Personnel Rules apply to the Riley County District Court Trustee and her employees with the exceptions discussed herein. The Chief Judge of the judicial district appoints the Court Trustee, and the Court Trustee appoints employees of the Court Trustee's office. These appointing authorities are responsible for maintaining personnel files, reporting new hires to the State, keeping I-9 immigration forms on file and determining which positions in the District Court Trustee's office are exempt for purposes of the Fair Labor Standards Act. The Riley County Court Trustee is not subject to the County's hiring procedures; however, the County must provide paid leave benefits for the Court Trustee and employees of the Court Trustee's office. As district court personnel, the Riley County Court Trustee and employees of the Court Trustee's office are considered employees of the State for purposes of the Kansas Tort Claims Act. Cited herein: K.S.A. 20-162; K.S.A. 1999 Supp. 20-349; K.S.A. 20-358; 20-359; K.S.A. 1999 Supp. 23-494; 23-495; 23-497; 23-4,100; K.S.A. 23-4,117; 75-6102; 75-6103. DMV

## Opinion 2000-38

**Corporations—Cities' Powers of Home Rule—Establishment of Municipal Water Utility System; Mandatory Connection to Water Utility System; Lien for Unpaid Charges.** Clyde D. Graeber, Secretary, Kansas

Department of Health and Environment, Topeka, June 12, 2000.

The City of Colwich is authorized to establish a municipal water utility system and impose fees for such service. Moreover, the City has the power to require property owners to connect to the water system by paying a mandatory connection fee and may impose minimum water service fees regardless whether the owner chooses to use the service. Finally, the City may enact an ordinance creating a lien for unpaid connection fees and water service fees. Cited herein: K.S.A. 12-842; 12-1674a; 65-3401. MF

Carla Stovall  
Attorney General

Doc. No. 025450

State of Kansas

## State Corporation Commission

## Notice of Hearing

The State Corporation Commission, pursuant to K.S.A. 55-703, has directed that an investigation be instituted to determine the reasonable market demand for gas produced from the fields listed below for the period extending from October 1, 2000 through March 31, 2001, both inclusive; to determine the deliverability and acreage attributable to each of the wells therein; and to fix gas production percentages, quotas and allowables for wells within said fields for said proration period:

- Greenwood gas field in Morton County
- Hugoton gas field in Finney, Grant, Gray, Hamilton, Haskell, Kearny, Morton, Seward, Stanton, Stevens and Wichita counties
- Panoma-Council Grove gas field in Finney, Grant, Hamilton, Haskell, Kearny, Morton, Seward, Stanton, Stevens and Wichita counties
- Glick (Mississippi) gas pool in Barber, Comanche and Kiowa counties

A hearing will be conducted, if necessary under the terms of the commission's order dated June 21, 2000, at 10 a.m. Thursday, September 21, at the State Corporation Commission's office, 1500 S.W. Arrowhead Road, Topeka.

All transporters of gas produced from said fields are hereby notified to furnish to the State Corporation Commission their nominations from said fields for the calendar months included in said proration period as provided in the above cited commission order.

Further information may be obtained by contacting John McCannon, Assistant General Counsel, State Corporation Commission, Conservation Division, Finney State Office Building, 130 S. Market, Room 2078, Wichita, 67202, (316) 337-6200.

Jeff Wagaman  
Executive Director

Doc. No. 025441

## State of Kansas

## Department of Transportation

## Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the projects listed below. Seven signed copies of the response should be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568. Responses shall be limited to four pages. Responses must be received in Room 1084-West by 5 p.m. August 9 for the consulting engineering firm to be considered.

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

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

## 50-29 X-2171-02, Ford County

The scope of services is to prepare construction plans for intersection improvements at US-50 and St. Andrews Street in Wright. The project is programmed for fiscal year 2001 and the estimated construction cost is \$300,000.

## 24-75 X-2218-02, Pottawatomie County

The scope of services is to prepare construction plans for a new intersection at US-24 and a new entrance to St. Marys Academy and St. Marys Public Golf Course approximately 300 feet east of the present entrance in St. Marys. The project is programmed for fiscal year 2001 and the estimated construction cost is \$300,000.

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

1. Size and professional qualifications.
2. Experience of staff.
3. Location of firm with respect to proposed project.
4. Work load of firm.
5. Firm's performance record.

E. Dean Carlson  
Secretary of Transportation

Doc. No. 025442

## State of Kansas

## Department of Revenue

## Notice of Review of Administrative Regulations

As required by Executive Order 00-03, the Kansas Department of Revenue is conducting a comprehensive review of the agency's rules and regulations. The purpose of the review is to identify, and to eliminate or modify as appropriate, all rules and regulations that are outdated, redundant, over-broad, ineffective or otherwise undesirable or inconsistent.

Each regulation will be evaluated according to the following criteria:

**Need.** Is the rule necessary to comply with the statutes that authorize it? Is the rule obsolete, duplicative or ambiguous to a degree that warrants repeal or revision? Is the rule broader than necessary to accomplish its purpose or objective?

**Clarity.** Is the rule written and organized in a clear and concise manner so it can be readily understood by those to whom it applies?

**Cost.** Have the benefits of the rule been considered in relation to its costs? Do the benefits of the rule exceed the costs of the rule?

**Fairness.** Does the rule result in equitable treatment of those required to comply with it and those affected by the rule in other ways?

**Effectiveness.** Has the rule been effective in achieving the purpose for which it was established?

The regulations to be reviewed are in the *Kansas Administrative Regulations*, chapters 14, 92 and 93, and in the 1999 Supplement to the *Kansas Administrative Regulations*. A small number of regulations that have been adopted recently are printed in the Kansas Register, which is published weekly.

The Department of Revenue invites public participation in this review process. Any interested person may submit comments regarding any Kansas Department of Revenue regulation to Kathleen Smith, Project Director, Kansas Department of Revenue, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1588, or by e-mail to [kathleen\\_smith@kdor.state.ks.us](mailto:kathleen_smith@kdor.state.ks.us). Comments should be submitted by August 18, and each comment should indicate the regulation number to which it pertains:

Copies of these regulations may be obtained by contacting Kathleen Smith at (785) 296-3070 or by e-mail. The regulations also may be reviewed by accessing the Department of Revenue's web site, [www.ink.org/public/kdor](http://www.ink.org/public/kdor), and selecting "Policy Library."

Karla Pierce  
Secretary of Revenue

Doc. No. 025454

## State of Kansas

Department of Administration  
Division of Purchases

## Notice to Bidders

Sealed bids for the following items will be received by the Director of Purchases, Room 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (785) 296-2377 for additional information:

Tuesday, August 1, 2000

01975

Kansas Highway Patrol—Law Enforcement  
Automobiles

Wednesday, August 2, 2000

01973

Larned State Hospital—Campus Fire Alarm System

01963

Department of Transportation—Pre-Engineered  
Wood Building, Various Locations

Thursday, August 3, 2000

01972

Department of Corrections—Electronic Monitoring  
Services

01977

Department of Transportation—Bituminous Plant  
Mix, Winfield

01984

Kansas State University—Used Truck Tractor

01985

University of Kansas—Lounge Furniture

Friday, August 4, 2000

01991

Adjutant General's Department—All Labor and  
Materials to Construct Room

01992

Adjutant General's Department—All Labor and  
Materials to Construct Room, Lenexa

Tuesday, August 8, 2000

01713

Kansas State University—Floor Care Products

01980

Kansas Department of Wildlife and Parks—All-  
Terrain Vehicles

01986

Department of Transportation—Grader and Snow  
Plow Blades

Wednesday, August 9, 2000

A-9000

Emporia State University—Replace Ramps, Cram  
Science Hall

Tuesday, August 15, 2000

A-9038

Larned Correctional Mental Health—CDRP Program  
Building

\*\*\*\*\*

## Request for Proposals

Tuesday, August 8, 2000

2004

Professional Services for the Department of  
Administration

Thursday, August 10, 2000

01952

Review Rate Structure for Community  
Developmental Disabilities for the Department of Social  
and Rehabilitation Services

Wednesday, August 16, 2000

01879

Student Telecommunication Services for the Regents  
universities

Tuesday, August 22, 2000

01966

Global Positioning Tracking System of Offenders for  
the Department of Corrections

John T. Houlihan  
Director of Purchases

Doc. No. 025461

## State of Kansas

## Historic Sites Board of Review

## Notice of Meeting

The Kansas Historic Sites Board of Review will meet at 9:30 a.m. Saturday, August 26, in the Shafer Gallery at the Barton County Community College, Great Bend. The board will evaluate the following properties for the National Register of Historic Places or the Register of Historic Kansas Places:

Lustron House Thematic Nomination (addresses below):

420 Cedar, Ashland  
2601 Coronado, Great Bend  
1411 Wilson, Great Bend  
310 E. 20th, Hays  
100 E. 19th, Hays  
315 W. 5th, Holton  
507 W. 5th, Larned  
841 W. 8th, Larned  
408 Mead, Newton  
614 Oakdale, Russell  
615 Oakdale, Russell  
214 Park, Smith Center  
216 Park, Smith Center  
409 N. 13th, WaKeeney  
2315 C, Wilson

The Kansas State Historical Society welcomes individuals with disabilities to participate in its activities. Contact Sandra McDaniel at the Cultural Resources Division, Kansas State Historical Society, 6425 S.W. 6th Ave., Topeka, 66615-1099, (785) 272-8681, ext. 240, by August 18 to discuss the nature of your disability and what the Kansas State Historical Society may do to ensure participation in the activity.

Ramon Powers  
Executive Director

Doc. No. 025452

(Published in the Kansas Register July 20, 2000.)

**Heartland Works, Inc.**

**Request for Proposals**

Heartland Works, Inc. is accepting bids for the lease of office space in Manhattan. To receive a request for proposal containing specifications, contact the Heartland Works office at 1035 S.W. Topeka Blvd., Topeka, 66612, (785) 234-0500. All bids must be received by 3 p.m. August 3. All companies and property owners are encouraged to bid.

Kris Kitchen  
Executive Director

Doc. No. 025464

**State of Kansas**

**Agricultural Advisory Board**

**Notice of Rescheduled Meeting**

The Governor's Agricultural Advisory Board meeting set for July 25 has been rescheduled for 10 a.m. Wednesday, August 9, at the Comfort Inn, 2225 S. Range Ave., Colby. A meeting agenda will be available prior to August 9 by contacting Lisa Taylor at (785) 296-3902. This meeting is open to the public and will include time for public comment. If special accommodations are needed, individuals should contact the Department of Agriculture at least three business days prior to the meeting at (785) 296-3902.

Jamie Clover Adams  
Secretary of Agriculture

Doc. No. 025459

(Published in the Kansas Register July 20, 2000.)

**Summary Notice of Bond Sale  
City of Plainville, Kansas**

**\$160,000**

**General Obligation Bonds, Series B, 2000**

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

**Sealed Bids**

Subject to the notice of bond sale dated July 8, 2000, written bids will be received by the clerk of the City of Plainville, Kansas (the issuer), on behalf of the governing body at City Hall, 222 W. Mill, Plainville, KS 67663, until 11 a.m. August 1, 2000, for the purchase of \$160,000 principal amount of General Obligation Bonds, Series B, 2000. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

**Bond Details**

The bonds will consist of one fully registered bond in the denomination of \$160,000. The bonds will be dated as of the date of issue (the dated date), and the principal thereof will be amortized, with payments on September 1 of each year as follows:

Year	Principal Amount
2001	\$16,000

2002	16,000
2003	16,000
2004	16,000
2005	16,000
2006	16,000
2007	16,000
2008	16,000
2009	16,000
2010	16,000

The bonds will bear interest from the dated date at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable annually on the amortization dates set forth above (the interest payment dates).

**Anticipated Zero Interest Bid**

Notice should be taken that the issuer has received a commitment from Western Cooperative Electric Association, Inc., to bid for and purchase the bonds at no interest pursuant to a Rural Economic Development Loan and Grant Program.

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$3,200 (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 within 45 days after the date of sale to such bank or trust company in the contiguous United States as may be specified by the successful bidder, or elsewhere at the expense of the successful bidder.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1999 is \$7,969,057. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$1,166,000.

**Approval of Bonds**

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

**Additional Information**

Additional information regarding the bonds may be obtained from the clerk, (785) 434-2841, fax (785) 434-4727.

Dated July 8, 2000.

City of Plainville, Kansas

Doc. No. 025446



## State of Kansas

**Board of Emergency Medical Services****Notice of Meeting**

The Board of Emergency Medical Services will meet at 9 a.m. Friday, August 4, at the Pozez Education Center, Stormont-Vail Medical Center, 1500 S.W. 10th Ave., Topeka. Committee meetings will begin at noon Thursday, August 3. Agenda items include an office update, committee reports, Ad Hoc Committee report, budget update, Trauma Registry Committee update, Rural Health Options Project update and an update on the Enhanced 911 Task Force.

All meetings of the board are open to the public. For more information, contact the administrator at 109 S.W. 6th, Topeka, 66603, (785) 296-7296.

David Lake  
Administrator

Doc. No. 025445

## State of Kansas

**Kansas Development Finance Authority****Notice of Hearing**

A public hearing will be conducted at 9 a.m. Thursday, August 3, in the offices of the Kansas Development Finance Authority, Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, on the proposal for the Kansas Development Finance Authority to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the respective borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond of acquiring the project or for the purpose of refunding a bond previously issued to finance the project. The project shall be located as shown:

**Project No. 000443, Maximum Principal Amount: \$31,300.** Owner/Operator: Aaron Peters. Description: Acquisition of one John Deere 8820 Turbo Combine and one John Deere 4630 Tractor, to be used by the owner/operator for farming purposes. The project is located at the Northeast Quarter of Section 7, Garfield Township, Ottawa County, Kansas, approximately 1 mile south, 1 mile west, 4 miles south and 1 mile west from Delphos.

The bond, when issued, will be a limited obligation of the Kansas Development Finance Authority and will not constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including the Authority, nor will it be an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. The bond will be payable solely from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bond when it becomes due.

All individuals who appear at the hearing will be given an opportunity to express their views, and all written comments previously filed with the Authority at its of-

fices at Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting the Authority.

Any individual affected by the above-described project may, at or prior to the hearing, file a written request with the Authority that a local hearing be held on the proposal to issue a bond to finance said project. A local hearing, if requested, would be conducted in the county where the project in question is located.

Rebecca Floyd  
Executive Vice President

Doc. No. 025458

## State of Kansas

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

The Kansas Department of Health and Environment has drafted a permit for the Linn County Drop Box Municipal Solid Waste Transfer Station, located in the Northeast ¼ of Section 20, Township 22S, Range 24E, at the Sugar Valley Lake, Mound City. KDHE is providing public notice of its intent to issue a drop box municipal solid waste transfer station permit for Linn County. The county recently made submittals that place this drop box municipal solid waste transfer station in compliance with state regulations for solid waste processing facilities. KDHE has drafted a permit to reflect these submittals.

A copy of the administrative record, which includes the draft permit and all information regarding this permit action, is available for public review until August 14 during normal business hours, Monday through Friday, at the following locations:

Kansas Department of Health and Environment  
Permits Section  
Bureau of Waste Management  
Forbes Field, Building 740  
Topeka, 66620  
Contact: Ken Powell  
(785) 296-1121

Linn County Courthouse  
315 Main  
Mound City, 66056-0350  
Contact: Donald Proffitt, Clerk  
(785) 795-2668

Anyone wishing to comment on the draft permit information should submit written statements postmarked not later than August 14 to Ken Powell (KDHE). After consideration of all comments received, the director of the Division of Environment will make a final decision on whether to issue the permit. Notice of the decision will be given to anyone who submitted written comments during the comment period and to those who requested notice of the final permit decision.

Clyde D. Graeber  
Secretary of Health  
and Environment

Doc. No. 025466



**State of Kansas  
Pooled Money Investment Board**

**Notice of Investment Rates**

The following rates are published in accordance with K.S.A. 75-4210. These rates and their uses are defined in K.S.A. 1999 Supp. 12-1675(b)(c)(d), and K.S.A. 75-4201(l) and 75-4209(a)(1)(B).

**Effective 7-17-00 through 7-23-00**

Term	Rate
1-89 days	6.47%
3 months	6.21%
6 months	6.37%
1 year	6.44%
18 months	6.44%
2 years	6.41%

Derl S. Treff  
Director of Investments

Doc. No. 025443

**State of Kansas  
Department of Health  
and Environment**

**Notice Concerning Kansas  
Water Pollution Control Permits**

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared and/or permit applications have been received for discharges to the waters of the United States and the State of Kansas for the class of discharges described below.

The determinations for permit content are based on staff review, applying the appropriate standards, regulations and effluent limitations of the State of Kansas and the EPA, and when issued will result in a State Water Pollution Control Permit and National Pollutant Discharge Elimination System Authorization subject to certain conditions. All Kansas Department of Health and Environment district office addresses and telephone numbers are listed below.

**Public Notice No. KS-AG-00-192/200**

**Pending Permits for Confined Feeding Facilities**

Name and Address of Applicant	Legal Description	Receiving Water
Fowler Feeders/Valley Cattle 5113 23rd Road Fowler, KS 67844	S/2 & NE/4 of Section 27, T30S, R27W, Meade County	Cimarron River Basin

Kansas Permit No. A-CIME-C003 Federal Permit No. KS-0086142  
This is an existing facility for 15,000 head (15,000 animal units) of beef cattle weighing greater than 700 pounds each. The facility will be expanding its waste controls and adding open lot pens.

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

Compliance Schedule: Permeability tests shall be conducted on the earthen retention structure(s) after the soil liner(s) have been compacted and prior to placing the structure(s) into service. A manure or waste management plan for the facility shall be developed within six months following the permit issuance. A groundwater monitoring and analysis plan shall be prepared to monitor and protect existing and future groundwater quality at the site.

Name and Address of Applicant	Legal Description	Receiving Water
Emporia Truck Wash 1257 Road 137 Emporia, KS 66801	SW/4 of Section 12, T19S, R10E, Lyon County	Neosho River Basin

Kansas Permit No. A-NELY-T003  
This is a permit renewal of an existing permit for a truck wash that averages a maximum of 75 trucks per week.

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

Compliance Schedule: Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Ray Coble Route 1, Box 63 Severy, KS 67137	SE/4 of Section 34, T27S, R11E, Greenwood County	Verdigris River Basin

Kansas Permit No. A-VEGW-M002  
This is a permit renewal for an existing facility for 75 head (105 animal units) of mature dairy cattle.

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

Compliance Schedule: Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
David Lane dba Elenora A. Lane & Son 1601 N. 167th St. West Goddard, KS 67052	SE/4 of Section 9, T27S, R2W, Sedgwick County	Lower Arkansas River Basin

Kansas Permit No. A-ARSG-M040  
This is a new permit for an existing dairy for 100 head (140 animal units) of mature dairy cattle. New wastewater controls will be constructed to retain runoff.

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

Compliance Schedule: The approved manure/waste management plan shall be adhered to as a condition of the permit. Dewatering equipment shall be obtained and written verification of the acquisition submitted to the department within three months of the issuance of the permit. A lagoon liner integrity test shall be conducted and the results sent to the Wichita KDHE district office.

Name and Address of Applicant	Legal Description	Receiving Water
Loren R. Johnson 11065 S. Hopkins Road Assaria, KS 67416	NE/4 of Section 29, T16S, R2W, Saline County	Smoky Hill River Basin

Kansas Permit No. A-SHSA-S004  
This is a permit renewal for 400 head (160 animal units) of swine.  
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: The approved manure/waste management plan shall be adhered to as a condition of the permit. Once during the five-year term of the permit the soil in each field which is 1) identified as located in a sensitive groundwater area in the most recent

(continued)

approved plan, and which 2) has received manure or wastewater in the previous five years, shall be sampled and analyzed and soil test results sent to the KDHE within 30 days of receipt of the results.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Bott Family Farms 1665 First Road Palmer, KS 66962	NE/4 of Section 34, T5S, R3E, Washington County	Big Blue River Basin

Kansas Permit No. A-BBWS-C001 Federal Permit No. KS-0017200

This is an expansion of an existing facility resulting in the addition of 2,499 head (2,499 animal units) of cattle weighing greater than 700 pounds each, for a total capacity of 4,999 head (4,999 animal units) of cattle.

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

**Compliance Schedule:** The approved manure/waste management plan shall be adhered to as a condition of the permit. Within 60 days of the effective date of the permit, the facility shall perform repair work to the existing lagoon and sediment channel. Prior to population of the expansion pens, KDHE shall perform a post-construction inspection of the waste control system.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Ralph and Larry Rogers 11181 Anderson Road Horton, KS 66439	NE/4 of Section 18, T5S, R17E, Atchinson County	Kansas River Basin

Kansas Permit No. A-KSAT-S004

This is a permit renewal for 450 head (180 animal units) of swine weighing greater than 55 pounds each.

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

**Compliance Schedule:** None, existing controls adequate.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Dale Bodenhausen 8593 Bourbon Road Muscotah, KS 66058	NE/4 of Section 33, T5S, R17E, Atchison County	Kansas River Basin

Kansas Permit No. A-KSAT-M008

This is a permit renewal for 100 head (140 animal units) of dairy cattle.

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

**Compliance Schedule:** None, existing controls adequate.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Brethour Brothers Ranch Route 1, Box 18 Wamego, KS 66547	NE/4 of Section 30, T11S, R13E, Wabaunsee County	Kansas River Basin

Kansas Permit No. A-KSWB-B001

This is a permit renewal of an existing facility for 990 head (990 animal units) of beef cattle weighing greater than 700 pounds each.

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

**Compliance Schedule:** None, existing controls adequate.

**Public Notice No. KS-00-155/162**

<b>Name and Address of Applicant</b>	<b>Waterway</b>	<b>Type of Discharge</b>
Alma, City of 326 Missouri P.O. Box 444 Alma, KS 66401	Mill Creek	Treated Domestic Wastewater

Kansas Permit No. M-KS01-IO01 Federal Permit No. KS0046345

Legal: NE¼, S15, T12S, R10E, Wabaunsee County

**Facility Description:** The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, fecal coliform and pH. Monitoring for ammonia also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water quality based.

<b>Name and Address of Applicant</b>	<b>Waterway</b>	<b>Type of Discharge</b>
Effingham, City of 414 Main P.O. Box 94 Effingham, KS 66023-0094	Stranger Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-KS15-0001 Federal Permit No. KS0047279

Legal: NE¼, S15, T6S, R18E, Atchison County

**Facility Description:** The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, fecal coliform and pH. Monitoring for ammonia also will be required. Included in this permit is a schedule of compliance requiring the permittee to make necessary improvements to achieve compliance with its NPDES permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water quality based.

<b>Name and Address of Applicant</b>	<b>Waterway</b>	<b>Type of Discharge</b>
Leon, City of 111 S. Main P.O. Box 25 Leon, KS 67074	Little Walnut River	Treated Domestic Wastewater

Kansas Permit No. M-WA11-0002 Federal Permit No. KS0089133

Legal: SE¼, S21, T27S, R6E, Butler County

**Facility Description:** The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, fecal coliform and pH. Monitoring for ammonia also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water quality based.

<b>Name and Address of Applicant</b>	<b>Waterway</b>	<b>Type of Discharge</b>
Seaman Unified School District No. 345 901 N.W. Lyman Road Topeka, KS 66608	Kansas River via Soldier Creek via Indian Creek	Treated Domestic Wastewater

Facility Name: Pleasant Hill Elementary School

Facility Location: 5830 N.W. Topeka Ave., Topeka, KS 66617

Kansas Permit No. M-KS72-0012 Federal Permit No. KS0079006

Legal: NW¼, S29, T10S, R16E, Shawnee County

**Facility Description:** The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, fecal coliform, total residual chlorine and pH. Monitoring for ammonia also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water quality based.

<b>Name and Address of Applicant</b>	<b>Waterway</b>	<b>Type of Discharge</b>
Waterville, City of 136 E. Commercial Waterville, KS 66548	Little Blue River	Treated Domestic Wastewater

Kansas Permit No. M-BB22-0001 Federal Permit No. KS0048429

Legal: NW¼, S23, T4S, R6E, Marshall County

**Facility Description:** The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, fecal coliform and pH. Monitoring for ammonia also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water quality based.

Name and Address of Applicant	Waterway	Type of Discharge
Coleman Company Inc. 3600 N. Hydraulic Wichita, KS 67219	Arkansas River via Chisholm Creek via Storm Sewer	Process Wastewater

**Facility Name:** Coleman Company Inc. Factories A & B  
**Kansas Permit No. I-AR94-PO76**      **Federal Permit No. KS0091855**  
**Legal:** NW¼, S21, T27S, R1E, Sedgwick County

**Facility Description:** The proposed action is to reissue an existing permit for the discharge of process wastewater from this facility. This facility is a groundwater cleanup at Factory A (outfall 004) and Factory B (outfall 005). Groundwater contaminated with volatile organic chemicals is treated by air strippers prior to discharge at each outfall. The proposed permit includes limits for vinyl chloride, 1,1-dichloroethylene, dichloromethane, trans-1,2-dichloroethene, cis-1,2-dichloroethene, trichloroethylene, 1,1,2-trichloroethane, tetrachloroethene and pH. Monitoring for effluent flow also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water quality based.

Name and Address of Applicant	Waterway	Type of Discharge
McCall, Inc. 11 Penn Plaza New York, NY 10001	Kansas River via Unnamed Tributary	Noncontact Cooling Water

**Facility Name:** McCall Pattern Company  
**Facility Location:** 615 McCall Road, Manhattan, KS 66502  
**Kansas Permit No. I-KS38-CO01**      **Federal Permit No. KS0091286**

**Facility Description:** The proposed action is to reissue an existing permit for the discharge of noncontact cooling water from this facility. This facility primarily manufactures, warehouses and distributes sewing and craft patterns. A limited amount of commercial printing also occurs. In case the closed loop chiller is down for maintenance, city water is used for once-through non-contact cooling of web printing hollow rollers for a maximum of two days per year. A closed loop cooling tower system is drained to a sanitary sewer approximately once a year. There is no regular cooling tower blow down. However, a self cleaning filter back flush is discharged to a storm sewer. Monitoring of the effluent will not be required unless there is a significant change in the quality or quantity of the subject discharge. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water quality based.

Name and Address of Applicant	Waterway	Type of Discharge
Parsons, City of P.O. Box 1037 Parsons, KS 67357	Labette Creek	Process Wastewater

**Facility Name:** Parsons Water Treatment Plant  
**Kansas Permit No. I-NE55-PO08**      **Federal Permit No. KS0095826**  
**Legal:** NE¼, S7, T31S, R20E, Labette County

**Facility Description:** The proposed action is to reissue an existing permit for the discharge of process wastewater from this facility. This is a public water treatment plant using clarification, ultra filtration technology and chlorination to treat the water for public consumption. Sludge from the clarifiers, chlorinated filter backwash water, filter retentate and membrane cleaning water are routed to the three-cell lagoon that overflows to the receiving stream. The proposed permit includes limits for total suspended solids, total residual chlorine and pH. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water quality based.

Persons wishing to comment on or object to the draft permits and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision making process. Comments or objections should be submitted to the attention of Dena Endsley for agricultural permits or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, J Street and 2 North, Forbes Field, Building 283, Topeka, 66620.

All comments regarding the draft permit or application notice postmarked or received on or before August 19 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-00-192/200, KS-00-155/162) and name of applicant/application as listed when preparing comments.

If no objections are received during the public notice period regarding any proposed permit, the Secretary of Health and Environment will issue the final determination regarding issuance or denial of the proposed permit. If response to this notice indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC). Media coordination for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

For agricultural permits and applications, a copy of the permit application, supporting documentation and a KDHE-developed fact sheet, if appropriate, is available for review at the appropriate district office:

- Northwest District Office, 2301 E. 13th,  
Hays, 67601-2651, (785) 625-5664
- North Central District Office, 2501 Market Place,  
Salina, 67401-7699, (785) 827-9639
- Northeast District Office, 800 W. 24th,  
Lawrence, 66046-4417, (785) 842-4600
- Southwest District Office, 302 W. McArtor Road,  
Dodge City, 67801-6098, (316) 225-0596
- South Central District Office, 130 S. Market, 6th Floor,  
Wichita, 67202-3802, (316) 337-6020
- Southeast District Office, 1500 W. 7th,  
Chanute, 66720, (316) 431-2390

Plans and documents for all new facilities and for expansions of existing swine facilities also may be reviewed on the Internet at [www.kdhe.state.ks.us](http://www.kdhe.state.ks.us).

For all other proposed permits, the draft permit(s), 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 offices of the Kansas Department of Health and Environment, Bureau of Water.

Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays. These 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.

Clyde D. Graeber  
Secretary of Health  
and Environment

State of Kansas

Department of Health and Environment

Permanent Administrative Regulations

10/10/00  
10/10/00  
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Article 17.—DIVISION OF VITAL STATISTICS

**28-17-15.** State registrar to prescribe forms. All paper or electronic forms used in registering, recording, and preserving the records shall be prescribed by the department. Each local registration officer shall accept and use only forms prescribed by the state registrar and shall issue out-of-state transit permits only when the proper forms are used and completed. (Authorized by K.S.A. 65-2402; implementing K.S.A. 65-2415; effective Jan. 1, 1966; amended May 1, 1986; amended Oct. 22, 1990; amended, T-28-4-25-00, April 25, 2000; amended Aug. 4, 2000.)

Clyde D. Graeber  
Secretary of Health and Environment

Doc. No. 025451

State of Kansas

Board of Healing Arts

Permanent Administrative Regulations

Article 11.—FEES

**100-11-1.** Amount. The following fees shall be collected by the board:

- (a) Application for license ..... \$300.00
- (b) (1) Annual renewal of active and federally active license ..... \$200.00
- (2) Annual renewal of inactive license ..... \$100.00
- (3) Annual renewal of exempt license ..... \$100.00
- (c) (1) Conversion from inactive to active license ..... \$100.00
- (2) Conversion from exempt to active license ..... \$100.00
- (d) (1) Late renewal of active license ..... \$250.00
- (2) Late renewal of inactive license ..... \$125.00
- (3) Late renewal of exempt license ..... \$125.00
- (e) Institutional license ..... \$150.00
- (f) Biennial renewal of institutional license ..... \$150.00
- (g) Visiting clinical professor license ..... \$150.00
- (h) Annual renewal of visiting clinical professor license .... \$115.00
- (i) Limited permit ..... \$30.00
- (j) Annual renewal of limited permit ..... \$15.00
- (k) Reinstatement of limited permit ..... \$30.00
- (l) Visiting professor license ..... \$25.00
- (m) Postgraduate training permit ..... \$40.00
- (n) Reinstatement of cancelled license ..... \$300.00
- (o) Reinstatement of revoked license ..... \$1000.00
- (p) Temporary permit ..... \$40.00
- (q) Special permit ..... \$30.00
- (r) Certified statement of license ..... \$15.00
- (s) Duplicate license ..... \$15.00

(Authorized by K.S.A. 65-2865; implementing K.S.A. 1999 Supp. 65-2809 and 65-2852; effective Jan. 1, 1966; amended Jan. 1, 1970; amended Feb. 15, 1977; amended May 1, 1979; amended May 1, 1980; amended May 1, 1981; amended, T-83-33, Nov. 10, 1982; amended May 1, 1983; amended, T-85-50, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-42, Dec. 19, 1986; amended May 1, 1987; amended, T-88-11, May 18,

1987; amended May 1, 1988; amended, T-100-4-24-89, April 24, 1989; amended Aug. 21, 1989; amended June 24, 1991; amended, T-100-7-1-92; July 1, 1992; amended Aug. 10, 1992; amended Dec. 27, 1993; amended May 1, 1998; amended Aug. 4, 2000.)

Article 49.—PODIATRY

**100-49-4.** Fees. The following fees shall be collected by the board:

- (a) Application for license ..... \$300.00
- (b) Examination ..... \$450.00
- (c) (1) Annual renewal of license ..... \$200.00
- (2) Annual renewal of exempt license ..... \$100.00
- (d) Conversion from exempt to active license ..... \$100.00
- (e) (1) Late renewal of active license ..... \$250.00
- (2) Late renewal of exempt license ..... \$125.00
- (f) Temporary license ..... \$40.00
- (g) Duplicate license ..... \$15.00
- (h) Reinstatement of license ..... \$300.00
- (i) Temporary permit ..... \$40.00
- (j) Certified statement of license ..... \$15.00

(Authorized by K.S.A. 65-2013; implementing K.S.A. 1999 Supp. 65-2012; effective May 1, 1980; amended May 1, 1981; amended May 1, 1983; amended May 1, 1984; amended May 1, 1987; amended April 24, 1989; amended Aug. 21, 1989; amended, T-100-12-28-89, Dec. 28, 1989; amended April 9, 1990; amended Dec. 27, 1993; amended May 1, 1998; amended Aug. 4, 2000.)

Lawrence T. Buening, Jr.  
Executive Director

Doc. No. 025448

State of Kansas

Board of Pharmacy

Permanent Administrative Regulations

Article 20.—CONTROLLED SUBSTANCES

**68-20-20.** Controlled substances listed in schedules III and IV. (a) Requirements of prescription.

(1) A pharmacist may dispense any controlled substance listed in schedule III, IV, or V that is a prescription drug as determined under the federal food, drug, and cosmetic act, pursuant only to a written prescription signed by a prescriber, or an oral prescription made by a prescriber, and promptly reduced to writing by the pharmacist containing all information required under K.A.R. 68-20-18(c), except for the signature of the prescriber.

(2) A prescriber may administer any controlled substance listed in schedule III, IV, or V in the course of the practitioner's professional practice without a prescription, subject to K.A.R. 68-20-18.

(3) A medical care facility registered with the board may administer or dispense directly, but shall not prescribe, any controlled substance listed in schedule III, IV, or V only pursuant to a written prescription signed by the prescriber, or to an order for medication made by a prescriber for immediate administration to the ultimate user.

(b) Filling of prescriptions.

(1) Each refilling of a prescription shall be entered on the back of a prescription, with the following additional information:

- (A) The date of refilling or dispensing;
- (B) the amount dispensed; and
- (C) the name or initials of the dispensing pharmacist or pharmacist intern.

(2) Additional quantities of controlled substances listed in schedules III or IV may be authorized by a prescriber through an oral refill authorization transmitted to the pharmacist if all of the following conditions are met:

(A) The total quantity authorized, including the amount of the original prescription, does not exceed five refills or extend beyond six months from the date of issue of the original prescription.

(B) The pharmacist obtaining the oral authorization records on the reverse of the original prescription the following:

- (i) The date;
- (ii) the quantity of refill;
- (iii) the number of additional refills authorized; and
- (iv) the initials of the pharmacist who received the authorization from the prescriber.

(C) The quantity of each additional refill authorized is equal to or less than the quantity authorized for the initial filling of the original prescription.

(D) The prescriber executes a new prescription as provided in K.A.R. 68-20-18 for any additional quantities beyond the five-refill, six-month limitation.

(3) As an alternative to the procedures provided by paragraph (b)(2), an automated data-processing system may be used for the storage and retrieval of refill information for prescription orders for controlled substances in schedule III and IV, if all of the following requirements are met:

(A) Any such proposed computerized system shall provide on-line retrieval, via CRT display or hard-copy printout, of original prescription order information for those prescription orders that are currently authorized for refilling. This shall include the following:

- (i) The original prescription number;
- (ii) the date of issuance of the original prescription order by the prescriber;
- (iii) the full name and address of the patient;
- (iv) the name, address, and DEA registration number of the prescriber;
- (v) the name, strength, dosage form, quantity of the controlled substance prescribed, and the quantity dispensed, if different from the quantity prescribed; and
- (vi) the total number of refills authorized by the prescriber.

(B) Any such proposed computerized system shall also provide on-line retrieval, via CRT display or hard-copy printout, of the current refill history for schedule III or IV controlled substance prescription orders that have been authorized for refill during the past six months. This refill history shall include the following information:

- (i) The name of the controlled substance;
- (ii) the date of refill;
- (iii) the quantity dispensed;
- (iv) the identification code, or name or initials of the dispensing pharmacist for each refill; and

(v) the total number of refills dispensed to date for that prescription order.

(C) Documentation that the refill information entered into the computer each time a pharmacist refills an original prescription order for a schedule III or IV controlled substance is correct shall be provided by the individual pharmacist who makes use of such a system. If this system provides a hard-copy printout of each day's controlled substance prescription order refill data, that printout shall be verified, dated, and signed by the individual pharmacist who refilled the prescription order. The individual pharmacist shall verify that the date indicated is correct and then sign this document in the same manner as the pharmacist would sign a check or legal document. This document shall be maintained in a separate file at the pharmacy for five years from the dispensing date. This printout of the day's controlled substance prescription order refill data shall be provided to each pharmacy using the computerized system within 72 hours of the date on which the refill was dispensed. This document shall be verified and signed by each pharmacist who is involved with the dispensing. In lieu of such a printout, the pharmacy shall maintain a bound logbook, or separate file, in which each individual pharmacist involved in the dispensing shall sign a statement, in the manner previously described, each day, attesting to the fact that the refill information entered into the computer that day has been reviewed by the pharmacist and is correct as shown. This book or file shall be maintained at the pharmacy employing the system for five years after the date of dispensing the appropriately authorized refill.

(D) Any such computerized system shall have the capability of producing a printout of any refill data that the user pharmacy is responsible for maintaining. This shall include a refill-by-refill audit trail for any specified strength and dosage form of any controlled substance, by brand, generic name, or both. This printout shall include the following:

- (i) The name of the prescriber;
- (ii) the name and address of the patient;
- (iii) the quantity dispensed on each refill;
- (iv) the date of dispensing for each refill;
- (v) the name or identification code of the dispensing pharmacist; and
- (vi) the number of the original prescription order.

(E) In any central computerized system employed by a user pharmacy, the central recordkeeping location shall be capable of sending the printout to the pharmacy within 48 hours, and if an authorized agent of the board requests a copy of this printout from the user pharmacy, it shall, if requested to do so by the agent, verify the printout transmittal capability of its system by documentation.

(F) If a pharmacy that employs such a computerized system experiences system downtime, the pharmacy shall have an auxiliary procedure that will be used for documentation of refills of schedule III and IV controlled substance prescription orders. This auxiliary procedure shall insure that refills are authorized by the original prescription order, that the maximum number of refills has not been exceeded, and that all of the appropriate data is re-

(continued)



tained for on-line data entry as soon as the computer system is available for use again.

(4) When filing refill information for original prescription orders for schedule III or IV controlled substances, a pharmacy may use one of the two systems described in paragraphs (2) or (3) of this subsection.

(5) In the case of medical care facilities registered with the board, all requirements specified in paragraphs (b) (1), (2), and (3) above shall be maintained in the medication records or other readily retrievable records regularly maintained by the medical care facility.

(c) Partial filling of prescriptions. A prescription for a controlled substance listed in schedule III, IV, or V may be partially filled if all of the following conditions are met:

(1) Each partial filling is recorded in the same manner as a refilling.

(2) The total quantity dispensed in all partial fillings does not exceed the total quantity prescribed.

(3) Except for a controlled substance listed in schedule V, no dispensing occurs after six months after the date on which the prescription was issued.

(d) Labeling of substances. The pharmacist filling a prescription for a controlled substance listed in schedule III or IV shall affix to the package a label showing the following:

- (1) The pharmacy name and address;
- (2) the serial number of the prescription;
- (3) the date of initial filling;
- (4) the name of the patient;
- (5) the name of the prescriber issuing the prescription;
- (6) the directions for use; and
- (7) cautionary statements, if any, contained in the prescription as required by law, except as provided in 21 CFR 1306.24 as in effect on April 1, 1999, which is hereby adopted by reference.

(e) Filing prescriptions. All prescriptions for controlled substances listed in schedules III, IV, and V shall be kept in accordance with K.A.R. 68-20-16. (Authorized by and implementing K.S.A. 1998 Supp. 65-4102, K.S.A. 65-4121, K.S.A. 65-4123; effective, E-73-24, Aug. 25, 1972; effective Jan. 1, 1973; amended May 1, 1983; amended April 30, 1990; amended Aug. 4, 2000.)

Carly Haynes, R.Ph.  
Acting Executive Secretary

Doc. No. 025457

## State of Kansas

### Behavioral Sciences Regulatory Board

#### Permanent Administrative Regulations

#### Article 2.—LICENSING OF SOCIAL WORKERS

**102-2-1a. Definitions.** (a) "Approved-provider status" means that the provider has been approved by the board to provide any continuing education program. Approved-provider status may be granted for a one-year probationary period to new applicants. After completion of the probationary year, approved providers may reapply for approval every three years.

(b) "Client" means an individual, a family, or a group that receives social work services.

(c) "Client-therapist relationship" means a professional relationship in which an LMSW or LCSW is engaged in the diagnosis and treatment of a mental disorder of the client.

(d) "Clinical practicum" means a formal component of the academic curriculum in a graduate level social work educational program that engages the student in supervised clinical social work practice including direct client contact and that provides opportunities to apply classroom learning to actual practice situations in the field setting.

(e) "Clinical social work practice" means the professional application of social work theory and methods to the treatment and prevention of psychosocial problems, disability, or impairment, including emotional and mental disorders. Clinical social work shall include the following:

- (1) Assessment;
- (2) diagnosis;
- (3) treatment, including psychotherapy and counseling;
- (4) client-centered advocacy;
- (5) consultation;
- (6) evaluation; and
- (7) interventions directed to interpersonal interactions, intrapsychic dynamics, and life support and management issues.

(f) "Clinical supervision training plan" means a formal, written contract between a supervisor and a supervisee that establishes the supervisory framework for post-graduate clinical experience and the expectations and responsibilities of the supervisor and the supervisee.

(g) "Consult," as used in K.S.A. 65-6306 and K.S.A. 65-6319, and amendments thereto, means a contact made by the licensee with the appropriate medical professional for the purpose of promoting a collaborative approach to the client's care and informing the medical professional of the client's symptoms, but not for the purpose of confirming the diagnosis. The timing of any consult by the licensee shall be managed in a way that enhances the progress of assessment, diagnosis, and treatment, and shall not be required to be completed in the initial session of service delivery.

(h) "Continuing education" means a formally organized learning experience that has education as its explicit, principal intent and that is oriented toward the enhancement of social work practice, values, skills, knowledge, and ethics.

(i) "Direct client contact" means a service to a client system that utilizes individual, family, or group interventions through face-to-face interaction or the use of electronic mediums of face-to-face interaction in which confidentiality is protected.

(j) "Dual relationship" means a professional relationship with a client, student or supervisee in which the objectivity of the licensee is impaired or compromised because of any of the following present or previous relationships:

- (1) Familial;
- (2) sexual;



- (3) social;
- (4) emotional;
- (5) financial;
- (6) supervisory; or
- (7) administrative.
- (k) "Extenuating circumstances" means conditions caused by unexpected events beyond the person's control.
- (l) "LBSW" means a licensed baccalaureate social worker.
- (m) "LMSW" means a licensed master social worker.
- (n) "LSCSW" means a licensed specialist clinical social worker.
- (o) "Malfeasance" means the performance of an act that a licensee should not perform.
- (p) "Merits the public trust" means that an applicant or licensee possesses the high standard of good moral character and fitness required to practice social work as demonstrated by the following personal qualities:
  - (1) Good judgement;
  - (2) integrity;
  - (3) honesty;
  - (4) fairness;
  - (5) credibility;
  - (6) reliability;
  - (7) respect for others;
  - (8) respect for the laws of the state and the nation;
  - (9) self-discipline;
  - (10) self-evaluation;
  - (11) initiative; and
  - (12) commitment to the social work profession values and ethics.
- (q) "Misfeasance" means the improper performance of a lawful act by a licensee.
- (r) "Nonfeasance" means the omission of an act that a licensee should perform.
- (s) "Practice setting" means the public or private social work delivery system within which social work is practiced or social work services are delivered.
- (t) "Practicum" means a formal component of the academic curriculum in the social work educational program that engages the student in supervised social work practice and provides opportunities to apply classroom learning to actual practice situations in the field setting.
- (u) "Prior-approved continuing education" means any of the following forms of continuing education:
  - (1) Any single-program material that has been submitted by a provider to the board, approved by the board, and assigned a continuing education number;
  - (2) any program offered by a provider with approved-provider status; or
  - (3) academic social work courses audited or taken for credit.
- (v) "Private, independent practice of social work" means the unsupervised provision of social work services as a self-employed person, a member of a partnership, a member of a professional corporation, or a member of a group, and not as a salaried employee of a person or a public or private agency, organization, institution, or other entity.
- (w) "Retroactively approved continuing education" means material submitted for continuing education credit

by the licensee after attending the workshop, conference, seminar, or other offering and that is reviewed and subsequently approved by the board.

(x) "Single-program provider status" means that the provider has been granted approval to offer a specific continuing education program.

(y) "Social work consultation" means a voluntary professional relationship in which the consultant offers advice and expertise that the consultee can either accept or reject and in which the objectives and requirements of social work supervision as defined in K.A.R. 102-2-1a(aa) and K.A.R. 102-2-8 are lacking. Social work consultation shall not be substituted for supervision.

(z) "Social work practice specialty" means a postgraduate practice with emphasis upon a specific, identifiable field of practice.

(aa) "Social work supervision" means a formal professional relationship between the supervisor and supervisee that promotes the development of responsibility, skill, knowledge, attitudes, and ethical standards in the practice of social work.

(bb) "Termination of a client relationship" means the end of the professional relationship resulting from any of the following:

- (1) The mutual consent of the social worker and the client;
- (2) the completion of therapeutic or casework services;
- (3) dismissal of the social worker by the client;
- (4) dismissal of the client by the social worker; or
- (5) the transfer of the client to another professional for active therapy or casework services with the belief services will continue.

(cc)(1) "Under the direction" means the formal relationship between the individual providing direction and the licensee in which both of the following conditions are met:

(A) The directing individual provides the licensee, commensurate with the welfare of the client and the education, training, and experience of the licensee with the following:

- (i) Professional monitoring and oversight of the social work services provided by the licensee;
- (ii) regular and periodic evaluation of treatment provided to clients by the licensee; and
- (iii) verification that direction was provided to the licensee.

(B) The licensee receiving direction provides the following to the board, with each license renewal:

- (i) The name, identifying information, and type of licensee of the directing individual;
- (ii) a description of the work setting and the social work services provided under direction; and
- (iii) documentation that direction was provided including dates, location, and length of time as verified by the directing individual.

(2) A licensed master social worker who is practicing clinical social work under supervision as specified in K.A.R. 102-2-8(d) shall be deemed to be practicing under direction.

(dd) "Undue influence" means misusing one's professional position of confidence, trust, or authority, or taking

(continued)

advantage of the vulnerability, weakness, infirmity, or distress of a client, supervisee, or student for either of the following purposes:

(1) To improperly influence or change the actions or decisions of a client, supervisee, or student; or

(2) to exploit a client, supervisee, or student for the financial gain, personal gratification, or advantage of the social worker or a third party. (Authorized by and implementing K.S.A. 1999 Supp. 74-7507; effective, T-85-36, Dec. 19, 1984; effective May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended April 3, 1989; amended February 25, 1991; amended Aug. 4, 2000.)

**102-2-2a. Application for licensure.** (a) Each applicant shall request license application forms from the board's executive director and shall indicate the level of license desired. At the time of application for social work licensure, each applicant shall submit the following materials to the board:

(1) The completed application forms;

(2) full payment of the application fee as provided in K.A.R. 102-2-3;

(3) two professional references submitted on board-approved forms from individuals who are not related to the applicant and who are licensed, or academically eligible for licensure, as social workers at or above the applicant's intended level of licensure. Under extenuating circumstances, references from individuals other than social workers may be accepted by the board;

(4) a third professional reference submitted on a board-approved form from an individual not related to the applicant who has served as the applicant's current or most recent employment supervisor. If the applicant is either a student or a person who graduated within the past two years, the third reference shall be from the social work practicum supervisor. If the practicum supervisor is unavailable, the practicum program director or any person with knowledge of the applicant's practicum experience on the basis of the applicant's practicum records shall submit the reference; and

(5) for applicants applying for licensure as specialist clinical social workers, the supervisory attestation form and other supportive documentation submitted on board-approved forms as required by K.A.R. 102-2-12.

(b) As part of the application process, each applicant shall arrange for the applicant's academic social work transcript or official proof of receipt of degree and completion of a social work program to be provided directly to the board by the academic institution. Each applicant who graduated from a college or university outside the United States also shall arrange for the applicant's transcript to be translated and evaluated for degree equivalency by a source and in a manner that are acceptable to the board.

(c) Upon receiving board notification of the applicant's eligibility to be seated for a licensure examination, the applicant shall submit the examination registration forms and fee in the manner and within any deadlines established by the board. The examination requirement may be waived only as provided in K.A.R. 102-2-9.

(d) As provided in K.S.A. 65-6309, and amendments thereto, any applicant who has been authorized to reg-

ister for the examination may be granted a temporary permit by submitting a request and the temporary permit fee as provided in K.A.R. 102-2-3.

(e) A temporary license shall expire upon receipt of the applicant's examination scores or upon the expiration of the application as specified in K.A.R. 102-2-2a(h), whichever occurs first.

(f) An application shall be active through two consecutive examination opportunities. The application shall expire if the applicant attempting a second examination opportunity fails to satisfactorily complete the exam or fails to be seated for the second examination opportunity for which the applicant has been registered. Upon expiration of the application, the applicant may submit a new application, fee, and all supporting documents. Under extenuating circumstances, the application may be extended up to one year.

(g) Any applicant's application may, for lack of qualifications or for incompleteness, be suspended for a period not to exceed one year. If the applicant has not met the qualifications or has not submitted a complete application by the end of one year, the application shall expire. Upon expiration, the applicant may submit a new application, fee, and all supporting documents.

(h) An applicant or prospective applicant shall not be given a judgment on the applicant's eligibility for licensure until all application materials are received and all procedures are completed. (Authorized by K.S.A. 1999 Supp. 74-7507 and K.S.A. 1999 Supp. 65-6314; implementing K.S.A. 1999 Supp. 65-6306, as amended by L. 1999, Ch. 117, Sec. 12, K.S.A. 65-6309, and K.S.A. 1999 Supp. 65-6314; effective, T-85-36, Dec. 19, 1984; effective May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended Feb. 25, 1991; amended Oct. 24, 1997; amended Aug. 4, 2000.)

**102-2-3. Fees.** (a) Each applicant for a new social work license shall pay the application fee as set forth below:

(1) Licensed baccalaureate social worker (LBSW): \$100.00;

(2) licensed master social worker (LMSW): \$100.00;

(3) licensed specialist clinical social worker (LSCSW): \$100.00; or

(4) temporary license fee: \$50.00.

(b) Each applicant for license renewal shall pay the applicable fee as set forth below:

(1) Licensed associate social worker (LASW): \$100.00.

(2) licensed baccalaureate social worker (LBSW): \$100.00;

(3) licensed master social worker (LMSW): \$100.00; and

(4) licensed specialist clinical social worker (LSCSW): \$100.00.

(c) Each applicant for license renewal after the date of its expiration shall pay, in addition to the renewal fee, the penalty fee as set forth below:

(1) Licensed associate social worker (LASW): \$100.00;

(2) licensed baccalaureate social worker (LBSW): \$100.00;

(3) licensed master social worker (LMSW): \$100.00;

(4) licensed specialist clinical social worker (LSCSW): \$100.00.

(d) The fee for a duplicate license shall be \$20.00, and the fee for a duplicate wallet card shall be \$2.00.

(e) Fees paid to the board shall not be refundable. (Authorized by and implementing K.S.A. 65-6313, as amended by L. 1999, Ch. 117, Sec. 14 and K.S.A. 1999 Supp. 65-6314; effective May 1, 1982; amended, T-86-20, July 1, 1985; amended, May 1, 1986; amended, T-87-10, July 1, 1986; amended May 1, 1987; amended, T-102-10-17-89, Oct. 17, 1989; amended, T-102-11-29-90, Nov. 29, 1990; amended Jan. 21, 1991; amended June 12, 1995; amended Aug. 4, 1995; amended Aug. 4, 2000.)

**102-2-4a. Continuing education for licensees.** (a) During each two-year renewal period, each licensee shall complete 60 units of documented and board-approved continuing education. Continuing education units accumulated in excess of the 60-unit requirement shall not be carried over to the next renewal period.

(b) As part of the 60 continuing education units required for each renewal cycle, each applicant for renewal or reinstatement of a license shall complete a program on professional ethics consisting of not less than a total of three units. Each ethics program shall fall within one of the types of continuing education experiences listed in subsection (f) other than these identified in paragraphs (f)(4), (5), (9), and (10), shall focus on ethical issues of the behavioral sciences, and shall be clearly related to the enhancement of social work practice, values, skills, and knowledge.

(c) Beginning January 1, 2002, as part of the 60 continuing education units required for each renewal cycle, each applicant for renewal or reinstatement of a license as a master social worker or a specialist clinical social worker shall complete not less than a total of six units of continuing education related to the diagnosis and treatment of mental disorders. The continuing education units shall fall within one of the types of continuing education experiences listed in subsection (f), other than those identified in paragraphs (f)(4), (5), (9), and (10), and shall relate to the diagnosis and treatment of mental disorders consistent with the principles and values of the social work profession.

(d) One unit shall be a minimum of 50 minutes of classroom instruction between instructor and participant or a minimum of an actual clock hour of other types of acceptable continuing education units listed in subsection (f).

(e) One academic credit hour shall be equivalent to 15 continuing education units. Credit for auditing an academic course shall be given for actual clock hours attended during which instruction was given and shall not exceed the academic credit allowed.

(f) Acceptable continuing education, whether taken within the state or outside the state, shall include the following types of experiences:

(1) An academic social work course audited or taken for credit;

(2) a seminar, institute, workshop, mini-course, computerized interactive learning module, telecast, audiotape, or videotape oriented to the enhancement of social work practice, values, skills, and knowledge;

(3) a cross-disciplinary offering from medicine, law, the behavioral sciences, or other disciplines if such offer-

ing is clearly related to the enhancement of social work practice, values, skills, and knowledge;

(4) a self-directed learning project approved by the board;

(5) supervision of undergraduate and graduate practicum students or specialty applicants;

(6) a program presented by an approved program provider;

(7) a single program approved by the board;

(8) first-time preparation and presentation of a social work course, seminar, institute, or workshop, or substantial revision and presentation of a social work course, seminar, institute, or workshop;

(9) first-time publication of a social work article;

(10) a cross-disciplinary offering in a foreign or sign language, computer sciences, professional or technical writing skills, business administration, or management sciences if the offering is clearly related to the enhancement of social work practice, values, skills, and knowledge; and

(11) participation in a professional organization or appointment to the board of directors of a professional organization, if the goals of the organization or board are clearly related to the enhancement of social work practice, skills, values, and knowledge.

(g) In each of the following categories, the maximum number of units for which continuing education credit may be approved during any period shall be as indicated by this schedule:

(1) 10 units of credit for each first-time preparation and presentation, or substantial revision and presentation, of a course, seminar, institute, or workshop that is related to the enhancement of social work practice, values, skills, and knowledge. In addition to the preparation and presentation credit allowed, the number of units approved for participants in the program may be given to the presenter, up to a maximum of 10 additional units. If more than one licensee or other professional gave the presentation, the continuing education credit shall be prorated among the presenters;

(2) 10 units of credit for each preparation of a professional social work article published for the first time in a recognized professional journal, a book chapter published by a recognized publisher, or a written presentation given for the first time at a statewide or national professional meeting. If more than one licensee or other professional authored the material, the continuing education credit shall be prorated among the authors;

(3) 20 units of credit for a self-directed learning project approved by the board;

(4) 20 units of credit for the supervision of undergraduate and graduate practicum students or specialty license applicants. Continuing education credit for this supervision shall not exceed five units per semester; and

(5) 10 units of credit for viewing videotapes or listening to audiotapes when the videotape or audiotape is the totality of the presentation;

(6) a maximum combined total of 20 units of credit per renewal for a cross-disciplinary continuing education offering in any of the following classes:

(A) A foreign or sign language;

(continued)

- (B) computer science;
- (C) professional or technical writing skills;
- (D) business administration; or
- (E) management science, and
- (7) 15 units of credit for participation in professional organizations or appointment to the boards of directors of a professional organization, if the organization's or board's goals are clearly related to the enhancement of social work practice, values, skills, and knowledge.

(h) Approval shall not be granted for any of the following:

- (1) Identical programs completed within the same license renewal period;
- (2) first aid, CPR, infection control, or occupational health and safety courses;
- (3) in-service training when the training is for job orientation or on-the-job training, or is specific to the employing agency; or
- (4) any activity for which the licensee cannot demonstrate that the program's goals and objectives reasonably appear to enhance the licensee's social work practice, knowledge, values, skills, or ethics.

(i) Each licensee shall maintain individual continuing education records. Continuing education records shall document the licensee's attendance as required by K.A.R. 102-2-5. In addition to the specific submission requirements set forth in K.A.R. 102-2-11, each licensee may be required to submit these records to the board before the license renewal. (Authorized by and implementing K.S.A. 1999 Supp. 74-7507; effective, T-85-36, Dec. 19, 1984; effective May 1, 1985; amended May 1, 1986; amended Feb. 25, 1991; amended Oct. 24, 1997; amended Aug. 4, 2000.)

#### **102-2-5. Documentation for continuing education.**

A copy of any of the following signed forms of documentation shall be accepted as proof of completion of a continuing education program: (a) A course grade for an academic credit course;

(b) a statement of hours attended for an audited academic course;

(c) a statement of attendance from the provider of an institute, symposium, workshop, or seminar;

(d) the article or book chapter, and verification of publication or written presentation at a professional meeting. These materials shall be submitted to the board for evaluation and certification of the number of hours of credit to be allowed;

(e) the academic course syllabus and verification that the course was presented;

(f) a letter from the board giving approval for retroactively approved continuing education credit;

(g) written verification from the university practicum instructor that the licensee provided supervision of undergraduate or graduate students;

(h) supervisory documents, pursuant to K.A.R. 102-2-12, for supervision of specialty license applicants;

(i) the self-directed learning project, submitted on board-approved forms. This material shall be submitted to the board for evaluation and certification of the number of units of credit to be allowed;

(j) a description of the media format, content title, presenter or sponsor, content description, run time, and ac-

tivity date when videotapes, audiotapes, computerized interactive learning modules, or telecasts were utilized for continuing education purposes; or

(k) a letter of appointment to the board of the professional organization, or a letter from the chairperson of the board of the professional organization outlining the licensee's participation in the organization. (Authorized by and implementing K.S.A. 1999 Supp. 74-7507; effective May 1, 1982; amended, T-85-36, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1987; amended Oct. 24, 1997; amended Aug. 4, 2000.)

**102-2-7. Unprofessional conduct.** Any of the following acts by a licensee or an applicant for a social work license shall constitute unprofessional conduct: (a) Obtaining or attempting to obtain licensure for oneself or another by means of fraud, bribery, deceit, misrepresentation, or concealment of a material fact;

(b) failing to notify the board, within a reasonable period of time, that any of the following conditions applied to any person regulated by the board or applying for licensure or registration, including that licensee or that social work licensure applicant:

(1) Had a professional license, certificate, permit, registration, certification, or professional membership granted by any jurisdiction, professional association, or professional organization that has been limited, conditioned, qualified, restricted, suspended, revoked, refused, voluntarily surrendered, or allowed to expire in lieu of or during investigatory or disciplinary proceedings;

(2) has been subject to any other disciplinary action by any credentialing board, professional association, or professional organization;

(3) has been demoted, terminated, suspended, reasigned, asked to resign, or has resigned from employment for some form of misfeasance, malfeasance, or nonfeasance;

(4) has been convicted of a felony; or

(5) has practiced the licensee's or registrant's profession in violation of the laws or regulations regulating the profession;

(c) knowingly allowing another individual to use one's license;

(d) impersonating another individual holding a license or registration issued by this or any other board;

(e) being convicted of a crime resulting from or relating to the licensee's professional practice of social work;

(f) furthering the licensure or registration application of another person who is known to be unqualified with respect to character, education, or other relevant eligibility requirements;

(g) knowingly aiding or abetting anyone who is not credentialed by the board to represent that person as credentialed by the board;

(h) failing to recognize, seek intervention, and otherwise appropriately respond when one's own personal problems, psychosocial distress, or mental health difficulties interfere with or negatively impact professional judgement, professional performance and functioning, or the client's best interests;

(i) failing or refusing to cooperate in a timely manner with any request from the board for a response, infor-

mation, or assistance with respect to the investigation of any report of alleged violation lodged against the social worker, applicant, or other professional licensed or registered by the board. An individual taking longer than 30 days to provide the requested response, information, or assistance shall have the burden of demonstrating that the person acted in a timely manner;

(j) offering to perform or performing services clearly inconsistent with training, education, and experience;

(k) treating any client, student, or supervisee in a cruel manner;

(l) discriminating against any client, student, or supervisee on the basis of color, race, gender, religion, national origin, or disability;

(m) failing to advise and explain to each client the respective rights, responsibilities, and duties involved in the social work relationship;

(n) failing to provide each client with a description of what the client may expect in the way of services, consultation, reports, fees, billing, therapeutic regimen, or schedule or failing to reasonably comply with these descriptions;

(o) failing to provide each client with a description of the possible effects of the proposed treatment when there are clear and established risks to the client;

(p) failing to inform each client of any financial interests that might accrue to the licensee from referral to any other service or from the use of any tests, books, or apparatus;

(q) failing to inform each client that the client is entitled to the same services from a public agency if the licensee is employed by that public agency and also offers services privately;

(r) failing to inform each client, supervisee, or student of the limits of client confidentiality, the purposes for which information is obtained, and the uses to which it may be put;

(s) revealing information, a confidence, or secret of any client, or failing to protect the confidences, secrets, or information contained in a client's records, except under the following circumstances:

(1) Disclosure is required or permitted by law;

(2) failure to disclose the information presents a clear and present danger to the health or safety of an individual or the public; or

(3) the licensee is a party to a civil, criminal, or disciplinary investigation or action arising from the practice of social work, in which case disclosure is limited to that action;

(t) failing to obtain written, informed consent from each client, or the client's legal representative or representatives, before performing any of these actions:

(1) Electronically recording sessions with that client;

(2) permitting a third-party observation of their activities; or

(3) releasing information except as required or permitted by law to a third party concerning a client;

(u) failing to protect the confidences of, secrets of, or information concerning other persons when providing a client with access to that client's records;

(v) failing to exercise due diligence in protecting information, confidences, or secrets of the client from disclo-

sure by other persons in the licensee's work or practice setting;

(w) engaging in professional activities, including billing practices or advertising, involving dishonesty, fraud, deceit, or misrepresentation;

(x) using alcoholic beverages or using illegally any controlled substance while performing the duties or services of a licensee;

(y) making sexual advances toward or engaging in physical intimacies or sexual activities with any client, supervisee, or student of that licensee;

(z) making sexual advances toward, engaging in sexual intimacies or sexual activities with, or exercising undue influence over any person who, within the past 24 months, has been the licensee's client;

(aa) exercising undue influence on any client, supervisee, or student, including promoting sales of services or goods, in a manner that will exploit the client, supervisee, or student for the financial gain, personal gratification, or advantage of the licensee or a third party;

(bb) directly or indirectly offering or giving to a third party, or soliciting, receiving, or agreeing to receive from a third party any fee or other consideration from a third party for the referral of the client or patient or in connection with the performance of professional services;

(cc) permitting any person to share in the fees for professional services other than a partner, employee, an associate in a professional firm, or a consultant authorized to practice social work;

(dd) soliciting or assuming professional responsibility for clients of another agency or colleague without informing and attempting to coordinate continuity of client services with that agency or colleague;

(ee) making claims of professional superiority that cannot be substantiated by the social worker;

(ff) guaranteeing that satisfaction or a cure will result from the performance of professional services;

(gg) claiming or using any secret or special method of treatment or techniques that the licensee refuses to divulge to the board;

(hh) continuing or ordering tests, procedures, treatment, or use of treatment facilities not warranted by the condition, best interests, or preferences of the client;

(ii) if the social worker is the owner of the records, failing to maintain for each client a record that conforms to the following minimal standards:

(1) Contains adequate identification of the client;

(2) indicates the client's initial reason for seeking the licensee's services;

(3) contains pertinent and significant information concerning the client's condition;

(4) summarizes the intervention, treatment, tests, procedures, or services that were obtained, performed, ordered, or recommended and the findings and results of each;

(5) documents the client's progress during the course of intervention or treatment provided by the licensee;

(6) is legible;

(7) contains only those terms and abbreviations that are comprehensible to similar professional practitioners; and

(continued)



(8) indicates the date and nature of any professional service that was provided;

(jj) taking credit for work not performed personally whether by giving inaccurate or misleading information or by failing to disclose accurate or material information;

(kk) if engaged in research, failing to fulfill these requirements:

(1) Consider carefully the possible consequences for human beings participating in the research;

(2) protect each participant from unwarranted physical and mental harm;

(3) ascertain that the consent of the participant is voluntary and informed; and

(4) preserve the privacy and protect the anonymity of the subjects of the research within the terms of informed consent;

(ll) reporting distorted, erroneous, incomplete, or misleading social work information;

(mm) failing to notify the client promptly when termination or interruption of service of the client is anticipated;

(nn) failing to seek continuation of service, or abandoning or neglecting a client under or in need of professional care without making reasonable arrangements for that care;

(oo) abandoning employment under circumstances that seriously impair the delivery of professional care to clients, without providing reasonable notice to the employer;

(pp) failing to terminate the social work relationship when it is apparent that the relationship no longer serves the client's needs;

(qq) failing to retain client records for at least two years after the date of termination of the professional relationship, if the licensee is the owner or custodian of those records, unless otherwise provided by law;

(rr) failing to exercise adequate supervision over anyone within whom the licensee has a supervisory relationship;

(ss) failing to inform a client if social work services are provided or delivered under supervision or direction;

(tt) engaging in a dual relationship with a current client, supervisee, or student, or with any person who, within the past 24 months, has been the licensee's client;

(uu) failing to inform the proper authorities in accordance with K.S.A. 38-1522, and amendments thereto, when it is suspected that a client has been involved in injuring or has injured a child either by physical, mental, or emotional abuse or neglect or by sexual abuse;

(vv) failing to inform the proper authorities in accordance with K.S.A. 39-1431, and amendments thereto, that the licensee has reason to believe that any of the following circumstances apply to a resident, as defined by K.S.A. 39-1401;

(1) Has been or is being abused, neglected, or exploited;

(2) is in a condition that is the result of such abuse, neglect, or exploitation; or

(3) is in need of protective services;

(ww) failing to inform the proper authorities in accordance with K.S.A. 39-1431, and amendments thereto, that an adult, as defined in K.S.A. 39-1430 and amend-

ments thereto, is being or has been abused, neglected, or exploited or is in need of protective services;

(xx) practicing social work in an incompetent manner;

(yy) practicing social work after the expiration of the social worker's license;

(zz) continuing after the expiration of a license to use any title or abbreviation prescribed by the board for use only by persons currently holding a type or class of license issued by the board;

(aaa) violating any provision of K.S.A. 65-6301 et seq. or any rule or regulation adopted thereunder;

(bbb) except as permitted by K.S.A. 65-6319 and amendments thereto, providing or offering to provide direction or supervision over individuals performing diagnoses and treatment of mental disorders;

(ccc) except as permitted by K.S.A. 65-6306 and 65-6319 and amendments thereto, engaging in the diagnosis and treatment of mental disorders; or

(ddd) engaging in independent private practice if not authorized by law. (Authorized by and implementing K.S.A. 1999 Supp. 65-6311 and K.S.A. 1999 Supp. 74-7507; effective May 1, 1982; amended, T-85-36, Dec. 19, 1984; amended May 1, 1985; amended, T-86-39, Dec. 11, 1985; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended Feb. 25, 1991; amended Aug. 4, 2000.)

**102-2-8. Supervision.** (a) Supervision of nonlicensed social work service providers who participate in the delivery of social work services:

(1) Social work consultation shall not meet the supervision requirements for any nonlicensed social work service provider.

(2) Each licensee supervising nonlicensed individuals in the delivery of social services shall specifically delineate the nonlicensed individual's duties and provide a level of supervision that is consistent with the training and ability of the nonlicensed social work service provider.

(3) Each licensee supervising a nonlicensed person who participates in the delivery of social work services shall develop a written agreement. The agreement shall consist of specific goals and objectives, the means to attain the goals, and the manner in which the goals relate to the overall objective for supervision of the nonlicensed social work service provider. Documentation of the written agreement shall include the following:

(A) A copy of the written agreement;

(B) a summary of the types of clients and situations dealt with at each supervisory session;

(C) a written explanation of the relationship of the goals and objectives of supervision to each supervisory session; and

(D) the length of time spent in each supervisory session.

(4) The supervisor shall provide no fewer than four hours of supervision per month for each supervisee.

(5) The supervisor shall not have a dual relationship with the supervisee.

(b) Supervision of nonlicensed student social work service providers.

(1) Social work consultation shall not meet the supervision requirements for any nonlicensed student social work service provider.



(2) Each licensee supervising nonlicensed students in the delivery of social services shall specifically delineate the student's duties and provide a level of supervision consistent with the training and ability of the student.

(3) Each licensee supervising a student who participates in the delivery of social work services shall develop a written agreement pursuant to the requirements of the student's academic social work program.

(4) The supervisor shall not have a dual relationship with the supervisee.

(c) Supervision of holders of temporary social work licenses.

(1) Social work consultation shall not meet the supervision requirements for any holder of a temporary social work license.

(2) Each licensee supervising the holder of a temporary social work licensure permit shall specifically delineate the temporary license holder's duties and provide a level of supervision consistent with the training and ability of that individual.

(3) Each licensee supervising a temporary social work license holder and that individual shall develop a written agreement. This agreement shall consist of specific goals and objectives, the means to attain the goals, and the manner in which the goals relate to the overall objective for supervision of that person. Documentation of the written agreement shall include the following:

(A) A copy of the written agreement;

(B) a summary of the types of clients and situations dealt with at each supervisory session;

(C) a written explanation of the relationship of the goals and objectives of supervision to each supervisory session; and

(D) the length of time spent in each supervisory session.

(4) A minimum of one hour of supervision shall be provided for each 40 hours of service delivery.

(5) The supervisor shall not have a dual relationship with the supervisee.

(d) Supervision of persons engaged in private practice or persons seeking licensure as a specialist clinical social worker.

(1) A licensed specialist clinical social worker shall supervise the practice or delivery of social work services by the following persons:

(A) Any licensee who is attaining the two years of supervised experience required for licensure as a specialist clinical social worker; and

(B) any licensee who is not a licensed specialist clinical social worker and who is engaged in private practice.

(2) Any person attaining the supervised experience required for licensure as a specialist clinical social worker may be supervised by a social worker who is licensed as a clinical social worker authorized to engage in the private, independent practice of social work in another state and who is otherwise qualified.

(3) Supervisor qualifications. To qualify as a supervisor, a licensed specialist clinical social worker shall fulfill these requirements:

(A) Have, in full or in part, professional responsibility for the supervisee's practice of social work or delivery of social work services;

(B) not have a dual relationship with the supervisee;

(C) not be under sanction from a disciplinary proceeding, unless this prohibition is waived by the board for good cause shown by the proposed supervisor;

(D) have knowledge of and experience with the supervisee's client population;

(E) have knowledge of and experience with the methods of practice that the supervisee employs;

(F) have an understanding of the organization and administrative policies and procedures of the practice setting; and

(G) if available, be a member of the staff for that practice setting.

(4) When a qualified supervisor is not available from staff in the practice setting, the supervisee may secure a qualified supervisor outside of the practice setting if all of the following conditions are met:

(A) The supervisor has a complete understanding of the practice setting's mission, policy, and procedures.

(B) The extent of the supervisor's responsibility for the supervisee is clearly defined with respect to client cases to be supervised, the supervisor's role in personnel evaluation within the practice setting, and other aspects of the supervisory agreement.

(C) Responsibility for payment for supervision is clearly defined.

(D) If the supervisee pays the supervisor directly for the supervision, the supervisor maintains responsibility to the client and to the practice setting.

(E) The parameters of client confidentiality are clearly defined and agreed to by the client.

(5) Supervisor requirements. Each social work practice supervisor shall perform these duties:

(A) Meet in person with the supervisee and provide at least 1.5 hours of supervision for every 20 hours of direct, face-to-face client contact;

(B) meet with not more than four supervisees at a time in the supervisory meetings;

(C) provide oversight, guidance, and direction of the supervisee's practice of social work or delivery of social work services by assessing and evaluating the supervisee's performance;

(D) conduct supervision as a process distinct from personal therapy, didactic instruction, or social work consultation;

(E) ensure that the scope of the supervisor's own responsibility and authority in the practice setting has been clearly and expressly defined;

(F) provide documentation of supervisory qualifications to the supervisee;

(G) periodically evaluate the supervisee's role, use of a theoretical base, and use of social work principles;

(H) provide supervision in accordance with a written supervisory agreement;

(I) maintain documentation of supervision;

(J) provide documentation required by the board upon a supervisee's application for licensure in sufficient detail to enable the board to evaluate the extent and quality of the supervisee's supervised experience;

(K) provide a level of supervision consistent with the education, training, experience, and ability of the supervisee; and

(continued)

(L) ensure that each client knows that the supervisee is practicing social work or participating in the delivery of social work services under supervision.

(6) Clinical supervision training plan. Each supervisor and supervisee shall develop and co-sign a written clinical supervision training plan at the beginning of the supervisory relationship. This agreement shall clearly define and delineate the following items:

(A) The supervisory context, which shall include the purpose of supervision;

(B) a summary of the types of clients with whom and the situations in which the supervisee will typically work;

(C) a plan that describes the supervision goals and objectives, the means to attain and evaluate progress towards the goals, and the manner in which the goals relate to the overall objective of supervision;

(D) the format and schedule for supervision;

(E) the supervisor's responsibilities;

(F) the supervisee's responsibilities;

(G) the plans for documenting the date, length, and content of each supervisory meeting and the supervisee's progress toward the learning goals;

(H) the plan for notifying clients of the following information:

(i) the fact that the supervisee is practicing social work or participating in the delivery of social work services under supervision;

(ii) the limits of client confidentiality within the supervisory process; and

(iii) the name, address, and telephone number of the supervisor or other person with administrative authority over the supervisee;

(I) a plan to address and remedy circumstances in which there is a conflict between the supervisor and the supervisee;

(J) the date on which the clinical supervision training plan was entered, the time frame that it is intended to encompass, and the process for termination of the supervisory relationship by either party;

(K) the plan for amending or renegotiating the clinical supervision training plan, if warranted; and

(L) a statement identifying the person who is responsible for payment, the terms of payment, and the mutual obligations and rights of each party with respect to compensation, if there is any compensation for supervisory services. (Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 74-7507, K.S.A. 1999 Supp. 65-6306, as amended by L. 1999, Ch. 117, Sec. 12, and K.S.A. 65-6303, K.S.A. 65-6308, as amended by L. 1999, Ch. 117, Sec. 13, and K.S.A. 65-6309; effective, T-85-36, Dec. 19, 1984; effective May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended Feb. 25, 1991; amended Oct. 24, 1997; amended Aug. 4, 2000.)

**102-2-11. Renewal and reinstatement.** (a) Each licensee may renew the license by submitting the completed renewal application forms, the supporting continuing education documents, and the renewal fee as prescribed in K.A.R. 102-2-3 to the executive director of the board.

(b) At the time of renewal, each licensee shall submit a continuing education reporting form listing 60 units of

continuing education completed as required in K.A.R. 102-2-4a and K.A.R. 102-2-5.

(c) At the time of renewal each applicant for renewal or reinstatement of a license shall submit, in a format approved by the board, evidence of having completed the required ethics training program.

(d) Effective January 1, 2002, as part of the 60 units of approved continuing education, each applicant for renewal or reinstatement of a licensee as a licensed master social worker or a licensed specialist clinical social worker, shall submit, in a format approved by the board, evidence of having completed the required continuing education units related to diagnosis and treatment of mental disorders.

(e) If the licensee does not submit a complete application for renewal in a timely manner, including all supporting documents and the required fee, the license may be reinstated after the board receives the following:

(1) A completed reinstatement application;

(2) the required renewal fee, plus a penalty equal to the renewal fee; and

(3) proof satisfactory to the board of compliance with the continuing education requirements.

(f) Each licensee who fails to renew the license in a timely manner and who thereafter applies for license reinstatement shall indicate whether or not the individual has practiced in Kansas as a social worker or has held forth as performing the services of a social worker after expiration of the license and, if so, under what circumstances.

(g) If the license of any individual has been suspended and if the individual thereafter makes an application for license renewal or reinstatement, the individual shall submit the following:

(1) The completed reinstatement application forms;

(2) the required renewal fee and, if a reinstatement, a penalty fee equal to the renewal fee;

(3) proof satisfactory to the board of compliance with the continuing education requirements;

(4) proof satisfactory to the board of compliance with the terms of the suspension; and

(5) any materials, information, evaluation or examination reports, or other documentation as requested by the board, that will enable the board to satisfactorily evaluate and determine whether or not the license should be renewed or reinstated. Factors to be considered by the board in determining whether or not the license should be renewed or reinstated shall include the following:

(A) The extent to which the individual presently merits the public trust;

(B) the individual's demonstrated consciousness of the wrongful conduct that resulted in the license suspension;

(C) the extent of the individual's remediation and rehabilitation in regard to the wrongful conduct that resulted in the license suspension;

(D) the nature and seriousness of the original misconduct;

(E) the individual's conduct subsequent to the license suspension;

(F) the time elapsed since the license suspension; and

(G) the individual's present competence in social work knowledge and skills.

(h) If the license of any individual has been revoked and if the individual thereafter makes an application for license reinstatement, the individual shall submit the following:

- (1) The completed reinstatement application forms;
- (2) the required renewal fee, plus a penalty equal to the renewal fee;
- (3) proof satisfactory to the board of compliance with the continuing education requirements; and
- (4) materials, information, evaluation or examination reports, or other documentation as requested by the board that will enable the board to satisfactorily evaluate and determine whether or not the license should be reinstated. Factors to be considered by the board in determining whether or not the license should be reinstated shall include the following:
  - (A) The extent to which the individual presently merits the public trust;
  - (B) the individual's demonstrated consciousness of the wrongful conduct that resulted in the license revocation;
  - (C) the extent of the individual's remediation and rehabilitation in regard to the wrongful conduct that resulted in the license revocation;
  - (D) the nature and seriousness of the original misconduct;
  - (E) the individual's conduct subsequent to the license revocation;
  - (F) the time elapsed since the license revocation; and
  - (G) the individual's present competence in social work knowledge and skills. (Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 65-6311, K.S.A. 65-6313, as amended by L. 1999, Ch. 117, Sec. 14, K.S.A. 1999 Supp. 65-6314, and K.S.A. 65-6317; effective, T-85-36, Dec. 19, 1984; effective May 1, 1985; amended, T-86-39, Dec. 11, 1985; amended May 1, 1986; amended May 1, 1987; amended Oct. 24, 1997; amended Aug. 4, 2000.)

**102-2-12. Licensed specialist clinical social work licensure requirements.** (a) Educational requirements. In order for an applicant who earns a degree before July 1, 2003 to qualify for licensure as a licensed specialist clinical social worker, the applicant shall meet, as a part of or in addition to the educational requirements provided in K.S.A. 65-6306, and amendments thereto, the following educational requirements:

- (1) Satisfactory completion of at least three graduate academic hours in a discrete academic course whose primary and explicit focus is upon psychopathology and the diagnosis and treatment of mental disorders classified in the diagnostic manuals commonly used as a part of accepted social work practice;
- (2) satisfactory completion of a graduate-level, clinically oriented social work practicum that fulfills these requirements:
  - (A) Is taken after completion of the graduate-level, clinically focused academic courses that are prerequisite to entering the clinical practicum;
  - (B) is an integrated, conceptually organized academic experience and is not an after-the-fact tabulation of clinical experience;
  - (C) occurs in a practice setting that, by its nature and function, clearly supports clinical social work practice

and consistently provides opportunities for the supervised application of clinical social work practice knowledge, skills, values, and ethics; and

(D) provides training and close supervision in a wide range of clinical social work practice activities with a population of clients presenting a diverse set of problems and backgrounds.

(b) Each applicant for licensure as a specialist clinical social worker who earns a degree after July 1, 2003 shall meet the following requirements:

(1) Satisfactory completion of 15 graduate credit hours supporting diagnosis or treatment of mental disorders using the diagnostic and statistical manual of mental disorders as specified in K.A.R. 102-2-14. Three of the 15 credit hours shall consist of a discrete academic course whose primary and explicit focus is upon psychopathology and the diagnosis and treatment of mental disorders as classified in the diagnostic and statistical manual of mental disorders. The 15 graduate level credit hours shall be from a social work program accredited by the council on social work education or a social work program in substantial compliance as prescribed in K.A.R. 102-2-6 and approved by the board; and

(2) completion of one of the following experience requirements:

(A) A graduate-level, supervised clinical practicum of professional experience that includes psychotherapy and assessment. The practicum shall integrate diagnosis and treatment of mental disorders with use of the diagnostic and statistical manual of mental disorders as identified in K.A.R. 102-2-14 and shall include not less than 350 hours of direct client contact; or

(B) postgraduate supervised experience including psychotherapy and assessment. The experience shall integrate diagnosis and treatment of mental disorders with use of the diagnostic and statistical manual of mental disorders, as specified in K.A.R. 102-2-14. The experience shall consist of not less than 700 hours of supervised experience, including not less than 350 hours of direct client contact. This experience shall be in addition to the 4,000 hours of postgraduate, supervised experience required for each licensed specialist clinical social worker, as specified in subsection (c). The applicant shall provide documentation of this postgraduate experience on board-approved forms. The supervision shall comply with K.A.R. 102-2-8 and K.A.R. 102-2-12(c) and shall be in addition to the supervision requirements in K.A.R. 102-2-12(c)(4).

(c) To receive board approval for the minimum total of 4,000 hours, within a maximum period of six calendar years, of postgraduate, supervised clinical experience required under K.S.A. 65-6306 and amendments thereto, each applicant for licensure as a specialist clinical social worker who has not filed an acceptable clinical supervision training plan with the board before July 1, 2000 shall fulfill the following requirements:

(1) Submit to the board for its approval, a clinical supervision training plan on a board-approved form. The clinical supervision training plan shall comply with K.A.R. 102-2-8. When changes or amendments to the plan occur after initial board approval, these changes or

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amendments shall be submitted to and approved by the board;

(2) complete, in not less than two years and not more than six calendar years, a minimum of 4,000 hours of satisfactorily evaluated postgraduate, supervised clinical social work practice experience under the supervision of a qualified licensed specialist clinical social worker. A minimum of 2,000 hours of the applicant's total postgraduate, supervised clinical experience shall consist of a combination of the following types of social work services:

(A) At least 1,500 hours of direct client contact conducting psychotherapy and assessments with individuals, couples, families, or groups; and

(B) up to 500 hours of providing clinical social work practice services;

(3) complete all required practice under supervision in accordance with K.A.R. 102-2-8; and

(4) participate in a minimum of 100 supervisory meetings consisting of not less than 150 hours of clinical supervision. A minimum of 75 hours of the 150 required hours of supervision shall be person-to-person, individual supervision. The supervision shall integrate the diagnosis and treatment of mental disorders with the use of the diagnostic and statistical manual of mental disorders specified in K.A.R. 102-2-14. A maximum of one hour and 30 minutes of supervision shall be counted for each 20 hours of clinical social work practice.

(d) At the time of the individual's application for licensure as a specialist clinical social worker, the applicant's supervisor shall submit documentation that is satisfactory to the board and that enables the board to evaluate the nature, quality, and quantity of the applicant's supervised clinical social work experience. The documentation shall include the following information:

(1) A written summary of the types of clients and situations dealt with during the supervisory sessions;

(2) a written summary that addresses the degree to which the goals and objectives of supervision have been met;

(3) a chronological roster that specifies the date, length, and format of each supervisory meeting;

(4) a written statement and supportive documentation that describes the applicant's practice setting and provides a summary of the applicant's practice activities and responsibilities that occurred while under supervision;

(5) a statement indicating whether or not the applicant merits the public trust; and

(6) an evaluation of the applicant's supervised clinical social work experience. (Authorized by K.S.A. 1999 Supp. 74-7507, K.S.A. 1999 Supp. 65-6306, as amended by L. 1999, Ch. 117, Sec. 12, and K.S.A. 1999 Supp. 65-6308, as amended by L. 1999, Ch. 117, Sec. 13; implementing K.S.A. 1999 Supp. 65-6306, as amended by L. 1999, Ch. 117, Sec. 12, and K.S.A. 1999 Supp. 65-6308, as amended by L. 1999, Ch. 117, Sec. 13; effective, T-85-36, Dec. 19, 1984; effective May 1, 1985; amended May 1, 1987; amended Feb. 25, 1991; amended Oct. 24, 1997; amended Aug. 4, 2000.)

**102-2-13. Licensee consult with physician when determining symptoms of mental disorders.** (a) Each licensed specialist clinical social worker or licensed master

social worker who has a client with symptoms of a mental disorder shall, upon the signed consent of the client, consult with the client's physician or psychiatrist, except when a client requests in writing that consultation with a physician be waived.

(b) The consult with a client's physician or psychiatrist may occur through face-to-face contact, telephonic contact, or correspondence by the licensee with the physician, the physician's assistant, or designated nursing staff. When initiating this contact, the licensee shall not be responsible for the medical professional's response, or for the client's compliance with any related intervention made by the medical professional.

(c) If a licensee is practicing in a setting or contract arrangement that involves a person licensed to practice medicine and surgery for review of mental health treatment, a physician consult may be completed through medical involvement completed in accordance with the established procedure of the setting or with the contract arrangement.

(d) If a licensee is practicing in a licensed community mental health center or its affiliate, an agency of the state, or an agency licensed by the state to provide mental health, rehabilitative, or correctional services, a physician consult shall not be required beyond the procedures for medical involvement as established by the qualifying agency.

(e) If a licensee is offering services that do not include diagnosis and treatment of a mental disorder, a physician consult shall not be required.

(f) If a client requests in writing that consultation with a physician be waived, a physician consultation shall not be required if the waiver signed by the client is included in the client's record. (Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 65-6306, as amended by L. 1999, Ch. 117, Sec. 12; effective Aug. 4, 2000.)

**102-2-14. Designation of referral source for use in the diagnosis and treatment of mental disorders.** The "diagnostic and statistical manual of mental disorders," fourth edition, copyrighted in 1994 and published by the American psychiatric association, is hereby adopted by reference. (Authorized by K.S.A. 1999 Supp. 74-7507 and K.S.A. 1999 Supp. 65-6306, as amended by L. 1999, Ch. 117, Sec. 12; implementing K.S.A. 1999 Supp. 65-6306, as amended by L. 1999, Ch. 117, Sec. 12; effective Aug. 4, 2000.)

### Article 3.—PROFESSIONAL COUNSELORS; FEES

**102-3-1a. Definitions.** (a) "Academic equivalent of a semester hour," as used in K.A.R. 102-3-3a, means the prorated, proportionate credit for formal academic coursework when the coursework is completed on the basis of trimester or quarter hours rather than semester hours.

(b) "Board" means the behavioral sciences regulatory board.

(c) "Client" means a person who is a direct recipient of professional counseling services.

(d) "Client contact" means face-to-face interaction between the counselor and client or clients.

(e) "Clinical professional counselor practice" means the professional application of professional counseling theory and methods to the treatment and prevention of psychosocial dysfunction, disability, or impairment, including behavioral, emotional, and mental disorders. Clinical professional counseling shall include the following:

- (1) Assessment;
- (2) diagnosis of mental disorders;
- (3) planning and treatment, which may include psychotherapy and counseling;
- (4) treatment intervention directed to interpersonal interactions, intrapsychic dynamics, and life management issues;

(5) consultation; and

(6) evaluation, referral, and collaboration.

(f) "Clinical supervision training plan" means formal, written agreement that establishes the supervisory framework for postgraduate clinical experience and describes the expectations and responsibilities of the supervisor and the supervisee.

(g) "Consultation" means a voluntary, professional relationship in which the consultant offers the consultant's best advice and expertise that the consultee can either accept or reject and in which the objectives and requirements of supervision as established in K.A.R. 102-3-7a are lacking. Professional counseling consultation shall not be substituted for supervision.

(h) "Continuing education" means formally organized programs or activities that are designed to and have content intended to enhance the professional counselor's or clinical professional counselor's knowledge, skill, values, ethics, and ability to practice as a professional counselor or as a clinical professional counselor.

(i) "Dual relationship" means a professional relationship in which the objectivity or competency of the licensee is impaired or compromised because of any of the following present or previous relationships with the client or supervisee:

- (1) Familial;
- (2) sexual;
- (3) emotional; or
- (4) financial.

(j) "Extenuating circumstances" means any condition that is caused by any unexpected event that is beyond the individual's control.

(k) "Job orientation" or "on-the-job training" means a training program or presentation of information that is so specific to a particular job or employment position that it bears no generalization to any other work setting.

(l) "Malfeasance" means doing an act that a licensee should not do.

(m) "Merits the public trust" means that an applicant or licensee possesses the high standard of good moral character and fitness that is required to practice professional counseling as demonstrated by the following personal qualities:

- (1) Good judgment;
- (2) integrity;
- (3) honesty;
- (4) fairness;
- (5) credibility;

(6) reliability;

(7) respect for others;

(8) respect for the laws of the state and nation;

(9) self-discipline;

(10) self-evaluation;

(11) initiative; and

(12) commitment to the professional counseling profession and its values and ethics.

(n) "Misfeasance" means the improper performance of a lawful act by a licensee.

(o) "Nonfeasance" means the omission of an act that a licensee should do.

(p) "One year of professional experience" means a total of 2,000 clock hours of postgraduate supervised experience in professional counseling.

(q) "Practice setting" means any public or private counseling service agency or delivery system within which professional counseling is practiced or professional counseling services are delivered.

(r) "Practicum" or "internship" means a formal component of an academic curriculum in the professional counseling program that engages the student in supervised, professional counseling practice and provides opportunities to apply classroom learning to actual practice situations in a field setting.

(s) "Professional counseling supervision" means a formal relationship between the supervisor and supervisee that promotes the development of responsibility, skill, knowledge, attitudes, and ethical standards in the practice of professional counseling.

(t) "Prior-approved continuing education" means any of the following forms of continuing education:

(1) Any single-program material that has been submitted by a provider to the board, approved by the board, and assigned a continuing education number;

(2) any program offered by a provider with approved-provider status; or

(3) academic counseling courses audited or taken for credit.

(u) "Semester hour," as used in K.A.R. 102-3-3a, means a minimum of 13 clock hours of formal didactic classroom instruction that occurred over the course of an academic semester and for which the applicant received formal graduate academic credit.

(v) "Termination of the professional counseling relationship" means the end of the professional relationship resulting from any of the following:

(1) The mutual consent of the counselor and the client;

(2) the completion of counseling services;

(3) dismissal of the counselor by the client;

(4) dismissal of the client by the counselor; or

(5) the transfer of the client to another professional for active treatment or therapy with the belief that treatment will continue.

(w) "Under the direction" means the formal relationship between the individual providing direction and the licensed professional counselor in which both of the following conditions are met:

(1) The directing individual provides the licensee, commensurate with the welfare of the client and the ed-

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education, training, and experience of the licensee, with the following:

(A) Professional monitoring and oversight of the professional counseling services provided by the licensee;

(B) regular and periodic evaluation of treatment provided to clients by the licensee; and

(C) verification that direction was provided to the licensee.

(2) The licensee receiving direction provides the board with the following for each license renewal:

(A) The name, identifying information, and type of license of the directing individual;

(B) a description of the work setting and the professional counseling services conducted under direction; and

(C) documentation that direction was given, including dates, location, and length of time as verified by the directing individual.

(x) "Undue influence" means misusing one's professional position of confidence, trust, or authority over a client or supervisee, or taking advantage of a client's vulnerability, weakness, infirmity, or distress for either of the following reasons:

(1) To improperly influence or change the actions or decisions of a client or supervisee; or

(2) to exploit a client or supervisee for the counselor's or a third party's financial gain, personal gratification, or advantage. (Authorized by and implementing K.S.A. 1999 Supp. 74-7507; effective Dec. 19, 1997; amended Aug. 4, 2000.)

**102-3-2. Fees.** (a) Each applicant for licensure as a professional counselor or clinical professional counselor shall pay the appropriate fee or fees as set forth below:

(1) Application for a professional counselor license, \$75;

(2) application for a clinical professional counselor license, \$150;

(3) original professional counselor license, \$150;

(4) original license fee for a clinical professional counselor, \$150;

(5) renewal of a professional counselor or a clinical professional counselor license, \$150;

(6) replacement of a professional counselor or a clinical professional counselor wall certificate, \$20;

(7) reinstatement of a professional counselor or a clinical professional counselor license, \$150;

(8) temporary professional counselor license, \$150; or

(9) renewal of temporary professional counselor license, \$150.

(b) Each applicant for renewal of a professional counselor or a clinical professional counselor after its date of expiration shall pay the reinstatement fee in addition to the renewal fee of \$150.

(c) Fees paid to the board shall not be refundable. (Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 65-5804, as amended by L. 1999, Ch. 117, Sec. 3, K.S.A. 1999 Supp. 65-5808, as amended by L. 1999, Ch. 117, Sec. 7; effective, T-88-45, Nov. 10, 1987; amended, T-102-11-29-90, Nov. 29, 1990; amended Jan. 21, 1991; amended Aug. 4, 1995; amended Oct. 24, 1997; amended Aug. 4, 2000.)

**102-3-4a. Applications for licensure.** (a) The applicant for licensure as a professional counselor or clinical professional counselor shall request the licensure application forms from the director of the board.

(b) Each applicant for licensure as a professional counselor shall submit application materials to the board and complete the application procedures as established by the board. As part of the application process, the applicant shall perform the following:

(1) Submit the completed application form;

(2) submit the full payment of the licensure application fee as provided in K.A.R. 102-3-2;

(3) submit three references on board-approved forms from individuals, one of whom shall have provided direct clinical supervision of the applicant's graduate program practicum. If this individual is unavailable, the graduate program director or any person with knowledge of the applicant's practicum or postgraduate work experience shall submit the reference. Except as specified below in paragraph (b)(3)(B), each individual submitting a reference shall meet the following conditions:

(A) Is not related to the applicant;

(B) is authorized by law to practice professional counseling or is licensed at a graduate level to practice in one of the behavioral sciences, and has an authorized scope of practice that permits the independent practice of counseling, therapy, or psychotherapy. However, this paragraph shall not apply to the individual specified above in paragraph (b)(3) who submits the reference if the practicum or postgraduate work experience supervisor is unavailable; and

(C) can address the applicant's professional conduct, competence, and merit of the public trust;

(4) arrange for the applicant's transcripts covering all applicable graduate college or university coursework to be sent directly from each academic institution to the board office. Each applicant who graduated from a college or university outside the United States shall additionally arrange for the applicant's transcript to be translated and evaluated for degree equivalency by a source and in a manner that are acceptable to the board; and

(5) demonstrate satisfactory completion of educational requirements as specified in K.A.R. 102-3-3a.

(c) Each applicant for licensure as a clinical professional counselor shall submit application materials to the board and complete the application procedures as established by the board. As part of the application process, the applicant shall perform the following:

(1) Submit the completed application form;

(2) submit the full payment of the licensure application fee as provided in K.A.R. 102-3-2;

(3) demonstrate that the applicant is licensed by the board as a professional counselor or meets all requirements for licensure as a professional counselor;

(4) arrange for the applicant's transcripts covering all applicable graduate college or university coursework to be sent directly from each academic institution to the board office. Each applicant who graduated from a college or university outside the United States shall additionally arrange for the applicant's transcript to be translated and evaluated for degree equivalency by a source and in a manner that are acceptable to the board;



(5) for persons earning a degree in professional counseling before July 1, 2003, demonstrate completion of graduate education requirements as specified in K.A.R. 102-3-3a;

(6) submit attestation that the applicant has completed the postgraduate supervised professional experience requirements in accordance with a clinical supervision training plan approved by the board as specified in K.A.R. 102-3-7a; and

(7) demonstrate that the applicant is current with continuing education requirements as prorated for the applicant's present licensing renewal period.

(d) The following provisions shall apply to applicants for licensure as a professional counselor or clinical professional counselor:

(1) Upon board approval of the educational requirements, each applicant for licensure as a professional counselor or clinical professional counselor shall pass a nationally administered, standardized written examination approved by the board in accordance with K.A.R. 102-3-5a.

(2) An applicant or prospective applicant shall not be given a judgment on the applicant's eligibility for licensure until all application materials are received and all application procedures are completed.

(3) Upon notification from the board that all eligibility requirements have been satisfied, each applicant shall submit the fee as provided in K.A.R. 102-3-2 for the original two-year licensure period.

(4) If the applicant fails to qualify for and obtain licensure, the applicant's application may, for lack of qualifications or for incompleteness, be suspended for a period not to exceed one year. At the end of one year, the application shall expire under the following conditions:

(A) If the applicant has not met the qualifications;

(B) if the applicant has not submitted a complete application; or

(C) if the applicant has not submitted the original license fee.

(5) Upon expiration, the applicant may submit a new application, the required fee, and all supporting documents.

(e) The following provisions shall apply to applicants for licensure as a professional counselor:

(1) If the applicant qualifies for and obtains a temporary license, the applicant's application shall remain active until the temporary license or the renewed temporary license expires.

(2) A temporary license may be renewed for an additional two-year period upon the applicant's written request on the form provided by the board, approval of the request by the board, and payment of the temporary license fee as provided in K.A.R. 102-3-2.

(f) A person who has been actively engaged in the practice of professional counseling as a licensed or registered professional counselor in Kansas within five years before July 1, 2000, may apply for a license as a clinical professional counselor by submitting transition application materials to the board and completing the application procedures as established by the board. As part of the application process, the applicant shall perform the following:

(1) Submit the completed transition application form;

(2) submit the full payment of the licensure application fee as provided in K.A.R. 102-3-2;

(3) demonstrate Kansas licensure or registration as a professional counselor in good standing before July 1, 2000;

(4) demonstrate active engagement in the practice of professional counseling at any time before July 1, 2000; and

(5) demonstrate competence to diagnose and treat mental disorders by completion of two of the three following requirements acceptable to the board:

(A)(i) At least nine transcribed graduate credit hours of coursework addressing clinical theory, assessment, and treatment issues inclusive of three credit hours addressing psychopathology; or

(ii) passage of the national clinical examination in professional counseling as specified by K.A.R. 102-3-5a at the time of taking the examination;

(B) three years of clinical practice including at least eight hours of client contact per week for at least nine months of each year in a community mental health center, or its affiliate, a state mental hospital, or a setting in which the applicant engaged in clinical practice that included diagnosis or treatment of mental disorders; or

(C) one attestation, on a form provided by the board, from a licensed psychologist, a licensed specialist clinical social worker, or a person licensed to practice medicine and surgery that the applicant has demonstrated competence in diagnosis or treatment of mental disorders.

(Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 65-5804, as amended by L. 1999, Ch. 117, Sec. 3 and K.S.A. 1999 Supp. 65-5808, as amended by L. 1999, Ch. 117, Sec. 7; effective Dec. 19, 1997; amended Aug. 4, 2000.)

**102-3-5a. Examinations.** (a)(1) An applicant for licensure as a professional counselor shall take a nationally administered, standardized written examination approved by the board. The minimum passing score shall be the criterion-referenced cutoff score.

(2) The applicant's required written examination may be waived by the board if the applicant has successfully passed a nationally administered, standardized written examination deemed by the board to be substantially equivalent to the examination used in this state and if the applicant obtained a score equal to or greater than the criterion-referenced cutoff score.

(3) An applicant shall not be authorized to register for the examination or to qualify for a waiver of the examination until the applicant has fulfilled all educational requirements and has satisfied the board that the applicant merits the public trust.

(b)(1) An applicant for licensure as a clinical professional counselor shall take a nationally administered, standardized written clinical examination approved by the board. The minimum passing score shall be the criterion-referenced cutoff score.

(2) The applicant's required written clinical examination may be waived by the board if the applicant has successfully passed a standardized written examination

(continued)

deemed by the board to be substantially equivalent to the examination used in this state and if the applicant obtained a score equal to or greater than the criterion-referenced cutoff score.

(3) An applicant shall not be authorized to register for the clinical examination or to qualify for a waiver of the examination until the applicant has fulfilled all educational requirements and has satisfied the board that the applicant merits the public trust. (Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 65-5804, as amended by L. 1999, Ch. 117, Sec. 3; effective Dec. 19, 1997; amended Aug. 4, 2000.)

**102-3-7a. Professional postgraduate supervised experience requirement to be licensed as a clinical professional counselor.** In order to be approved by the board for licensure as a clinical professional counselor, the applicant's professional postgraduate supervised experience of professional counseling shall meet the following standards. (a) Clinical supervision shall be provided throughout the entirety of the postgraduate supervised professional experience at a ratio of one hour of clinical supervision for each 15 hours of direct client contact, specified as follows:

(1) At least 50 hours of one-on-one individual supervision occurring with the supervisor and supervisee in the same physical space;

(2) at least 100 hours of supervision with one supervisor and one to six supervisees in the same physical space except when not practical due to an emergency or other exigent circumstances, at which time person-to-person contact by interactive video or other telephonic means maintaining confidentiality shall be allowed; and

(3) at least two separate supervisory sessions per month, one of which shall be one-on-one individual supervision.

(b) An applicant with a doctor's degree in professional counseling shall complete a minimum of one-half of the postgraduate supervised professional experience requirements as follows:

(1) At least 25 hours of one-on-one individual supervision occurring with the supervisor and supervisee in the same physical space;

(2) at least 50 hours of supervision with one supervisor and one to six supervisees in the same physical space except when not practical due to an emergency or other exigent circumstances, at which time person-to-person contact by interactive video or other telephonic means maintaining confidentiality shall be allowed; and

(3) at least two separate supervisory sessions per month, one of which shall be one-on-one individual supervision.

(c) The clinical supervisor of a person attaining the 4,000 hours of supervised professional experience required for licensure as a clinical professional counselor, at the time of providing supervision, shall meet one of the following qualifying provisions.

(1) The clinical supervisor shall be a clinical professional counselor who registered or is licensed in Kansas or another jurisdiction and, beginning July 1, 2003, has practiced as a clinical professional counselor for two years beyond the supervisor's licensure date.

(2) If a registered or licensed clinical professional counselor is not available, the clinical supervisor shall be a person who is qualified by educational coursework and degree for licensure as a clinical professional counselor in Kansas and who, beginning July 1, 2003, has not less than five years of postgraduate professional experience in clinical professional counseling.

(3) Before July 1, 2003, if a registered or licensed clinical professional counselor is not available, the clinical supervisor may be a person who has been registered or is licensed at the graduate level to practice in one of the behavioral sciences, and whose authorized scope of practice permits the independent practice of counseling, therapy, or psychotherapy. The qualifying individual shall not have had less than two years of postgraduate professional experience in professional counseling beyond the qualifying licensure at the time the individual provided the clinical supervision.

(d) To further qualify as a clinical supervisor, an individual shall meet these requirements:

(1) Have professional authority over and responsibility for the supervisee's clinical functioning in the practice of professional counseling;

(2) not have a dual relationship with the supervisee;

(3) not be under any sanction from a disciplinary proceeding, unless this prohibition is waived by the board for good cause shown by the proposed supervisor;

(4) have knowledge of and experience with the supervisee's client population;

(5) have knowledge of and experience with the methods of practice that the supervisee employs;

(6) have an understanding of the organization and the administrative policies and procedures of the supervisee's practice setting; and

(7) if available, be a staff member of the supervisee's practice setting.

(e) When a qualified clinical supervisor is not available from staff in the supervisee's practice setting, the supervisee may secure an otherwise qualified clinical supervisor outside the practice setting if all of the following conditions are met:

(1) The supervisor has a solid understanding of the practice setting's mission, policies, and procedures.

(2) The extent of the supervisor's responsibility for the supervisee is clearly defined in terms of client cases to be supervised, role in personnel evaluation within the practice setting, and other aspects of the training plan.

(3) The responsibility for payment for supervision is clearly defined.

(4) If the supervisee pays the supervisor directly for the supervision, the supervisor maintains responsibility to the client and to the practice setting.

(f) A professional counseling clinical supervisor shall perform the following:

(1) Provide oversight, guidance, and direction of the supervisee's clinical practice of professional counseling by assessing and evaluating the supervisee's performance;

(2) conduct supervision as a process distinct from personal therapy, didactic instruction, or professional counseling consultation;

- (3) provide documentation of supervisory qualifications to the supervisee;
- (4) periodically evaluate the supervisee's clinical functioning;
- (5) provide supervision in accordance with the clinical supervision training plan;
- (6) maintain documentation of supervision in accordance with the clinical supervision training plan;
- (7) provide documentation required by the board when a supervisee completes the supervision. The supervisor shall submit this documentation on board-approved forms and in a manner that will enable the board to evaluate the extent and quality of the supervisee's professional experience and assign credit for that experience;
- (8) provide a level of supervision that is commensurate with the education, training, experience, and ability of both the supervisor and the supervisee; and
- (9) ensure that each client knows that the supervisee is practicing professional counseling under supervision.
- (g) Clinical supervision training plan. Each supervisor and the supervisee shall develop and co-sign a written clinical supervision training plan on forms provided by the board at the beginning of the supervisory relationship and submit this plan to the board for approval. This agreement shall clearly define and delineate the following items:
- (1) The supervisory context;
  - (2) a summary of the anticipated types of clients and the services to be provided;
  - (3) the format and schedule of supervision;
  - (4) a plan for documenting the following information:
    - (A) The date of each supervisory meeting;
    - (B) the length of each supervisory meeting;
    - (C) a designation of each supervisory meeting as an individual or group meeting;
    - (D) a designation of each supervisory meeting as conducted in the same physical space or otherwise in the case of emergency; and
    - (E) evaluation of the supervisee's progress under clinical supervision;
  - (5) a plan for notifying clients of the following:
    - (A) The fact that the supervisee is practicing professional counseling under supervision;
    - (B) the limits of client confidentiality within the supervisory process; and
    - (C) the name, address, and telephone number of the clinical supervisor;
  - (6) the date that the clinical supervision training plan was entered and the time frame that it is intended to encompass;
  - (7) an agreement to amend or renegotiate the terms of the clinical supervision training plan, if warranted, including notification of these changes made in writing to the board office;
  - (8) the supervisee's informed consent for the supervisor to discuss supervision or performance issues with the supervisee's clients, the supervisee's other professional counseling or employment supervisors, the board, or any other individual or entity to which either the supervisee or the supervisor is professionally accountable; and
  - (9) a statement signed by each supervisor and the supervisee acknowledging that each person has read and

agrees to the postgraduate supervised experience requirements set forth in this regulation. (Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 65-5804, as amended by L. 1999, Ch. 117, Sec. 3; effective April 17, 1998; amended Aug. 4, 2000.)

**102-3-14. Licensee consult with physician when determining symptoms of mental disorders.** (a) "Consult," as used in K.S.A. 65-5804 and amendments thereto, shall be defined as contact made by the licensee with the appropriate medical professional for the purpose of promoting a collaborative approach to the client's care and informing the medical professional of the client's symptoms. This contact shall not be intended to accomplish confirmation of diagnosis. The timing of any such action by the licensee shall be managed in a way that enhances the progress of assessment, diagnosis, and treatment. This consult may or may not be completed in the initial session of service delivery.

(b) A consult with a client's physician or psychiatrist may occur through face-to-face contact, telephonic contact, or correspondence by the licensee with the physician, the physician's assistant, or designated nursing staff. When initiating this contact, the licensee shall not be responsible for the medical professional's response or for the client's compliance with any related intervention made by the medical professional.

(c) If a licensee is practicing in a setting or contract arrangement that involves a person licensed to practice medicine and surgery for review of mental health treatment, a physician consult may be completed through medical involvement completed in accordance with the established procedure of the setting or with the contract arrangement.

(d) A physician consult shall not be required beyond the procedures for medical involvement as established by the qualifying agency if a licensee is practicing in any of the following:

- (1) A licensed community mental health center or its affiliate;
- (2) an agency of the state that provides mental health, rehabilitative, or correctional services; or
- (3) an agency licensed by the state for providing mental health, rehabilitative, or correctional services.

(e) If a licensee is offering services that do not include diagnosis and treatment of a mental disorder, a physician consult shall not be required. (Authorized by K.S.A. 1999 Supp. 74-7505; implementing K.S.A. 1999 Supp. 65-5804, as amended by L. 1999, Ch. 117, Sec. 3; effective Aug. 4, 2000.)

**102-3-15. Designation of referral source for use in the diagnosis and treatment of mental disorders.** The "diagnostic and statistical manual of mental disorders," fourth edition, copyrighted in 1994 and published by the American psychiatric association, is hereby adopted by reference. (Authorized by K.S.A. 1999 Supp. 74-7507, K.S.A. 1999 Supp. 65-5802, as amended by L. 1999, Ch. 117, Sec. 1, and K.S.A. 1999 Supp. 65-5804, as amended by L. 1999, Ch. 117, Sec. 3; implementing K.S.A. 1999 Supp. 65-5804, as amended by L. 1999, Ch. 117, Sec. 3; effective Aug. 4, 2000.)

(continued)

**Article 4.—MASTERS LEVEL PSYCHOLOGISTS**

**102-4-1a. Definitions.** (a) "Academic equivalent" as used in K.A.R. 102-4-3a means the prorated, proportionate credit for formal academic coursework when this coursework is completed on the basis of trimester or quarter hours rather than semester hours.

(b) "Alternate psychology supervisor" means a person who is not licensed or registered as a psychologist in the state or jurisdiction where supervision occurred, but who alternately satisfies all of the following qualifications:

(1) The supervisor has received a graduate degree in psychology.

(2) The supervisor has practiced as a psychologist for no fewer than two calendar years before providing an applicant's supervision.

(3) The supervisor had legal authority to engage in the unsupervised practice of psychology in Kansas or in the state or jurisdiction where an applicant's supervision occurred.

(c) "Client" means a person who is a direct recipient of master's level psychology or clinical psychotherapy services.

(d) "Clinical psychotherapy practice" means the independent practice of master's level psychology and the application of psychology theory and methods to the treatment and prevention of psychosocial dysfunction, disability, or impairment, including behavioral, emotional, and mental disorders. Clinical psychotherapy shall include the following:

- (1) Assessment;
- (2) diagnosis of mental disorders;
- (3) planning of treatment, which may include psychotherapy and counseling;
- (4) treatment intervention directed to interpersonal interactions, intrapsychic dynamics, and life management issues;
- (5) consultation; and
- (6) evaluation, referral, and collaboration.

(e) "Clinical supervision training plan" means a formal written agreement that establishes the supervisory framework for postgraduate clinical experience and describes the expectations and responsibilities of the supervisor and supervisee.

(f) "Consultation" means a voluntary, professional relationship in which the consultant offers the consultant's best advice and expertise that the consultee can either accept or reject and in which the objectives and requirements of supervision as established in K.A.R. 102-4-7a are lacking. Professional consultation shall not be substituted for supervision.

(g) "Continuing education" means programs or activities that are designed to and have content intended to enhance the master's level psychologist's or clinical psychotherapist's knowledge, skill, values, ethics, or ability to practice as a master's level psychologist or clinical psychotherapist.

(h) "Cooperating agency" means a public or private agency, institution, or organization that provides psychological services and that has a prior agreement with an academic institution to participate in a practicum, intern-

ship, or residency program in compliance with the requirements of K.A.R. 102-4-6a.

(i) "Dual relationship" means a professional relationship in which the objectivity or competency of the licensee is impaired or compromised because of any of the following present or previous relationships with the client or supervisee:

- (1) Familial;
- (2) sexual;
- (3) emotional; or
- (4) financial.

(j) "Extenuating circumstances" means conditions caused by unexpected events that are beyond the individual's control.

(k) "Job orientation" or "on-the-job training" means a training program or presentation of information that is so specific to a particular job or employment position that it bears no generalization to any other work setting.

(l) "Malfeasance" means performing an act that a licensee should not do.

(m) "Merits the public trust" means that an applicant or licensee possesses the high standard of good moral character and fitness that is required to practice master's level psychology or clinical psychotherapy as demonstrated by the following personal qualities:

- (1) Good judgement;
- (2) integrity;
- (3) honesty;
- (4) fairness;
- (5) credibility;
- (6) reliability;
- (7) respect for others;
- (8) respect for the laws of the state and nation;
- (9) self-discipline;
- (10) self-evaluation;
- (11) initiative; and
- (12) commitment to the psychology profession and its values and ethics.

(n) "Misfeasance" means the improper performance of a lawful act by a licensee.

(o) "Nonfeasance" means the omission of an act that a licensee should do.

(p) "Postgraduate work experience" means the postgraduate supervised practice of psychology that meets the requirements provided in K.A.R. 102-4-7a.

(q) "Practice of psychology" or "practice of master's level psychology or clinical psychotherapy" means the application of established principles of learning, motivation, perception, thinking, and emotional relationships to problems of behavior adjustment, group relations, and behavior modification, by persons trained in psychology. The application of these principles may include the following areas:

- (1) Counseling and the use of psychological remedial measures with persons, in groups or individually, having adjustment or emotional problems in the areas of work, family, school, and personal relationships;
- (2) measuring and testing personality, intelligence, aptitudes, public opinions, attitudes, and skills;
- (3) the teaching of the subject matter; and
- (4) the conducting of research on problems relating to human behavior, except that in all cases involving the

care of the sick and ill as defined by the laws of this state, the primary responsibility shall remain with those individuals licensed under the Kansas healing arts board.

(r) "Practicum," whether entitled residency, internship, or field placement, means a formal component of the academic curriculum in the professional psychology program that engages the student in the supervised, professional practice of psychology and provides opportunities to apply classroom learning to actual practice situations in the field setting.

(s) "Prior-approved continuing education" means any of the following forms of continuing education:

(1) Any single-program material that has been submitted by a provider to the board, approved by the board, and assigned a continuing education number;

(2) any program offered by a provider with approved-provider status; or

(3) academic psychology courses audited or taken for credit.

(t) "Professional psychology supervision" means the formal relationship between the supervisor and supervisee that promotes the development of responsibility, skill, knowledge, attitudes, and ethical standards in the practice of psychology.

(u) "Semester hour" as used in K.A.R. 102-4-3a means a minimum of 13 clock hours of formal didactic classroom instruction that occurred over the course of an academic semester and for which the applicant received formal graduate academic credit.

(v) "Substantially equivalent" means equal in value in all essential and material requirements.

(w) "Termination of the master's level psychology or clinical psychotherapy relationship" means the end of the professional relationship resulting from any of the following:

(1) The mutual consent of either the master's level psychologist or the clinical psychotherapist and client;

(2) the completion of professional services;

(3) dismissal of either the master's level psychologist or the clinical psychotherapist by the client;

(4) dismissal of the client by either the master's level psychologist or the clinical psychotherapist; or

(5) the transfer of the client to another professional for active treatment or therapy with the belief that treatment will continue.

(x) "Under the direction" means the formal relationship between the individual providing direction and the licensed master's level psychologist in which both of the following conditions are met:

(1) The directing individual provides the licensee with the following, commensurate with the welfare of the client and the education, training, and experience of the licensee:

(i) Professional monitoring and oversight of the licensed master's level psychology services provided by the licensee;

(ii) regular and periodic evaluation of treatment provided to clients by the licensee; and

(iii) verification that direction was provided to the licensee.

(2) The licensee receiving direction provides the board, with each license renewal, with the following:

(i) The name, identifying information, and type of license of the directing individual;

(ii) a description of the work setting and the master's level psychology services conducted under direction; and

(iii) documentation that direction was given, including dates, location, and length of time as verified by the directing individual.

(y) "Undue influence" means misusing one's professional position of confidence, trust, or authority over a client or supervisee, or taking advantage of a client's vulnerability, weakness, infirmity, or distress for either of the following purposes:

(1) To improperly influence or change a client's or supervisee's actions or decisions; or

(2) to exploit a client or supervisee for the financial gain, personal gratification, or advantage of the master's level psychologist, the clinical psychotherapist, or a third party. (Authorized by and implementing K.S.A. 1999 Supp. 74-7507; effective Dec. 19, 1997; amended Aug. 4, 2000.)

**102-4-2. Fees.** (a) Each applicant or licensee shall pay the appropriate fee or fees as set forth below:

(1) Application for a master's level psychologist license, \$75;

(2) application for clinical psychotherapist license, \$75;

(3) original master's level psychologist license, \$150;

(4) original clinical psychotherapy license, \$150;

(5) renewal of master's level psychologist or clinical psychotherapist license, \$150;

(6) replacement of a master's level psychologist or clinical psychotherapist wall certificate, \$20;

(7) reinstatement of master's level psychologist or clinical psychotherapist license, \$150;

(8) temporary master's level psychologist license, \$100; or

(9) renewal of temporary master's level psychologist license, \$100.

(b) Each applicant for renewal of a master's level psychologist or clinical psychotherapist license after its date of expiration shall pay the reinstatement fee in addition to the renewal fee of \$150.

(c) Fees paid to the board shall not be refundable. (Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 74-5363, as amended by L. 1999, Ch. 117, Sec. 32, K.S.A. 1999 Supp. 74-5365, as amended by L. 1999, Ch. 117, Sec. 33, K.S.A. 1999 Supp. 74-5366, and K.S.A. 1999 Supp. 74-5367; effective, T-102-2-23-89, Feb. 23, 1989; effective April 3, 1989; amended, T-102-11-29-90, Nov. 29, 1990; amended Jan. 21, 1991; amended Aug. 4, 1995; amended Oct. 24, 1997; amended Aug. 4, 2000.)

**102-4-4a. Applications for licensure.** (a) Each applicant for licensure as a master's level psychologist or clinical psychotherapist shall submit the application on a form approved by the board.

(b) Each applicant for licensure as a licensed master's level psychologist shall submit application materials to the board and complete the application procedures as established by the board. As part of the application process, the applicant shall perform the following:

(1) Submit the completed application form;

(continued)



(2) submit the full payment of the licensure application fee as provided in K.A.R. 102-4-2;

(3) submit three references on board-approved forms from individuals, one of whom shall have provided direct clinical supervision of the applicant's graduate program practicum. If the practicum supervisor is unavailable, the graduate program director or any person with knowledge of the applicant's practicum experience on the basis of the applicant's practicum records shall submit the reference. Except as specified below in paragraph (b)(3)(B), each individual submitting a reference shall meet the following conditions:

(A) Is not related to the applicant;

(B) is authorized by law to practice master's level psychology or a related field. However, this paragraph shall not apply to the individual specified above in paragraph (b)(3) who submits the reference if the practicum supervisor is unavailable; and

(C) can address the applicant's professional conduct, competence, and merit of the public trust;

(4) arrange for the applicant's transcripts covering all applicable graduate college or university coursework to be sent directly from each academic institution to the board office. Each applicant who graduated from a college or university outside the United States shall additionally arrange for the applicant's transcript to be translated and evaluated for degree equivalency by a source and in a manner that are acceptable to the board; and

(5) demonstrate satisfactory completion of educational requirements as specified in K.A.R. 102-4-3.

(c) Each applicant for licensure as a clinical psychologist shall submit application materials to the board and complete the application procedures as established by the board. As part of the application process, the applicant shall perform the following:

(1) Submit the completed application form;

(2) submit the full payment of the licensure application fee as provided in K.A.R. 102-4-2;

(3) demonstrate that the applicant is licensed by the board as a master's level psychologist or meets all requirements for licensure as a master's level psychologist;

(4) arrange for the applicant's transcripts covering all applicable graduate college or university coursework to be sent directly from each academic institution to the board office. Each applicant who graduated from a college or university outside the United States shall additionally arrange for the applicant's transcript to be translated and evaluated for degree equivalency by a source and in a manner that are acceptable to the board;

(5) for persons earning a master's degree in psychology or a qualifying related field before July 1, 2003, demonstrate completion of graduate education requirements as specified in K.A.R. 102-4-3a; and

(6) submit each supervisor's attestation that the applicant has completed the postgraduate supervised professional experience requirements in accordance with a clinical supervision plan approved by the board as specified in K.A.R. 102-4-7a.

(d) The following provisions shall apply to applicants for licensure as a master's level psychologist or clinical psychotherapist:

(1) Upon board approval of the educational requirements, each applicant shall take a nationally administered, standardized written examination approved by the board in accordance with K.A.R. 102-4-5.

(2) An applicant or prospective applicant shall not be given a judgment on the applicant's eligibility for licensure until all application materials are received and all application procedures are completed.

(3) Upon notification from the board that all eligibility requirements have been satisfied, the applicant shall submit the fee as provided in K.A.R. 102-4-2 for the original two-year licensure period.

(4) If the applicant fails to qualify for and obtain licensure, the applicant's application may, for lack of qualifications or for incompleteness, be suspended for a period not to exceed one year. At the end of one year, the application shall expire if the applicant has not met the qualifications, has not submitted a complete application, or has not submitted the original license fee.

(5) Upon expiration, the applicant may submit a new application, the required fee, and all supporting documents.

(e) The following provisions shall apply to applicants for licensure as a master's level psychologist:

(1) If the applicant qualifies for and obtains a temporary license, the applicant's application shall remain active until the temporary license or the renewed temporary license expires.

(2) An applicant may renew a temporary license for an additional two-year period upon the applicant's written request on the form provided by the board, approval of the request by the board, and payment of the temporary license fee as provided in K.A.R. 102-4-2.

(f) Any person who has been engaged in the practice of master's level psychology as a licensed or registered master's level psychologist in Kansas at any time within five years before July 1, 2000, may apply for a license as a clinical psychotherapist by submitting transition application materials to the board and completing the application procedures as established by the board. As part of the application process, the applicant shall perform the following:

(1) Submit the completed transition application form;

(2) submit the full payment of the licensure application fee as provided in K.A.R. 102-4-2;

(3) demonstrate Kansas licensure or registration as a master's level psychologist in good standing at any time before July 1, 2000; and

(4) demonstrate competence to diagnose and treat mental disorders by completion of two of the three following requirements acceptable to the board:

(A)(i) At least nine transcribed graduate credit hours of coursework addressing clinical theory, assessment, and treatment issues inclusive of three credit hours addressing psychopathology; or

(ii) passage of the competency examination approved by regulation at the time of taking the examination;

(B) three years of clinical practice including at least eight hours of client contact per week for at least nine months of each year in a community mental health center or its affiliate, a state mental hospital, or a setting in which



the applicant offered services that included diagnosis or treatment of mental disorders; or

(C) one attestation, on a form provided by the board, from a licensed psychologist, a licensed specialist clinical social worker, or a person licensed to practice medicine and surgery that the applicant has demonstrated competence in diagnosis or treatment of mental disorders. (Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 74-5363, as amended by L. 1999, Ch. 117, Sec. 32, K.S.A. 1999 Supp. 74-5366, and K.S.A. 1999 Supp. 74-5367; effective Dec. 19, 1997; amended Aug. 4, 2000.)

**102-4-5a. Examination requirements.** Each applicant who submits an application for licensure as a master's level psychologist or a clinical psychotherapist shall be required to qualify for licensure by examination. Each applicant submitting an application for licensure shall take a nationally administered, standardized written examination approved by the board. (a)(1) The pass score for licensure as a master's level psychologist shall be not less than 60 percent correctly answered items.

(2) The pass score for licensure as a clinical psychotherapist shall be not less than 70 percent correctly answered items.

(b) Upon receiving board notification of the applicant's educational eligibility to be seated for the licensure examination, the applicant shall submit the examination registration forms and fee in the manner and within any deadlines established by the board.

(c) For each examination registration or seating opportunity the applicant attempts, the applicant shall submit by board-established deadlines the required registration form and a separate examination fee made payable to the examination service.

(d) Each applicant who fails a required examination for which the applicant has been registered shall submit, by board-established deadlines, the required registration form and the examination fee made payable to the examination service for each subsequent examination for which the applicant registers. If an applicant fails to sit for an examination for which the applicant has been registered, the applicant may register for a subsequent examination by submitting the required registration form within board-established deadlines.

(e) The written examination shall be waived by the board if the applicant has passed, at a level equal to or greater than the applicable pass score indicated above in paragraph (a)(1) or (2), a nationally administered, standardized written examination deemed by the board to be substantially equivalent to the examination approved by the board.

(f) An applicant shall not be authorized to register for the examination or qualify for a waiver of the examination until the applicant has fulfilled all educational requirements and has satisfied the board that the applicant merits the public trust. (Authorized by K.S.A. 1999 Supp. 75-7507; implementing K.S.A. 1999 Supp. 74-5363, as amended by L. 1999, Ch. 117, Sec. 32; effective Dec. 19, 1997; amended Aug. 4, 2000.)

**102-4-7a. Professional postgraduate supervised work experience requirement.** In order to be approved

by the board for licensure as a clinical psychotherapist, the applicant's professional postgraduate supervised experience of masters level psychology shall meet the following standards. (a) Clinical supervision shall be provided throughout the entirety of the postgraduate supervised professional experience at a ratio of one hour of clinical supervision for each 15 hours of direct client contact, specified as follows:

(1) At least 50 hours of one-on-one individual supervision occurring with the supervisor and supervisee in the same physical space;

(2) at least 100 hours of supervision with one supervisor and one to six supervisees in the same physical space except when not practical due to an emergency or other exigent circumstances, at which time person to person contact by interactive video or other telephonic means maintaining confidentiality shall be allowed; and

(3) at least two separate supervisor sessions per month, one of which shall be one-on-one individual supervision.

(b) The clinical supervisor of a person attaining the supervised professional experience required for licensure as a clinical psychotherapist, at the time of providing supervision, shall meet one of the following qualifying provisions:

(1) Be a person licensed as a psychologist;

(2) be a person currently licensed in the state of Kansas as a clinical psychotherapist with, beginning July 1, 2003, two years of experience in the practice of master's level psychology beyond the supervisor's clinical licensure; or

(3) be a person with qualifications substantially equivalent to licensure in the state of Kansas as a clinical psychotherapist with no fewer than two years experience in the practice of master's level psychology beyond the supervisor's registration, certification, or licensure acceptable to the board.

(c) To further qualify as a clinical supervisor, an individual shall meet these requirements:

(1) Have professional authority over and responsibility for the supervisee's clinical functioning in the practice of master's level psychology;

(2) not have a dual relationship with the supervisee;

(3) not be under any sanction from a disciplinary proceeding, unless the board waives this prohibition for good cause shown by the proposed supervisor;

(4) have knowledge of and experience with the supervisee's client population;

(5) have knowledge of and experience with the methods of practice that the supervisee employs;

(6) have an understanding of the organization and the administrative policies and procedure of the practice setting; and

(7) if available, be a member of the practice setting staff.

(d) When a qualified clinical supervisor is not available from staff in the practice setting, the supervisee may secure an otherwise qualified clinical supervisor outside the practice setting if all of the following conditions are met:

(1) The supervisor has a sound understanding of the practice setting's mission, policies, and procedures.

(2) The extent of the supervisor's responsibility for the supervisee is clearly defined in terms of client cases to be

(continued)

supervised, role in personnel evaluation within the practice setting, and other aspects of the clinical supervision training plan.

(3) The responsibility for payment for supervision is clearly defined.

(4) If the supervisee pays the supervisor directly for the supervision, the supervisor maintains responsibility to the client and to the practice setting.

(e) A clinical supervisor shall perform the following:

(1) Provide oversight, guidance, and direction of the supervisee's clinical practice of master's level psychology by assessing and evaluating the supervisee;

(2) conduct supervision as a process distinct from personal therapy, didactic instruction, or marriage and family therapy consultation;

(3) provide documentation of supervisory qualifications to the supervisee;

(4) periodically evaluate the supervisee's clinical functioning;

(5) provide supervision in accordance with the clinical supervision training plan;

(6) maintain documentation of supervision in accordance with the clinical supervision training plan;

(7) provide documentation required by the board when a supervisee completes the supervision. The supervisor shall submit this documentation on a board-approved form and in a manner that will enable the board to evaluate the extent and quality of the supervisee's professional experience and assign credit for that experience;

(8) provide a level of supervision that is commensurate with the education, training, experience, and ability of both the supervisor and the supervisee; and

(9) ensure that each client knows that the supervisee is practicing master's level psychology under supervision.

(f) The supervisor and supervisee shall develop and co-sign a clinical supervision training plan on forms provided by the board at the beginning of the supervisory relationship and submit this plan to the board for approval. This plan shall clearly define and delineate the following items:

(1) The supervisory context;

(2) a summary of the anticipated types of clients and the services to be provided;

(3) the format and schedule of supervision;

(4) a plan for documenting the following;

(A) The date of each supervisory meeting;

(B) the length of each supervisory meeting;

(C) a designation of each supervisory meeting as an individual or group meeting;

(D) a designation of each supervisory meeting as conducted in the same physical space or otherwise in the case of emergency; and

(E) evaluation of the supervisee's progress under clinical supervision;

(5) a plan to notify clients of the following:

(A) The fact that the supervisee is practicing master's level psychology under supervision;

(B) the limits of client confidentiality within the supervisory process; and

(C) the name, address, and telephone number of the supervisor;

(6) the date that the training plan was entered and the time frame that it is intended to encompass;

(7) an agreement to amend or renegotiate the terms of the clinical supervision training plan, if warranted, including notification of these changes made in writing to the board office;

(8) the supervisee's informed consent for the supervisor to discuss supervision or performance issues with the supervisee's clients, the supervisee's other clinical or employment supervisors, the board, or any other individual or entity to which either the supervisee or the supervisor is professionally accountable; and

(9) a statement signed by each supervisor and supervisee that acknowledges that each person has read and agrees to the professional postgraduate supervised experience requirements set forth in this regulation.

(g) Supervised practicum hours completed in a doctoral program of study that is primarily psychological in content may be approved by the board toward the professional postgraduate supervised experience requirements for licensure as a clinical psychotherapist if the applicant meets both of the following qualifications:

(1) The applicant received a master's degree in psychology or clinical psychology and met the course work, program, and college or university requirements provided in K.A.R. 102-4-3a before completing the doctoral practicum hours.

(2) The applicant's doctoral level practicum fully met the requirements provided in subsections (a), (b), (c), and (e). (Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 74-5363, as amended by L. 1999, Ch. 117, Sec. 32; effective March 27, 1998; amended Aug. 4, 2000.)

**102-4-14. Licensee consult with physician when determining symptoms of mental disorders.** (a) "Consult," as used in K.S.A. 74-5362 and K.S.A. 74-5363, and amendments thereto, shall be defined as contact made by the licensee with the appropriate medical professional for the purpose of promoting a collaborative approach to the client's care and informing the medical professional of the client's symptoms. This contact shall not be intended to accomplish confirmation of diagnosis. The timing of any such action by the licensee shall be managed in a way that enhances the progress of assessment, diagnosis, and treatment. This consult may or may not be completed in the initial session of service delivery.

(b) A consult with a client's physician or psychiatrist may occur through face-to-face contact, telephonic contact, or correspondence by the licensee with the physician, the physician's assistant, or designated nursing staff. When initiating this contact, the licensee shall not be responsible for the medical professional's response or for the client's compliance with any related intervention made by the medical professional.

(c) If a licensee is practicing in a setting or contract arrangement that involves a person licensed to practice medicine and surgery for review of mental health treatment, a physician consult may be completed through medical involvement completed in accordance with the established procedure of the setting or with the contract arrangement.

(d) A physician consult shall not be required beyond the procedures for medical involvement as established by the qualifying agency if a licensee is practicing in any of the following:

- (1) A licensed community mental health center or its affiliate;
- (2) an agency of the state that provides mental health, rehabilitative, or correctional services; or
- (3) an agency licensed by the state for providing mental health, rehabilitative, or correctional services.

(e) If a licensee is offering services that do not include diagnosis and treatment of a mental disorder, a physician consult shall not be required. (Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 74-5362, as amended by L. 1999, Ch. 117, Sec. 30 and K.S.A. 1999 Supp. 74-5363, as amended by L. 1999, Ch. 117, Sec. 32; effective Aug. 4, 2000.)

**102-4-15. Designation of referral source for use in the diagnosis and treatment of mental disorders.** The "diagnostic and statistical manual of mental disorders," fourth edition, copyrighted in 1994 and published by the American psychiatric association, is hereby adopted by reference. (Authorized by K.S.A. 1999 Supp. 74-7507, K.S.A. 1999 Supp. 74-5361, as amended by L. 1999, Ch. 117, Sec. 29, and K.S.A. 1999 Supp. 74-5363, as amended by L. 1999, Ch. 117, Sec. 32; implementing K.S.A. 1999 Supp. 74-5363, as amended by L. 1999, Ch. 117, Sec. 32; effective Aug. 4, 2000.)

#### Article 5.—REGISTERED MARRIAGE AND FAMILY THERAPISTS

**102-5-1. Definitions.** (a) "Academic equivalent of a semester credit hour," as used in K.A.R. 102-5-3, means the prorated proportionate credit for formal academic coursework when that coursework is completed on the basis of trimester or quarter hours rather than semester hours.

(b) "Client" means a person who is a direct recipient of marriage and family therapy services.

(c) "Clinical marriage and family therapy practice" means the professional application of marriage and family therapy theory and methods to the treatment and prevention of psychosocial dysfunction, disability, or impairment, including behavioral, emotional, and mental disorders. Clinical marriage and family therapy shall include the following:

- (1) Assessment;
- (2) diagnosis of mental disorders;
- (3) planning of treatment, which may include psychotherapy and counseling;
- (4) treatment intervention directed to interpersonal interactions, intrapsychic dynamics, and life management issues;
- (5) consultation; and
- (6) evaluation, referral, and collaboration.

(d) "Clinical supervision training plan" means a formal, written agreement that establishes the supervisory framework for postgraduate clinical experience and describes the expectations and responsibilities of the supervisor and the supervisee.

(e) "Consultation" means a voluntary, professional relationship in which the consultant offers the consultant's best advice and expertise that the consultee can either accept or reject and in which the supervision objectives and requirements, as established in K.A.R. 102-5-7a, are lacking. Marriage and family therapy consultation shall not be substituted for supervision.

(f) "Continuing education" means programs or activities that are designed and that have content intended to enhance the therapist's knowledge, skill, values, ethics, and ability to practice as a marriage and family therapist or as a clinical marriage and family therapist.

(g) "Direct client contact" means face-to-face interaction between the therapist and an individual, couple, or family system.

(h) "Dual relationship" means a professional relationship in which the objectivity or competency of the licensee is impaired or compromised because of any of the following present or previous relationships with a client or supervisee:

- (1) Familial;
- (2) sexual;
- (3) emotional; or
- (4) financial.

(i) "Extenuating circumstances" means conditions caused by any unexpected event that is beyond an individual's control.

(j) "Group format," for the purposes of clinical practicum supervision, means face-to-face, simultaneous supervision with not more than six supervisees.

(k) "Individual format," for the purposes of clinical practicum supervision, means face-to-face supervision with one supervisor and one supervisee.

(l) "Job orientation" or "on-the-job training" means a training program or presentation of information that is so specific to a particular job or employment position that it bears no generalization to any other work setting.

(m) "Malfeasance" means doing an act that a licensee should not do.

(n) "Marriage and family therapy supervision" means a formal professional relationship between the supervisor and supervisee that promotes the development of responsibility, skill, knowledge, attitudes, and ethical standards in the practice of marriage and family therapy.

(o) "Merits the public trust" means that an applicant or licensee possesses the high standard of good moral character and fitness that is required to practice marriage and family therapy as demonstrated by the following personal qualities:

- (1) Good judgement;
- (2) integrity;
- (3) honesty;
- (4) fairness;
- (5) credibility;
- (6) reliability;
- (7) respect for others;
- (8) respect for the laws of the state and nation;
- (9) self-discipline;
- (10) self-evaluation;
- (11) initiative; and

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(12) commitment to the marriage and family therapy profession and its values and ethics.

(p) "Misfeasance" means the improper performance of a lawful act by a licensee.

(q) "Nonfeasance" means the omission of an act that a licensee should do.

(r) "One year of professional experience" means a total of 2,000 clock hours of postgraduate supervised experience in marriage and family therapy.

(s) "Practice setting" means the public or private marriage and family therapy service agency or delivery system within which marriage and family therapy is practiced or marriage and family therapy services are delivered.

(t) "Practicum or its equivalent" means a formal component of the academic curriculum in the marriage and family therapy or a related field educational program that includes the following components:

(1) Engages the student in supervised marriage and family therapy practice; and

(2) provides the student with opportunities to apply classroom learning to actual marriage and family therapy practice situations in the field setting.

(u) "Prior-approved continuing education" means any of the following forms of continuing education:

(1) Any single-program material that has been submitted by a provider to the board, approved by the board, and assigned a prior-approved continuing education number;

(2) any program offered by a provider with approved-provider status; or

(3) academic marriage and family therapy courses that are either audited or taken for credit.

(v) "Related field" means a degree program in the helping professions and may include any of the following:

(1) Social work;

(2) psychology;

(3) counseling;

(4) healing arts;

(5) nursing;

(6) education;

(7) human development and family studies; or

(8) theology.

(w) "Semester credit hour," as used in K.A.R. 102-5-3, means a minimum of 13 clock hours of formal, didactic classroom instruction that occurred over the course of an academic semester and for which the applicant received formal graduate academic credit.

(x) "Termination of a marriage and family therapy relationship" means the end of the professional relationship that results from any of the following actions or situations:

(1) The mutual consent of the therapist and client;

(2) the completion of therapy;

(3) dismissal of the therapist by the client;

(4) dismissal of the client by the therapist; or

(5) the transfer of the client to another professional for active treatment or therapy with the belief that treatment will continue.

(y) "Under the direction" means the formal relationship between the individual providing direction and the

licensed marriage and family therapist in which both of the following conditions are met:

(1) The directing individual provides the licensee, commensurate with the welfare of the client and the education, training, and experience of the licensee, with the following:

(A) Professional monitoring and oversight of the marriage and family therapy services provided by the licensee;

(B) regular and periodic evaluation of treatment provided to clients by the licensee; and

(C) verification that direction was provided to the licensee.

(2) The licensee receiving direction provides the board, with each license renewal, with the following:

(A) The name, identifying information, and type of license of the directing individual;

(B) a description of the work setting and the marriage and family therapy services conducted under direction; and

(C) documentation that direction was given, including dates, location, and length of time as verified by the directing individual.

(z) "Undue influence" means misusing one's professional position of confidence, trust, or authority over a client or supervisee, or taking advantage of a client's vulnerability, weakness, infirmity, or distress for either of the following purposes:

(1) To improperly influence or change a client's or supervisee's actions or decisions; or

(2) to exploit a client or supervisee for the therapist's or a third party's financial gain, personal gratification, or advantage. (Authorized by and implementing K.S.A. 1999 Supp. 74-7507; effective March 29, 1993; amended Dec. 19, 1997; amended Aug. 4, 2000.)

**102-5-2. Fees.** (a) Each applicant or licensee shall pay the appropriate fee or fees as set forth below:

(1) Application for a marriage and family therapist license, \$75;

(2) application for a clinical marriage and family therapist license, \$75;

(3) original marriage and family therapist license, \$150;

(4) original clinical marriage and family therapist license, \$150;

(5) renewal of a marriage and family therapist or clinical marriage and family therapist license, \$150;

(6) replacement of a marriage and family therapist or clinical marriage and family therapist wall certificate, \$20;

(7) reinstatement of a marriage and family therapist or clinical marriage and family therapist license, \$150.

(8) temporary marriage and family therapist license, \$150; or

(9) renewal of temporary marriage and family therapist license, \$150.

(b) Each applicant for renewal of a marriage and family therapist or clinical marriage and family therapist license after its date of expiration shall pay the reinstatement fee in addition to a late fee of \$5 for each full 30-day period of delay beyond the expiration date and for each portion of such a 30-day period. The maximum late fee shall be \$150.

(c) Fees paid to the board shall not be refundable. (Authorized by and implementing K.S.A. 1999 Supp. 65-6405, K.S.A. 1999 Supp. 65-6411, as amended by L. 1999, Ch. 117, Sec. 24; effective March 29, 1993; amended Aug. 23, 1993; amended Aug. 4, 1995; amended Oct. 24, 1997; amended Aug. 4, 2000.)

**102-5-4a. Applications for licensure.** (a) The applicant for licensure as a marriage and family therapist or a clinical marriage and family therapist shall request the licensure application forms from the director of the board.

(b) Each applicant for licensure as a marriage and family therapist shall submit application materials to the board and complete the application procedures established by the board. As part of the application process, the applicant shall perform the following:

- (1) Submit the completed application form;
- (2) submit the full payment of the licensure application fee as provided in K.A.R. 102-5-2;
- (3) submit three references on board-approved forms from individuals, one of whom shall have provided direct clinical supervision of the applicant's graduate program practicum. If the practicum supervisor is unavailable, the graduate program director or any person with knowledge of the applicant's practicum experience on the basis of the applicant's practicum records shall submit the reference. Except as specified below in paragraph (b)(3)(B), each individual submitting a reference shall meet the following conditions:
  - (A) Is not related to the applicant;
  - (B) is authorized by law to practice marriage and family therapy or to practice in a related field. However, this paragraph shall not apply to the individual specified above in paragraph (b)(3) who submits the reference if the practicum supervisor is unavailable; and
  - (C) can address the applicant's professional conduct, competence, and merit of the public trust;
- (4) arrange for the applicant's transcripts covering all applicable graduate college or university coursework to be sent directly from each academic institution to the board office. Each applicant who graduated from a college or university outside the United States shall also arrange to have the applicant's transcript translated and evaluated for degree equivalency by a source and in a manner that are acceptable to the board; and
- (5) demonstrate satisfactory completion of educational requirements as specified in K.A.R. 102-5-3.

(c) Each applicant for licensure as a clinical marriage and family therapist shall submit application materials to the board and complete the application procedures as established by the board. As part of the application process, the applicant shall perform the following:

- (1) Submit the completed application form;
- (2) submit the full payment of the licensure application fee as provided in K.A.R. 102-5-2;
- (3) demonstrate that the applicant is licensed by the board as a marriage and family therapist or meets all requirements for licensure as a licensed marriage and family therapist;
- (4) arrange for the applicant's transcripts covering all applicable graduate college or university coursework to

be sent directly from each academic institution to the board office. Each applicant who graduated from a college or university outside the United States shall additionally arrange for the applicant's transcript to be translated and evaluated for degree equivalency by a source and in a manner that are acceptable to the board;

(5) for persons earning a degree in marriage and family therapy or a qualifying related field before July 1, 2003, demonstrate completion of the graduate education requirements specified in K.A.R. 102-5-3; and

(6) submit each supervisor's attestation that the applicant has completed the postgraduate supervised professional experience requirements in accordance with a clinical supervision training plan approved by the board as specified in K.A.R. 102-5-7a.

(d) The following provisions shall apply to applicants for licensure as a marriage and family therapist or a clinical marriage and family therapist:

(1) Upon board approval of the educational requirements, each applicant shall pass a nationally administered, standardized written examination approved by the board in accordance with K.A.R. 102-5-5.

(2) An applicant or prospective applicant shall not be given a judgment on the applicant's eligibility for licensure until the board receives all application materials and the applicant completes all application procedures.

(3) Upon notification from the board that all eligibility requirements have been satisfied, the applicant shall submit the fee required in K.A.R. 102-5-2 for the original two-year licensure period.

(4) If the applicant fails to qualify for and obtain licensure, the applicant's application may, for lack of qualifications or for incompleteness, be suspended for a period not to exceed one year. At the end of one year, the application shall expire under the following conditions:

- (A) If the applicant has not met the qualifications;
- (B) if the applicant has not submitted a complete application; or
- (C) if the applicant has not submitted the original licensure fee.

(5) Upon expiration, the applicant may submit a new application, the required fee, and all supporting documents.

(e) The following provisions shall apply to applicants for licensure as a marriage and family therapist:

(1) If the applicant qualifies for and obtains a temporary license, the applicant's application shall remain active until the temporary license or the renewed temporary license expires.

(2) An applicant may renew a temporary license for an additional two-year period. The applicant shall submit a written request to the board for its approval, on the form provided by the board, and pay the temporary license fee provided in K.A.R. 102-5-2.

(f) A person who has been engaged in the practice of marriage and family therapy as a licensed or registered marriage and family therapist in Kansas at any time within five years before July 1, 2000, may apply for a license as a clinical marriage and family therapist by submitting transition application materials to the board and completing the application procedures as established by

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the board. As part of the application process, the applicant shall perform the following:

- (1) Submit the completed transition application form;
- (2) submit the full payment of the licensure application fee as provided in K.A.R. 102-5-2;

(3) demonstrate Kansas licensure or registration as a marriage and family therapist in good standing at any time before July 1, 2000; and

(4) demonstrate competence to diagnose and treat mental disorders by completion of two of the three following requirements acceptable to the board:

(A)(i) At least nine transcribed graduate credit hours of coursework addressing clinical theory, assessment, and treatment issues inclusive of three credit hours addressing psychopathology; or

(ii) passage of the national marriage and family therapy competency examination as specified by regulation at the time of taking the examination;

(B) three years of clinical practice including at least eight hours of client contact per week for at least nine months of each year in a community mental health center or its affiliate, a state mental hospital, or a setting in which the applicant offered services that included diagnosis or treatment of mental disorders; or

(C) one attestation, on a form provided by the board, from a licensed psychologist, a licensed specialist clinical social worker, or a person licensed to practice medicine and surgery that the applicant has demonstrated competence in diagnosis or treatment of mental disorders. (Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 65-6404, as amended by L. 1999, Ch. 117, Sec. 20, K.S.A. 1999 Supp. 65-6405, and K.S.A. 1999 Supp. 65-6411, as amended by L. 1999, Ch. 117, Sec. 24; effective Dec. 19, 1997; amended Aug. 4, 2000.)

**102-5-5. Examination for marriage and family therapist or clinical marriage and family therapist.** (a) An applicant for licensure with examination shall take a nationally administered, standardized written examination approved by the board.

(b) An applicant shall be authorized to register for the examination after the applicant has fulfilled all educational requirements and has satisfied the board that the applicant merits the public trust.

(c) For each examination for which the applicant registers or sits, the applicant shall submit, by board-established deadlines, the required registration form and a separate examination fee made payable to the examination service.

(d) An applicant who fails a required examination for which the applicant has been registered shall submit, by board-established deadlines, the required registration form and the examination fee made payable to the examination service for each subsequent examination for which the applicant registers. If an applicant fails to sit for an examination for which the applicant has been registered, the applicant may register for a subsequent examination by submitting the required registration form within board-established deadlines.

(e) The written examination may be waived by the board if the applicant successfully passed, at a level equal to or greater than the criterion-referenced cutoff score, a

standardized written examination that the board deems to be substantially equivalent to the examination approved by the board.

(f) For an applicant to be licensed as a marriage and family therapist, the minimum passing score shall be a score of 12 items below the criterion-referenced pass point statistically established by the examination service, based on a 200-item examination.

(g) For an applicant to be licensed as a clinical marriage and family therapist, the minimum passing score shall be the criterion-referenced pass point statistically established by the examination service. (Authorized by K.S.A. 1999 Supp. 74-7507 and implementing K.S.A. 1999 Supp. 65-6404, as amended by L. 1999, Ch. 117, Sec. 20 and 65-6411, as amended by L. 1999, Ch. 117, Sec. 24; effective March 29, 1993; amended Dec. 19, 1997; amended Aug. 4, 2000.)

**102-5-7a. Professional postgraduate supervised experience requirement for a clinical marriage and family therapist.** In order to be approved by the board for licensure as a clinical marriage and family therapist, the applicant's professional postgraduate supervised experience of marriage and family therapy, totaling 4,000 hours of professional experience inclusive of 1,500 hours of direct client contact, shall meet the following standards. (a) Clinical supervision shall be provided throughout the entirety of the postgraduate supervised professional experience at a ratio of one hour of clinical supervision for each 15 hours of direct client contact, specified as follows:

(1) At least 50 hours of one-on-one individual supervision occurring with the supervisor and supervisee in the same physical space;

(2) at least 100 hours of supervision with one supervisor and no more than six supervisees in the same physical space except when not practical due to an emergency or other exigent circumstances; at which time person-to-person contact by interactive video or other telephonic means maintaining confidentiality shall be allowed; and

(3) at least two separate supervisory sessions per month, one of which shall be one-on-one individual supervision.

(b) An applicant with a doctor's degree in marriage and family therapy or a related field as defined in K.A.R. 102-5-1 shall complete a minimum of one-half of the postgraduate supervised professional experience requirements as follows:

(1) At least 25 hours of one-on-one individual supervision occurring with the supervisor and supervisee in the same physical space;

(2) at least 50 hours of supervision with one supervisor and no more than six supervisees in the same physical space except when not practical due to an emergency or other exigent circumstances, at which time person-to-person contact by interactive video or other telephonic means maintaining confidentiality shall be allowed; and

(3) at least two separate supervisory sessions per month, one of which shall be one-on-one individual supervision.

(c) The clinical supervisor of a person attaining the 4,000 hours of supervised professional experience re-

quired for licensure as a clinical marriage and family therapist, at the time of providing supervision, shall meet one of the following qualifying provisions:

(1) The clinical supervisor shall be a clinical marriage and family therapist who has been registered or is licensed in Kansas or another jurisdiction and, beginning July 1, 2003, has practiced as a clinical marriage and family therapist for two years beyond the supervisor's registration or licensure date.

(2) If a licensed clinical marriage and family therapist is not available, the clinical supervisor shall be a person who is qualified by educational coursework and degree for licensure as a clinical marriage and family therapist in Kansas and who, beginning July 1, 2003, has not less than five years of postgraduate professional experience in marriage and family therapy.

(3) Before July 1, 2003, if a licensed clinical marriage and family therapist is not available, the clinical supervisor may be a person who has been registered or is licensed at the graduate level to practice in one of the behavioral sciences, and whose authorized scope of practice permits the independent practice of counseling, therapy, or psychotherapy. The qualifying individual shall not have had less than two years of postgraduate professional experience in marriage and family therapy beyond the qualifying licensure at the time the individual provided the clinical supervision.

(d) To further qualify as a clinical supervisor, an individual shall meet these requirements:

(1) Have professional authority over and responsibility for the supervisee's clinical functioning in the practice of marriage and family therapy;

(2) not have a dual relationship with the supervisee;

(3) not be under any sanction from a disciplinary proceeding, unless the board waives this prohibition for good cause shown by the proposed supervisor;

(4) have knowledge of and experience with the supervisee's client population;

(5) have knowledge of and experience with the methods of practice that the supervisee employs;

(6) have an understanding of the organization and the administrative policies and procedures of the practice setting; and

(7) if available, be a member of the practice setting staff.

(e) When a qualified clinical supervisor is not available for staff in the practice setting, the supervisee may secure an otherwise qualified clinical supervisor outside the practice setting if all of the following conditions are met:

(1) The supervisor has a solid understanding of the practice setting's mission, policies, and procedures.

(2) The extent of the supervisor's responsibility for the supervisee is clearly defined in terms of client cases to be supervised, role in personnel evaluation within the practice setting, and other aspects of the training plan.

(3) The responsibility for payment for supervision is clearly defined.

(4) If the supervisee pays the supervisor directly for the supervision, the supervisor maintains responsibility to the client and to the practice setting.

(f) A marriage and family therapy clinical supervisor shall perform the following:

(1) Provide oversight, guidance, and direction of the supervisee's clinical practice of marriage and family therapy by assessing and evaluating the supervisee's performance;

(2) conduct supervision as a process distinct from personal therapy, didactic instruction, or marriage and family therapy consultation;

(3) provide documentation of supervisory qualifications to the supervisee;

(4) periodically evaluate the supervisee's clinical functioning;

(5) provide supervision in accordance with the clinical supervision training plan;

(6) maintain documentation of supervision in accordance with the clinical supervision training plan;

(7) provide documentation required by the board when a supervisee completes the supervision. The supervisor shall submit this documentation on board-approved forms and in a manner that will enable the board to evaluate the extent and quality of the supervisee's professional experience and assign credit for that experience;

(8) provide a level of supervision that is commensurate with the education, training, experience, and ability of both the supervisor and the supervisee; and

(9) ensure that each client knows that the supervisee is practicing marriage and family therapy under supervision.

(g) The supervisor and supervisee shall develop and co-sign a clinical supervision training plan on forms provided by the board at the beginning of the supervisory relationship and submit this plan to the board for approval. This agreement shall clearly define and delineate the following items:

(1) The supervisory context;

(2) a summary of the anticipated types of clients and the services to be provided;

(3) the format and schedule of supervision;

(4) a plan for documenting the following:

(A) The date of each supervisory meeting;

(B) the length of each supervisory meeting;

(C) a designation of each supervisory meeting as an individual or group meeting;

(D) a designation of each supervisory meeting as conducted in the same physical space or otherwise, in the case of emergency; and

(E) evaluation of the supervisee's progress under clinical supervision;

(5) a plan to notify clients of the following:

(A) The fact that the supervisee is practicing marriage and family therapy under supervision;

(B) the limits of client confidentiality within the supervisory process; and

(C) the name, address, and telephone number of the clinical supervisor;

(6) the date that the clinical supervision training plan was entered and the time frame that it is intended to encompass;

(7) an agreement to amend or renegotiate the terms of the clinical supervision training plan, if warranted, including notification of these changes made in writing to the board office;

(continued)

(8) the supervisee's informed consent for the supervisor to discuss supervision or performance issues with the supervisee's clients, the supervisee's other marriage and family therapy or employment supervisors, the board, or any other individual or entity to which either the supervisee or the supervisor is professionally accountable; and

(9) a statement signed by each supervisor and supervisee acknowledging that each person has read and agrees to the postgraduate supervised experience requirements set forth in this regulation. (Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 65-6404, as amended by L. 1999, Ch. 117, Sec. 20 and 65-6405; effective April 17, 1998; amended Oct. 22, 1999; amended Aug. 4, 2000.)

**102-5-13. Licensee consult with physician when determining symptoms of mental disorders.** (a) "Consult," as used in K.S.A. 65-6404 and amendments thereto, shall be defined as contact made by the licensee with the appropriate medical professional for the purpose of promoting a collaborative approach to the client's care and informing the medical professional of the client's symptoms. This contact shall not be intended to accomplish confirmation of diagnosis. The timing of any such action by the licensee shall be managed in a way that enhances the progress of assessment, diagnosis, and treatment. This consult may or may not be completed in the initial session of service delivery.

(b) A consult with a client's physician or psychiatrist may occur through face-to-face contact, telephonic contact, or correspondence by the licensee with the physician, the physician's assistant, or designated nursing staff. When initiating this contact, the licensee shall not be responsible for the medical professional's response or for the client's compliance with any related intervention made by the medical professional.

(c) If a licensee is practicing in a setting or contact arrangement that involves a person licensed to practice medicine and surgery for review of mental health treatment, a physician consult may be completed through medical involvement completed in accordance with the established procedure of the setting or with the contact arrangement.

(d) A physician consult shall not be required beyond the procedures for medical involvement as established by the qualifying agency if a licensee is practicing in any of the following:

(1) A licensed community mental health center or its affiliate;

(2) an agency of the state that provides mental health, rehabilitative, or correctional services; or

(3) an agency licensed by the state for providing mental health, rehabilitative, or correctional services.

(e) If a licensee is offering services that do not include diagnosis and treatment of a mental disorder, a physician consult shall not be required. (Authorized by K.S.A. 1999 Supp. 74-7507; implementing K.S.A. 1999 Supp. 65-6404, as amended by L. 1999, Ch. 117, Sec. 20; effective Aug. 4, 2000.)

**102-5-14. Designation of referral source for use in the diagnosis and treatment of mental disorders.** The "diagnostic and statistical manual of mental disorders," fourth edition, copyrighted in 1994 and published by the American psychiatric association, is hereby adopted by reference. (Authorized by K.S.A. 1999 Supp. 74-7507, K.S.A. 1999 Supp. 65-6402, as amended by L. 1999, Ch. 117, Sec. 18, and K.S.A. 1999 Supp. 65-6404, as amended by L. 1999, Ch. 117, Sec. 20; implementing K.S.A. 1999 Supp. 65-6404, as amended by L. 1999, Ch. 117, Sec. 20; effective Aug. 4, 2000.)

Phyllis Gilmore  
Executive Director

Doc. No. 025429

**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. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the index to the 1997 Volumes of the *Kansas Administrative Regulations* and the 1999 Supplement to the *Kansas Administrative Regulations*.

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1-5-22	Amended	V. 18, p. 1338
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49-50-6 through 49-50-15	Amended	V. 19, p. 510-513
49-50-17 through 49-50-20	Amended	V. 19, p. 513, 514
49-50-21	New	V. 19, p. 514
49-50-22	New	V. 19, p. 515
49-51-1	Amended	V. 19, p. 515
49-51-2	Amended	V. 19, p. 515
49-51-3	Amended	V. 19, p. 515
49-51-3a	New	V. 19, p. 516
49-51-6 through 49-51-12	Amended	V. 19, p. 516-518
49-51-14	Revoked	V. 19, p. 518
49-52-5 through 49-52-9	Amended	V. 19, p. 518-520
49-52-11	Amended	V. 19, p. 520
49-52-13	Amended	V. 19, p. 520
49-52-14	Amended	V. 19, p. 521
49-52-15	Revoked	V. 19, p. 521
49-52-16	New	V. 19, p. 521
49-52-17	New	V. 19, p. 521
49-54-1 through 49-54-3	Revoked	V. 19, p. 521

**AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF WORKERS COMPENSATION**

Reg. No.	Action	Register
51-9-7	Amended	V. 18, p. 1170

**AGENCY 60: BOARD OF NURSING**

Reg. No.	Action	Register
60-3-101	Amended	V. 18, p. 51
60-3-106	Amended	V. 18, p. 51
60-6-101	Amended	V. 19, p. 344
60-7-101	Amended	V. 18, p. 52
60-11-101	Amended	V. 19, p. 344
60-11-103	Amended	V. 19, p. 345
60-11-104a	Amended	V. 19, p. 346
60-11-106	Amended	V. 19, p. 346
60-11-108	Revoked	V. 19, p. 346
60-16-101	Amended	V. 18, p. 1558
60-16-102	Amended	V. 18, p. 1558
60-16-104	Amended	V. 18, p. 1559
60-17-101 through 60-17-111	New	V. 19, p. 346-350

**AGENCY 63: BOARD OF MORTUARY ARTS**

63-4-1	Amended	V. 18, p. 1650
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**AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY**

Reg. No.	Action	Register
65-5-6	Amended	V. 19, p. 839
65-5-10	Amended	V. 18, p. 1727
65-9-1	Amended	V. 18, p. 357
65-10-2	Amended	V. 18, p. 357
65-11-3	Amended	V. 18, p. 357

**AGENCY 66: BOARD OF TECHNICAL PROFESSIONS**

Reg. No.	Action	Register
66-6-4	Amended	V. 19, p. 69
66-6-6	Amended	V. 19, p. 70
66-7-2	Amended	V. 19, p. 70
66-8-7	New	V. 19, p. 70
66-9-4	Amended	V. 19, p. 71
66-9-6	New	V. 19, p. 71
66-10-12	Amended	V. 19, p. 71

66-10-13	New	V. 19, p. 71
66-11-4	New	V. 19, p. 72
66-12-1	Amended	V. 19, p. 72
66-14-1	Amended	V. 19, p. 72
66-14-6	Amended	V. 19, p. 72

**AGENCY 67: BOARD OF HEARING AID EXAMINERS**

Reg. No.	Action	Register
67-2-4	Amended	V. 19, p. 626
67-3-2	Amended	V. 19, p. 626
67-4-7	Amended	V. 19, p. 626
67-4-10	Amended	V. 19, p. 626
67-4-13	New	V. 19, p. 626
67-5-3	Amended	V. 19, p. 626
67-5-4	Amended	V. 19, p. 626
67-6-4	Amended	V. 19, p. 626
67-7-4	Amended	V. 19, p. 627

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-2-12a	Amended	V. 18, p. 1813
68-2-20	Amended	V. 18, p. 1813
68-2-22	Amended	V. 18, p. 1814
68-3-5	New	V. 18, p. 1309
68-3-6	New	V. 18, p. 1309
68-5-1	Amended	V. 19, p. 501
68-5-15	New	V. 18, p. 993
68-7-11	Amended	V. 19, p. 501
68-7-12	Amended	V. 18, p. 1815
68-7-14	Amended	V. 19, p. 502
68-7-18	Amended	V. 19, p. 503
68-7-19	Amended	V. 18, p. 994
68-11-1	Amended	V. 18, p. 81
68-14-1	Amended	V. 18, p. 1019
68-14-2 through 68-14-5	Amended	V. 18, p. 996, 997
68-14-7	Amended	V. 18, p. 997
68-14-8	New	V. 18, p. 998
68-15-1	New	V. 18, p. 998
68-15-2	New	V. 18, p. 1309
68-15-4	New	V. 18, p. 1309
68-20-10	Amended	V. 18, p. 1816
68-20-10a	Amended	V. 18, p. 1819
68-20-15a	Amended	V. 18, p. 1819
68-20-16	Amended	V. 18, p. 1820
68-20-17	Amended	V. 18, p. 1820
68-20-18	Amended	V. 18, p. 1820
68-20-19	Amended	V. 18, p. 1821
68-20-21	Amended	V. 18, p. 1822

**AGENCY 71: KANSAS DENTAL BOARD**

Reg. No.	Action	Register
71-1-18	Amended	V. 18, p. 1844
71-1-20	New	V. 19, p. 573
71-1-21	New	V. 19, p. 573
71-3-7	New	V. 18, p. 104
71-6-1 through 71-6-6	New	V. 18, p. 104, 105

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-4-10	Amended	V. 18, p. 1238
74-5-103	Amended	V. 18, p. 1238
74-5-104	Amended	V. 18, p. 1238
74-5-202	Amended	V. 18, p. 1239
74-5-203	Amended	V. 18, p. 1239
74-5-406	Amended	V. 18, p. 1240
74-11-6	Amended	V. 18, p. 1240
74-12-1	Amended	V. 18, p. 1721

**AGENCY 75: STATE BANKING DEPARTMENT**

Reg. No.	Action	Register
75-6-2	Revoked	V. 19, p. 1082
75-6-6	Revoked	V. 19, p. 1082
75-6-24	Revoked	V. 19, p. 1082
75-6-26	Amended	V. 19, p. 1082
75-6-30	New	V. 19, p. 1082
75-6-31	New	V. 19, p. 1083

**AGENCY 80: KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM**

Reg. No.	Action	Register
80-1-1	Amended	V. 18, p. 1230
80-1-2	Amended	V. 18, p. 1230



80-1-3	Amended	V. 18, p. 1230
80-1-4	Revoked	V. 18, p. 1230
80-1-5	Amended	V. 18, p. 1230
80-1-6	Amended	V. 18, p. 1231
80-1-9	Amended	V. 18, p. 1231
80-1-10	Amended	V. 18, p. 1231
80-1-11	Amended	V. 18, p. 1231
80-1-12	Revoked	V. 18, p. 1231
80-2-1	Amended	V. 18, p. 1231
80-3-1	Revoked	V. 18, p. 1232
80-3-2	Revoked	V. 18, p. 1232
80-3-4	Amended	V. 18, p. 1232
80-3-5	Revoked	V. 18, p. 1232
80-3-6	Revoked	V. 18, p. 1232
80-3-8	Revoked	V. 18, p. 1232
80-3-9	Amended	V. 18, p. 1232
80-3-13	Revoked	V. 18, p. 1232
80-3-15	Amended	V. 18, p. 1232
80-3-16	Amended	V. 18, p. 1232
80-4-1	Amended	V. 18, p. 1233
80-4-2	Revoked	V. 18, p. 1233
80-4-3	Revoked	V. 18, p. 1233
80-4-4	Amended	V. 18, p. 1233
80-4-5	Revoked	V. 18, p. 1233
80-4-6	Revoked	V. 18, p. 1233
80-5-1	Amended	V. 18, p. 1233
80-5-2	Revoked	V. 18, p. 1233
80-5-3	Revoked	V. 18, p. 1233
80-5-6	Amended	V. 18, p. 1233
80-5-7	Revoked	V. 18, p. 1234
80-5-9	Amended	V. 18, p. 1234
80-5-10	Amended	V. 18, p. 1234
80-5-11	Amended	V. 18, p. 1234
80-5-12	Revoked	V. 18, p. 1234
80-5-13	Amended	V. 18, p. 1234
80-5-14	Revoked	V. 18, p. 1234
80-5-15	Amended	V. 18, p. 1234
80-5-16	Amended	V. 18, p. 1235
80-5-18	Amended	V. 18, p. 1235
80-7-1	Amended	V. 18, p. 1235
80-8-2	Amended	V. 18, p. 1236
80-8-7	Amended	V. 18, p. 1236
80-50-1	Revoked	V. 18, p. 1236
80-50-2	Amended	V. 18, p. 1236
80-50-3	Amended	V. 18, p. 1236
80-50-4	Revoked	V. 18, p. 1236
80-50-5	Revoked	V. 18, p. 1236
80-50-6	Amended	V. 18, p. 1236
80-50-8	Revoked	V. 18, p. 1237
80-51-1	Revoked	V. 18, p. 1237
80-51-2	Revoked	V. 18, p. 1237
80-51-3	Revoked	V. 18, p. 1237
80-51-4	Amended	V. 18, p. 1237
80-51-5	Revoked	V. 18, p. 1237
80-51-7	Revoked	V. 18, p. 1237
80-52-1	Revoked	V. 18, p. 1237
80-52-2	Revoked	V. 18, p. 1237
80-52-3	Revoked	V. 18, p. 1237
80-53-2	through	
80-53-6	Revoked	V. 18, p. 1237
80-54-1	through	
80-54-4	Revoked	V. 18, p. 1237
80-55-1	through	
80-55-4	Revoked	V. 18, p. 1237
80-55-8	Amended	V. 18, p. 1237

**AGENCY 82: STATE CORPORATION COMMISSION**

Reg. No.	Action	Register
82-1-221a	New	V. 18, p. 231
82-1-221b	New	V. 18, p. 232
82-1-228	Amended	V. 18, p. 232
82-1-235	Amended	V. 18, p. 233
82-3-101	Amended	V. 18, p. 273
82-3-401b	New	V. 18, p. 276
82-3-408	Amended	V. 18, p. 276
82-3-900	through	
82-3-908	New	V. 18, p. 276, 277
82-4-1	Amended	V. 19, p. 1158
82-4-3	Amended (T)	V. 19, p. 575
82-4-3	Amended	V. 19, p. 1159

82-4-6d	Amended	V. 19, p. 1083
82-4-8a	Amended	V. 19, p. 1084
82-4-8b	New	V. 19, p. 1085
82-4-20	Amended	V. 19, p. 1085
82-4-23	Amended	V. 19, p. 1085
82-4-24a	Amended	V. 19, p. 1085
82-4-27c	Amended	V. 19, p. 1085
82-4-27e	Amended	V. 19, p. 1086
82-4-27f	Revoked	V. 19, p. 1087
82-4-27g	Amended	V. 19, p. 1087
82-4-30a	Amended	V. 19, p. 1087
82-4-31	Amended	V. 19, p. 1087
82-4-32	Amended	V. 19, p. 1087
82-4-33	Amended	V. 19, p. 1087
82-4-35a	Amended	V. 19, p. 1088
82-4-37	Amended	V. 19, p. 1088
82-4-42	Amended	V. 19, p. 1088
82-4-57	Amended	V. 19, p. 1088
82-11-3	Amended	V. 18, p. 234
82-11-4	Amended	V. 18, p. 234
82-11-9	Amended	V. 18, p. 238
82-11-10	Amended	V. 18, p. 239
82-11-11	New	V. 18, p. 239
82-12-2	Amended	V. 18, p. 239

**AGENCY 86: REAL ESTATE COMMISSION**

Reg. No.	Action	Register
86-1-11	Amended	V. 18, p. 1291

**AGENCY 88: BOARD OF REGENTS**

Reg. No.	Action	Register
88-23-1	through	
88-23-6	New	V. 19, p. 41-43

**AGENCY 91: DEPARTMENT OF EDUCATION**

Reg. No.	Action	Register
91-1-61	Revoked	V. 19, p. 680
91-12-22	Revoked	V. 19, p. 680
91-12-23	Revoked	V. 19, p. 680
91-12-24a	Revoked	V. 19, p. 680
91-12-25	Revoked	V. 19, p. 680
91-12-27	Revoked	V. 19, p. 680
91-12-28	Revoked	V. 19, p. 680
91-12-30	through	
91-12-33	Revoked	V. 19, p. 680
91-12-35	through	
91-12-42	Revoked	V. 19, p. 680, 681
91-12-44	through	
91-12-69	Revoked	V. 19, p. 681
91-12-71	through	
91-12-74	Revoked	V. 19, p. 682
91-22-1a	New	V. 19, p. 682
91-22-2	Amended	V. 19, p. 683
91-22-3	Revoked	V. 19, p. 683
91-22-4	Amended	V. 19, p. 683
91-22-5a	Amended	V. 19, p. 683
91-22-7	Amended	V. 19, p. 683
91-22-8	Revoked	V. 19, p. 683
91-22-9	Amended	V. 19, p. 683
91-22-10	through	
91-22-18	Revoked	V. 19, p. 684
91-22-19	Amended	V. 19, p. 684
91-22-21	Revoked	V. 19, p. 684
91-22-22	Amended	V. 19, p. 684
91-22-23	Revoked	V. 19, p. 684
91-22-24	Revoked	V. 19, p. 684
91-22-25	Amended	V. 19, p. 684
91-22-26	Revoked	V. 19, p. 685
91-31-16	Amended	V. 18, p. 1171
91-31-18	Amended	V. 18, p. 1172
91-31-19	Amended	V. 18, p. 1309
91-31-24	Amended	V. 18, p. 1173
91-38-1	through	
91-38-10	New	V. 18, p. 1823-1828
91-40-1	through	
91-40-5	New	V. 19, p. 685-691

91-40-7	through	
91-40-12	New	V. 19, p. 692-695
91-40-16	through	
91-40-19	New	V. 19, p. 695-697
91-40-21	New	V. 19, p. 697
91-40-22	New	V. 19, p. 697
91-40-24	through	
91-40-31	New	V. 19, p. 698-700
91-40-33	through	
91-40-39	New	V. 19, p. 700-702
91-40-41	through	
91-40-48	New	V. 19, p. 702-704
91-40-50	through	
91-40-53	New	V. 19, p. 705, 706

**AGENCY 99: DEPARTMENT OF AGRICULTURE—DIVISION OF WEIGHTS AND MEASURES**

Reg. No.	Action	Register
99-25-1	Amended	V. 18, p. 189
99-26-1	Amended	V. 19, p. 840
99-27-1	Amended	V. 19, p. 840

**AGENCY 100: BOARD OF HEALING ARTS**

Reg. No.	Action	Register
100-6-2	Amended (T)	V. 18, p. 1747
100-6-2	Amended	V. 19, p. 241
100-7-1	Amended	V. 19, p. 1044
100-10a-1	Amended	V. 19, p. 241
100-10a-3	Amended	V. 19, p. 241
100-11-5	Revoked	V. 18, p. 1280
100-22-3	New	V. 19, p. 571
100-24-3	New	V. 18, p. 483
100-55-1	through	
100-55-9	Amended	V. 19, p. 1017-1020
100-55-11	New	V. 19, p. 1020
100-60-9	Amended	V. 19, p. 571
100-60-10	Amended	V. 19, p. 571
100-60-13	Amended	V. 19, p. 572

**AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD**

Reg. No.	Action	Register
102-4-10a	Amended (T)	V. 18, p. 1035
102-4-10a	Amended	V. 18, p. 1556
102-5-7a	Amended	V. 18, p. 1520

**AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES**

Reg. No.	Action	Register
105-1-1	Amended	V. 18, p. 1141
105-2-1	Amended	V. 18, p. 1142
105-3-1	Amended	V. 18, p. 1142
105-3-2	Amended	V. 18, p. 1142
105-3-4	Revoked	V. 18, p. 1143
105-3-5	Amended	V. 18, p. 1143
105-3-8	Revoked	V. 18, p. 1143
105-3-9	Amended	V. 18, p. 1143
105-3-11	Amended	V. 18, p. 1144
105-3-12	Amended	V. 18, p. 1144
105-5-2	Amended	V. 18, p. 1144
105-5-3	Amended	V. 18, p. 1144
105-5-6	Amended	V. 18, p. 1144
105-5-7	Amended	V. 18, p. 1145
105-5-8	Amended	V. 18, p. 1145
105-6-2	Amended	V. 18, p. 1145
105-7-2	Amended	V. 18, p. 1146
105-7-4	through	
105-7-9	Amended	V. 18, p. 1146
105-8-1	Amended	V. 18, p. 1146
105-8-2	Amended	V. 18, p. 1146
105-8-3	Amended	V. 18, p. 1146
105-10-1a	Amended	V. 18, p. 1146
105-10-3	Amended	V. 18, p. 1147
105-10-5	Amended	V. 18, p. 1147

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105-21-3	Amended	V. 18, p. 1147
105-21-6	Amended	V. 18, p. 1147
105-31-4	Revoked	V. 18, p. 1147

**AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION**

Reg. No.	Action	Register
108-1-3	New (T)	V. 18, p. 1392
108-1-3	New	V. 19, p. 68

**AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES**

Reg. No.	Action	Register
109-1-1	Amended	V. 18, p. 1650
109-5-1	Amended	V. 18, p. 1653
109-5-2	Amended	V. 18, p. 1654
109-5-3	Amended	V. 18, p. 1654
109-5-4	Amended	V. 18, p. 1655
109-6-2	Amended	V. 18, p. 1655
109-9-1	Amended	V. 18, p. 1656
109-9-2	Revoked	V. 18, p. 1656
109-4-4	Amended	V. 18, p. 1656
109-9-5	Revoked	V. 18, p. 1657
109-10-1	Amended	V. 18, p. 1657
109-10-2	Amended	V. 18, p. 1658
109-10-6	New	V. 18, p. 1660
109-11-1	Amended	V. 18, p. 1662
109-11-2	Revoked	V. 18, p. 1662
109-11-3	Amended	V. 18, p. 1662
109-11-4	Amended	V. 18, p. 1663
109-11-5	Amended	V. 18, p. 1664
109-11-6	Amended	V. 18, p. 1664
109-12-1	Revoked	V. 18, p. 1665
109-12-2	Revoked	V. 18, p. 1665
109-13-1	Amended	V. 18, p. 1666
109-13-3	Revoked	V. 18, p. 1666

**AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING**

Reg. No.	Action	Register
110-6-1	Amended (T)	V. 19, p. 677
110-6-1a	New (T)	V. 19, p. 677
110-6-2	Amended (T)	V. 19, p. 678
110-6-3	Amended (T)	V. 19, p. 678
110-6-4	Amended (T)	V. 19, p. 679
110-6-5	Amended (T)	V. 19, p. 679

**AGENCY 111: KANSAS LOTTERY**

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 1999 can be found in the Vol. 18, No. 52, December 30, 1999 Kansas Register. The regulations listed below were published after December 31, 1999.

Reg. No.	Action	Register
111-2-30	Amended	V. 19, p. 1045
111-2-66	Revoked	V. 19, p. 14
111-2-84	Revoked	V. 19, p. 14
111-2-95	Amended	V. 19, p. 174
111-2-100	New	V. 19, p. 14

111-2-101	New	V. 19, p. 15
111-2-102	New	V. 19, p. 174
111-2-103	New	V. 19, p. 1089
111-2-104	New	V. 19, p. 15
111-2-105	New	V. 19, p. 16
111-2-106	New	V. 19, p. 16
111-2-107	New	V. 19, p. 174
111-2-108	New	V. 19, p. 175
111-2-109	New	V. 19, p. 175
111-2-111	New	V. 19, p. 811
111-3-1	Amended	V. 19, p. 1090
111-3-12	Amended	V. 19, p. 16
111-3-13	Amended	V. 19, p. 1045
111-3-14	Amended	V. 19, p. 521
111-3-20	Amended	V. 19, p. 17
111-3-35	Amended	V. 19, p. 177
111-4-580	Amended	V. 19, p. 1046
111-4-583	Amended	V. 19, p. 1046
111-4-584	Amended	V. 19, p. 1047
111-4-585	Amended	V. 19, p. 1047
111-4-878	Amended	V. 19, p. 1047
111-4-880	Amended	V. 19, p. 1091
111-4-881	Amended	V. 19, p. 1091
111-4-882	Amended	V. 19, p. 1048
111-4-1594	Amended	V. 19, p. 17
111-4-1595	Amended	V. 19, p. 17
111-4-1597	Amended	V. 19, p. 18
111-4-1598	Amended	V. 19, p. 18
111-4-1621	through	
111-4-1636	New	V. 19, p. 177-181
111-4-1617	Amended	V. 19, p. 19
111-4-1637	through	
111-4-1649	New	V. 19, p. 19-22
111-4-1673	through	
111-4-1698	New	V. 19, p. 522-528
111-4-1686	through	
111-4-1689	Amended	V. 19, p. 811, 812
111-4-1699	through	
111-4-1711	New	V. 19, p. 812-815
111-4-1712	through	
111-4-1715	New	V. 19, p. 1092
111-4-1718	through	
111-4-1729	New	V. 19, p. 1048-1051
111-4-1730	through	
111-4-1758	New	V. 19, p. 1093-1101
111-5-30	Amended	V. 19, p. 529
111-5-77	New	V. 19, p. 529
111-5-78	New	V. 19, p. 815
111-6-1	Amended	V. 19, p. 529
111-6-5	Amended	V. 19, p. 530
111-6-24	New	V. 19, p. 531
111-7-73	Amended	V. 19, p. 531

111-7-77	Amended	V. 19, p. 531
111-7-78	Amended	V. 19, p. 532
111-7-80	Amended	V. 19, p. 532
111-7-81	Amended	V. 19, p. 533
111-7-126	Amended	V. 19, p. 534

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

Reg. No.	Action	Register
112-6-4a	New	V. 18, p. 1458
112-7-21	Amended	V. 19, p. 118
112-10-6	Amended	V. 18, p. 954
112-10-38	Amended	V. 19, p. 119
112-18-22	Amended	V. 19, p. 119

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

Reg. No.	Action	Register
115-2-1	Amended	V. 18, p. 1019
115-4-1	Amended	V. 19, p. 1137
115-4-3	Amended	V. 19, p. 1138
115-4-5	Amended	V. 19, p. 1139
115-4-6	Amended	V. 19, p. 1140
115-4-7	Amended	V. 19, p. 1142
115-4-13	Amended	V. 18, p. 1020
115-5-2	Amended	V. 18, p. 1723
115-7-1	Amended	V. 18, p. 1334
115-7-5	Amended	V. 18, p. 1334
115-8-6	Amended	V. 18, p. 1724
115-11-2	Amended	V. 18, p. 484
115-15-1	Amended	V. 18, p. 1724
115-15-2	Amended	V. 18, p. 1725
115-16-4	Amended	V. 18, p. 780
115-17-21	New	V. 18, p. 781
115-18-4	Amended	V. 18, p. 1334
115-18-7	Amended	V. 18, p. 1335
115-18-13	Amended	V. 18, p. 1336
115-18-14	Amended	V. 18, p. 1336
115-18-16	New (T)	V. 19, p. 242
115-30-10	Amended	V. 18, p. 781

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

Reg. No.	Action	Register
117-2-1	Amended	V. 18, p. 294
117-2-2	Amended	V. 18, p. 295
117-3-1	Amended	V. 18, p. 296
117-3-2	Amended	V. 18, p. 296
117-4-1	Amended	V. 18, p. 297
117-4-2	Amended	V. 18, p. 298
117-6-1	Amended	V. 18, p. 955
117-6-3	Amended	V. 19, p. 472
117-7-1	Amended	V. 19, p. 41
117-8-1	Amended	V. 19, p. 473
117-9-1	Amended	V. 19, p. 41

**AGENCY 118: KANSAS STATE HISTORICAL SOCIETY**

Reg. No.	Action	Register
118-4-1	through	
118-4-4	New	V. 18, p. 672, 673

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