

KANSAS REGISTER

State of Kansas

JACK H. BRIER
Secretary of State

Vol. 4, No. 4

January 24, 1985

Pages 65-88

IN THIS ISSUE . . .	Page
State Employee Health Care Commission	
Notice of Meeting	66
Office of the Securities Commissioner	
Notice of Meeting	66
State Board of Accountancy	
Notice of Hearing	66
Social and Rehabilitation Services	
Notice of Meeting	66
Kansas Council on Employment and Training	
Notice of Meeting	67
Dislocated Worker Committee Notice of Meeting	67
Human Resources	
Notice of Grant Applications in Review	67
State Department of Education	
Notice of Hearing	68
Notice to Bidders for State Purchases	69
Attorney General	
Opinions No. 85-5 through 85-7	70
Legislative Bills Introduced	71
Notice of Bond Sale	
City of Eureka	72
Notice of Call for Redemption	
City of Udall	74
Temporary Administrative Regulations	
Board of Cosmetology	74
Behavioral Sciences Regulatory Board	76

State of Kansas

HEALTH CARE COMMISSION**NOTICE OF MEETING**

The Kansas Health Care Commission will hold its regular monthly meeting at 2:00 p.m., February 1, 1985, in the Third Floor Conference Room, Insurance Department, 420 S.W. 9th, Topeka, KS.

STEVEN J. PORTER
Health Benefits Administrator

Doc. No. 002838

State of Kansas

**OFFICE OF THE SECURITIES
COMMISSIONER****KANSAS SECURITIES INDUSTRY ADVISORY
COMMITTEE**

Notice is hereby given to all interested parties that the Kansas Securities Industry Advisory Committee will meet at 10:30 a.m., Friday, February 1, 1985, at 109 W. 9th, Conference Room A, Topeka, KS.

Members of the Committee will continue with their study of needed changes to the Kansas Securities Act.

JOHN R. WURTH
Securities Commissioner

Doc. No. 002837

State of Kansas

BOARD OF ACCOUNTANCY**NOTICE OF MEETING AND HEARING**

The Kansas Board of Accountancy will hold a regularly scheduled meeting at 8:30 a.m., Wednesday, January 30, 1985, in Conference Room "D," #237, on the second floor, 503 Kansas Ave., Topeka. Addition-

ally, at 10:00 a.m. a disciplinary hearing will be held in the matter of a complaint filed against Thomas D. Strayer, CPA. Persons interested in agenda items or in attending should contact the Board office at (913) 296-2162.

GLEENDA SHERMAN
Board Secretary

Doc. No. 002815

State of Kansas

SOCIAL AND REHABILITATION SERVICES**NOTICE OF MEETING**

Notice is hereby given to all interested parties that the Department of Social and Rehabilitation Services will hold an open meeting at 9:00 a.m., February 5, 1985, in the Staff Development Training Center, 2700 W. 6th St., Topeka, KS.

The scheduled agenda includes:

- Initiate budget discussions for FY 1987 for Mental Health and Retardation Services.
- Review of Governor Carlin's Budget Message.
- Preliminary discussion related to Issue Papers.
- Presentation of proposed State Economic Opportunity Office Weatherization Plan.

The public is invited to this meeting. Telephone hook-ups are provided at the following locations of Social and Rehabilitation Services offices: Chanute, Emporia, Garden City, Hays, Hiawatha, Hutchinson, Junction City, Kansas City, Lawrence, Olathe, Ottawa, Parsons, Pittsburg, Pratt, Salina, Topeka (Area Office and State Office Building), Wichita and Winfield.

ROBERT C. HARDER
Secretary of Social and Rehabilitation Services

Doc. No. 002819

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



PHONE: 913/296-3489

State of Kansas

**DEPARTMENT OF HUMAN RESOURCES
KANSAS COUNCIL ON EMPLOYMENT AND
TRAINING
DISLOCATED WORKER COMMITTEE**

NOTICE OF MEETING

The Dislocated Worker Committee of the Kansas Council on Employment and Training will meet from 9:30 a.m.-11:00 a.m. Friday, January 25, 1985, at 512 W. 6th, Topeka, KS. The meeting agenda includes the following:

- I. Ark City Development Council Proposal
- II. WORK Proposal
- III. Status of Dislocated Worker Program

The meeting is open to the public.

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

Doc. No. 002822

State of Kansas

**DEPARTMENT OF HUMAN RESOURCES
KANSAS COUNCIL ON EMPLOYMENT
AND TRAINING**

NOTICE OF MEETING

The Kansas Council on Employment and Training will meet from 9:00 a.m.-12 Noon, Friday, February 1, 1985, in the Centennial Room, Stormont-Vail Regional Medical Center, 1500 S.W. 10th St., Topeka, KS. The meeting agenda includes the following:

- I. JTPA Status Report
- II. State Plan Development Committee Report
- III. Dislocated Worker Committee Report
- IV. Orientation to Carl Perkins Vocational Education Act

The meeting is open to the public.

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

Doc. No. 002823

State of Kansas

DEPARTMENT OF HUMAN RESOURCES

**NOTICE OF REVIEW
OF GRANT APPLICATIONS**

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

KS850111-001-13600BR—Application to Health and Human Services for \$366,637 to continue a Head Start program in Atchison, Brown, Doniphan, Jackson and Nemaha counties. Contact Nancy Cazalet, Northeast Kansas Community Action Program, 113 E. 8th,

Horton, KS 66439-1794, 913/486-2154. No review required.

KS850114-001-17600KS—Application to the Department of Labor for \$69,300 to provide the necessary training for all Kansas small mines. The plan is to provide quality and uniformity to the program statewide. Contact Dr. James Stringer, Hutchinson Community College, Continuing Education Dept., 1300 N. Plum, Hutchinson, KS 67501, 316/665-3500. Comments due February 23, 1985.

KS850114-002-14230SG—Application to the Department of Housing and Urban Development for \$210,000 to finance the rehabilitation of privately owned, residential rental properties for 42 single-family dwelling units, which may include two, three and four-family residence. Contact Larry Headrick, City of Wichita, Dept. of Housing & Economic Development, 455 N. Main, 12th floor, Wichita, KS 67202, 316/268-4313. No review required.

The following four grant applications were submitted to the U.S. Department of Education by Warren Bell, Kansas State Department of Education, 120 E. 10th St., Topeka, KS 66612, 913/296-2306. No review required.

KS850115-001-84004KS—Application for \$129,756 to provide national origin desegregation technical assistance training and advisory services to local educational agencies.

KS850115-002-84004KS—Application for \$129,765 for technical assistance to Kansas school districts in the preparation, adoption and implementation of plans or programs for the desegregation of Kansas public schools based on race.

KS850115-003-84004KS—Application for \$131,794 to provide sex desegregation technical assistance to local education agencies in Kansas.

KS850115-004-84073KS—Application for \$147,114 to continue the National Diffusion Network Program.

KS850115-005-11550MO—Application to the Department of Commerce for \$351,663 to construct a satellite television station to serve the greater Joplin area to serve approximately 220,000 persons living in five counties. Contact Arthur Luebke, Ozark Public Telecommunications, Inc., MPO 21, 1101 N. Summit St., Springfield, MO 65802, 417/865-2100. Comments due by February 24, 1985.

KS850115-006-20106MO—Application to the Department of Transportation for \$78,750 to update procedures and data to maintain a current airport system plan for the Kansas City Metropolitan Region. Contact Norman Schemmer, Mid-America Regional Council, 20 W. 9th St., Kansas City, MO 64105, 816/474-4240. Comments due by February 24, 1985.

KS850115-007-11550KS and **KS 850115-008-11550KS**—Applications to the Department of Commerce for a total of \$510,646 to make improvements and purchase additional equipment to be utilized at their existing studio, 320 West 21st, and at their satellite site, located on North Seneca Street, both in Wichita. Contact Dale Heckel, Kansas Public Tele-

(continued)

communications Service, Inc., 320 W. 21st, Wichita, KS 67201, 316/838-3090. Comments due by February 24, 1985.

KS850115-009-20507SG—Application to the Department of Transportation for \$1,537,052 for Federal Operating Assistance. Contact Jerry Baker, Wichita Metropolitan Transit Authority, 1825 S. McLean Blvd., Wichita, KS 67213-1450, 316/265-1450. Comments due by February 24, 1985.

KS850115-010-11550KS—Application to the Department of Commerce for \$830,753 to provide first public TV service to three areas in Kansas, and to overcome the myriad problems KTWU faces with mal-functioning, worn out and inadequate equipment. Contact Dale Anderson, Washburn University of Topeka, KTWU, 301 N. Wanamaker Road, Topeka, KS 66606, 913/272-8181. Comments due by February 24, 1985.

Program Announcements

The Bureau of Justice Assistance, created under P.L. 98-473, "The Justice Assistance Act of 1984," anticipates an appropriation of about \$55 million to provide block and discretionary grants to state and local criminal justice agencies for the purpose of "providing for operational information systems . . . which improve the effectiveness of criminal justice agencies." For more information contact Gary R. Cooper, Executive Director, The National Consortium for Justice Information and Statistics, 925 Secret River Drive, Suite H, Sacramento, CA 95831, 916/392-2550.

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

Doc. No. 002821

State of Kansas

BOARD OF EDUCATION

NOTICE OF HEARING

TO ALL TEACHERS, ADMINISTRATORS, BOARD OF EDUCATION, TRUSTEES AND CONTROL, TEACHER TRAINING INSTITUTIONS, SCHOOL AND COMMUNITY COLLEGE DISTRICTS, AND ALL OTHER PERSONS WHOM IT MAY CONCERN:

You are hereby notified that the Kansas State Board of Education will hold a public hearing in the first floor conference room of the Kansas State Board of Education, Kansas State Education Building, 120 E. 10th St., Topeka, KS, 66612 on February 12, 1985 at 1:30 p.m. to consider in substance the proposed changes in the Kansas Adult Basic Education State Plan and the Kansas Migrant Education State Plan which are to become effective July 1, 1985, upon adoption by the state board and approval of the governor.

The proposed revised plans relate generally to the following:

1. The Adult Basic Education State Plan is authorized by the Adult Education Act Amendments 1984 to the Adult Education Act (P.L. 91-230). These amendments establish priorities to be implemented at the state and local level.

Prior to the presentation of said plan, representa-

tives from the following groups were involved in planning development process. Input was received from rural and urban areas with high employment rates, business, industry, labor and labor unions, special adult populations with the least educated most in need, fraternal orders, community organizations, and private and public education institutions.

More specifically, in carrying out the purpose of the 1984 amendments, said plan provides for additional education opportunities for adults and establishes programs of adult education that will enable adults to acquire basic skills necessary to function in society. Such skills include but are not limited to communications, computational problem solving, and interpersonal relation skills. They are designed to support programs which enable adults to become functionally competent without their being related to high school equivalency and certification.

The Adult Education Act Amendments 1984 indicate minor changes that do not significantly effect the administration of the state plan. Copies of the FY 1986 to 1988 Kansas State Plan for Adult Basic Education can be reviewed at each of the 26 State Documents Kansas Depository Libraries located across the state.

The Kansas Adult Education Plan is for three years and designed to cover the fiscal years of 1986 to 1988 with annual evaluations for compliance with objectives.

2. The revised Kansas Migrant Education State Plan relates generally to the following: The Kansas Migrant Education State Plan is a document covering fiscal year 1986 and has been designed as a state-operated program under Chapter 1 of the Education Consolidation and Improvement Act of 1981 (P.L. 97-35). It provides for special educational services for migratory children of migratory agricultural workers or migratory fishers, and includes:

(1) Statewide needs assessment and a comprehensive evaluation of the migrant education program, (2) Implementing a statewide identification and recruitment component, (3) Parent involvement, (4) Staff development, (5) Inter-agency coordination, (6) Interstate and intrastate cooperation, (7) Dissemination of information, and (8) Supportive services.

Programs are currently formulated to serve approximately 5,500 children of migratory families with a program at each of the following locations in Kansas: Arkansas City, Bonner Springs, Brewster, Dodge City (2 programs), Elkhart, Emporia, Fairfield, Garden City, Goodland, Greensburg, Holcomb, Kansas City (2 programs), Lakin, Leoti, Liberal (2 programs), Moscow, Piper (2 programs), Pratt, Protection-Coldwater, Salina, Sublette, Topeka, Tribune, Turner, Syracuse, and Wichita.

The amount of funds the state is to receive for such programs is based on the prorated portion of time the children reside in Kansas in relation to the calendar year. During F.Y. 1985, Kansas' entitlement was \$2,009,185. However, the F.Y. 1986 entitlement will not be known until July 1, 1985, and will be published as soon as it is released.

Copies of this public hearing notice (along with the state board's public hearing procedures) are being mailed to all chief school administrators in the state and may be reviewed in their offices by interested persons. They are also being mailed to the clerks of local school boards for the attention of school board members. Copies of said proposed plans may be ob-

tained by contacting the secretary of the state board of education, Kansas State Education Building, 120 E. 10th St., Topeka, KS 66612, prior to January 29, 1985.

On the date of said hearing all interested persons shall be given reasonable opportunity to be heard and to present their views or arguments, orally or in writing, on said proposed plans. Individuals or organizations that cannot appear at the hearing may submit to the secretary of the state board of education, at least five (5) days before the hearing, their reactions in favor of or in opposition to said proposed plans and any other matters, suggestions, or proposals that relate thereto. They may do this by letter form, regular audio cassette tape, or by one-half inch (1/2") VHS video cassette tape. The reactions will be entered into the record and considered by the state board of education. The video cassette tape or audio cassette tape shall not exceed three (3) minutes in length per subject and shall also be considered by the state board of education. Persons using tapes shall first identify themselves in the tapes and state whether they represent themselves individually or represent a group as other presenters do that appear in person at the hearing; such presentations shall be accompanied by a signed transcript. Said hearing shall be conducted in compliance with the public hearing procedures of the state board of education.

KANSAS STATE BOARD OF EDUCATION
By: ROBERT J. CLEMONS
Chairman
Certified by:
DR. HAROLD L. BLACKBURN
Kansas Commissioner of Education

Doc. No. 002816

State of Kansas

**DEPARTMENT OF ADMINISTRATION
DIVISION OF PURCHASES**

NOTICE TO BIDDERS

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

MONDAY, FEBRUARY 4, 1985

- #26178 Supplement
University of Kansas Medical Center, Kansas City—CENTER DIALYSIS SUPPLIES
#26387
- University of Kansas Medical Center, Kansas City—ELECTRO MEDICAL SUPPLIES (CLASS 16)
#26392
- University of Kansas Medical Center, Kansas City—BLOOD CULTURE BOTTLES
#26401
- Department of Transportation, Topeka—REPRODUCTION ROOM SUPPLIES
#60228-A
- State Board of Agriculture, Topeka—PROVER AND TRAILER
#60276-A
- University of Kansas Medical Center, Kansas City—ULTRASONIC PACHOMETER
#60300-A
- Kansas State University, Manhattan—OFFSET PRINTING PRESS

- #60451
University of Kansas, Lawrence—MICROCOMPUTER
- #60452
University of Kansas Medical Center, Kansas City—COMPUTER SYSTEM
- #60453
University of Kansas, Lawrence—PORT ACCESS DEVICES
- #60468
Department of Transportation, Topeka—GRADER BLADES
- #60471
University of Kansas, Lawrence—CANNED SOUPS
- #60472
Department of Transportation, Topeka—TRUCK CHAINS
- #60477
Department of Transportation, Norton—HOT APPLIED CRACK SEALANT
- #60506
Judiciary, Supreme Court, Topeka—FURNISH AND INSTALL SECURITY CONTROL SYSTEM
- #60509
University of Kansas, Lawrence—GENERATOR SET

TUESDAY, FEBRUARY 5, 1985

- #A-5187
Kansas State Historical Society, Topeka—PLUMBING AND ELECTRICAL REPAIRS, John Brown Cabin, Osawatomie
- #60140-A
Kansas State University, Manhattan—VEHICLES
- #60454
University of Kansas, Lawrence—COMPUTER TERMINALS
- #60455
University of Kansas, Lawrence—MICROCOMPUTER
- #60456
Attorney General, Topeka—UPGRADE OF IBM 5362 CPU
- #60479
Kansas Correctional Industries, Lansing—LAUNDRY SUPPLIES

WEDNESDAY, FEBRUARY 6, 1985

- #26393
Fort Hays State University, Hays—READY MIX CONCRETE
- #60460
Pittsburg State University, Pittsburg—CPT COMPATIBLE WORD PROCESSOR
- #60461
Wichita State University, Wichita—LIBRARY DISPLAY TERMINAL
- #60462
Department of Transportation, Various Locations—TRAILERS
- #60467
Kansas State School for the Deaf, Olathe and Department of Corrections, Topeka—VEHICLES
- #60469
University of Kansas Medical Center, Kansas City—MICROCOMPUTER
- #60475
Kansas Correctional Industries, Lansing—CHEMICALS

(continued)

#60503

Department of Social and Rehabilitation Services,
Topeka—VENDING MACHINE COIN
MECHANISM, Various Locations

#60504

Kansas State University, Manhattan—
SPECTROMETER

THURSDAY, FEBRUARY 7, 1985

#A-5215

Kansas State University, Manhattan—REPLACE
ROOFING SYSTEMS, Jardine Terrace Wash Houses

#60470

Kansas State University, Manhattan—MODEMS

#60478

Winfield State Hospital and Training Center,
Winfield—MISCELLANEOUS GROCERIES

#60481

University of Kansas Medical Center, Kansas
City—HPLC APPARATUS, VA Medical Center,
Kansas City, Missouri

#60482

Kansas State School for the Deaf, Olathe—
AUDITORY TRAINING EQUIPMENT

#60483

Department of Transportation, Salina—MOWER
REPAIR PARTS

#60485

Various Agencies—USED VEHICLES

#60486

Kansas Correctional Industries, Lansing—
CHEMICALS

#60487

Department of Administration, Division of Printing,
Topeka—PRINTED WINDOW ENVELOPES AND
TIE BROWN KRAFT ENVELOPES

#60488

Department of Transportation, Garden City—
COMMUNICATIONS CONTROL CONSOLES

#60489

University of Kansas, Lawrence—PRINTING AND
BINDING OF "THE DEMOCRATIC STATE"

#60502

Kansas State University, Manhattan—MODEMS

#60514

University of Kansas, Lawrence—DISPOSAL OF
PCB

FRIDAY, FEBRUARY 8, 1985

#26395

Department of Economic Development, Topeka—
PUBLICATION OF "KANSAS" MAGAZINE

WEDNESDAY, FEBRUARY 13, 1985

#26391

University of Kansas, Lawrence—INDUSTRIAL
V-BELTS

#60505

Kansas Fish and Game Commission, Pratt—FLOAT
DRUMS, Various Locations

NICHOLAS B. ROACH
Director of Purchases

Doc. No. 002814

State of Kansas

ATTORNEY GENERAL

Opinion No. 85-5

Taxation—Collection and Cancellation of Taxes—Action for Debt to Collect Taxes. David C. All, Augusta City Attorney, Augusta, January 16, 1985.

K.S.A. 79-2015 does not authorize a city to collect special assessments in the same manner as a personal debt of the property owner. State laws generally provide that such assessments are to be levied against the real property benefited, and are to be collected by initiating a tax foreclosure action under K.S.A. 79-2801 *et seq.* Cited herein: K.S.A. 12-608, 12-6a10, 79-2015, 79-2801. TRH

Opinion No. 85-6

Taxation—Retailers' Sales Tax—Transfers from General Fund to Highway Fund.

Kansas Constitution—Legislature—Delegation of Legislative Authority. Representative Rex Crowell, Chairman, Special Committee on Transportation and Utilities, Seventy-Sixth District, Longton, January 16, 1985.

A law which does not attempt to confer legislative power upon some person or group cannot be found to involve an unlawful delegation of legislative authority. The provisions of 1985 House Bill No. 2023, concerning the transfer of a portion of the sales tax receipts of the state from the general fund to the highway fund, do not attempt to delegate legislative power. Thus, those provisions do not involve an unlawful delegation of legislative authority. Cited herein: K.S.A. 79-34,147, 79-34,148, Kan. Const., Art. 2, § 1, 1985 House Bill No. 2023. RJB

Opinion No. 85-7

Automobiles and Other Vehicles—Maximum Speed Limits—Certain Violations Not Matters of Public Record.

State Boards, Commissions and Authorities—State Highway Commission—Division of Vehicles; Disclosure of Records, Senator Roy M. Ehrlich, Thirty-Fifth District, Hoisington, January 16, 1985.

K.S.A. 1984 Supp. 8-1341a provides that speeding convictions for traveling not more than 10 miles per hour in excess of the 55 miles per hour speed limit shall not be part of the public record and shall not be considered by any insurance company in establishing rates for an automobile liability insurance policy or cancelling such coverage. However, the statute does not have the effect of closing any other records concerning arrests, issuance of citations or judicial proceedings. While K.S.A. 1984 Supp. 74-2012(b)(1) and (2) permit the release of information by the division of vehicles or a law enforcement agency to insurers who are processing applications for, or renewing or cancelling, motor vehicle liability insurance policies, such a release involves only information in the public record. As information concerning the convictions specified in K.S.A. 1984 Supp. 8-1341a is not part of the public record, it is not subject to being released under the provisions of K.S.A. 1984 Supp. 74-2012. Cited herein: K.S.A. 8-1001, K.S.A. 1984 Supp. 8-1341a, 21-3914, 45-217, 45-221, 74-2012. JSS

ROBERT T. STEPHAN
Attorney General

Doc. No. 002817

State of Kansas

LEGISLATURE

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

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

Bills Introduced January 14-16:

SB 1, by Special Committee on Energy and Natural Resources, re proposal No. 20: An act concerning hazardous waste; prohibiting the underground burial of hazardous waste; providing for exceptions to such prohibition; amending K.S.A. 1984 Supp. 65-3443 and repealing the existing section.

SB 2, by Special Committee on Judiciary, re proposal No. 24: An act concerning juveniles; prohibiting detention in adult jails; providing exceptions; relating to development of alternatives to detention; amending K.S.A. 75-5388 and 75-5389 and K.S.A. 1984 Supp. 8-2117, 32-110c, 38-1502, 38-1602, 38-1664 and 38-1671 and repealing the existing sections.

SB 3, by Special Committee on Judiciary, re proposal No. 26: An act relating to county and district attorneys; providing for abolition of the office of county attorney and establishment of the office of district attorney in certain judicial districts upon approval by the electors in those districts; prescribing the powers, duties and functions of the office; amending K.S.A. 22a-101, 22a-102, 22a-105, 22a-106 and 22a-107 and K.S.A. 1984 Supp. 22a-104 and repealing the existing sections; also repealing K.S.A. 22a-108.

SB 4, by Special Committee on Judiciary, re proposal No. 50: An act concerning child support; relating to enforcement thereof; providing for setting off certain amounts against moneys held for or owed to the obligor by the state; amending K.S.A. 75-6202 and repealing the existing section.

SB 5, by Special Committee on Judiciary, re proposal No. 50: An act concerning enforcement of support orders; relating to arrearages accrued under orders in other states and assignability of support rights; amending K.S.A. 23-452 and 60-2310 and repealing the existing sections.

SB 6, by Special Committee on Judiciary, re proposal No. 50: An act concerning workers' compensation; providing for payments to be subject to legal action to enforce support orders; amending K.S.A. 44-514 and repealing the existing section.

SB 7, by Special Committee on Judiciary, re proposal No. 50: An act concerning social welfare; relating to assignment of child support to social and rehabilitation services in certain instances; amending K.S.A. 1984 Supp. 39-709 and repealing the existing section.

SB 8, by Special Committee on Judiciary, re proposal No. 50: An act concerning support; relating to income withholding to enforce orders of child support and maintenance; amending K.S.A. 23-473, 23-475 and 60-1613 and repealing the existing sections.

SB 9, by Special Committee on Labor and Industry, re proposal No. 29: An act concerning workers' compensation; relating to compensation for permanent total and temporary total disabilities, death, healing period and repetitive use conditions; relating to permanent partial disability test; relating to rehabilitation; relating to failure to pay compensation when due; relating to appellate procedure; relating to burden of proof; amending K.S.A. 44-501, 44-510c, 44-510d, 44-510e, 44-510g and 44-512a and K.S.A. 1984 Supp. 44-508, 44-510b and 44-556 and repealing the existing sections.

SB 10, by Legislative Budget Committee, re proposal No. 31: An act relating to the federal revenue sharing fund; abolishing such fund and providing for the transfer of moneys and liabilities from such fund to the state general fund; and repealing K.S.A. 75-4257, 75-4258, 75-4259 and 75-4260.

SB 11, by Legislative Educational Planning Committee, re proposal No. 33: An act concerning the state scholarship program; affecting the maximum amount of awards thereunder; amending K.S.A. 72-6812 and repealing the existing section.

SB 12, by Special Committee on Local Government, re proposal No. 35: An act concerning the limitation of bonded indebtedness; amending K.S.A. 10-307 and repealing the existing section.

SB 13, by Special Committee on Local Government, re proposal No. 35: An act concerning municipalities; relating to the issuance of revenue bonds.

SB 14, by Special Committee on Local Government, re proposal No. 35: An act concerning counties; relating to the limitation of bonded indebtedness; amending K.S.A. 79-1022 and K.S.A. 1984 Supp. 10-306 and 10-310 and repealing the existing sections.

SB 15, by Special Committee on Local Government, re proposal No. 35: An act concerning cities; relating to the limitation of bonded indebtedness; amending K.S.A. 10-308 and repealing the existing section.

SB 16, by Special Committee on Pensions, Investments and Benefits, re proposal No. 37: An act relating to insurance; concerning guaranty associations; concerning premium tax offset; amending K.S.A. 40-2906, 40-2906a, 40-3009 and 40-3016 and repealing the existing sections.

SB 17, by Special Committee on Public Health and Welfare, re proposal No. 40: An act directing the statewide health coordinating council to make a study of the provision of health care in rural areas and the relationship of health planning thereto; and requiring a report to the governor and the legislature.

SB 18, by Special Committee on Public Health and Welfare, re proposal No. 40: An act concerning certificates of need for health facilities; amending K.S.A. 1984 Supp. 65-4805 and 65-4822 and repealing the existing sections.

SB 19, by Special Committee on Public Health and Welfare, re proposal No. 40: An act relating to insurance; concerning certain prohibitions on business activities by insurance companies; amending K.S.A. 40-231 and repealing the existing section.

SB 20, by Special Committee on Transportation and Utilities, re proposal No. 44: An act concerning public records; certain information relating to certain nuclear materials; amending K.S.A. 1984 Supp. 45-221 and repealing the existing section.

SB 21, by Special Committee on Transportation and Utilities, re proposal No. 44: An act concerning transportation of hazardous materials; amending K.S.A. 66-1, 129 and K.S.A. 1984 Supp. 8-1746 and repealing the existing sections.

SB 22, by Special Committee on Transportation and Utilities, re proposal No. 44: An act concerning transportation of hazardous materials by railroad common carriers.

SB 23, by Senators Talkington, Allen, Arasmith, Bogina, Burke, Doyen, Ehrlich, Frey, Harder, Hoferer, Gordon, D. Kerr, F. Kerr, Langworthy, Montgomery, Morris, Reilly,

Salisbury, Thiessen, Vidricksen, Walker, Werts, Winter and Yost: An act establishing a 100% Kansas finest quality grain marketing program; granting certain powers to and imposing certain duties upon the state board of agriculture and the secretary thereof.

SB 24, by Senator Talkington: An act relating to the district courts; concerning the establishment of district magistrate and associate district judge positions; amending K.S.A. 1984 Supp. 20-338 and repealing the existing section.

SB 25, by Senator Talkington: An act relating to interstate cooperation; concerning the Kansas Commission on Interstate Cooperation and the senate committee on interstate cooperation; amending K.S.A. 46-401 and K.S.A. 1984 Supp. 46-404 and repealing the existing sections.

SB 26, by Senators Vidricksen, Allen, Arasmith, Bogina, Burke, Doyen, Ehrlich, Frey, Harder, Hoferer, Gordon, D. Kerr, F. Kerr, Langworthy, Montgomery, Morris, Reilly, Salisbury, Talkington, Thiessen, Walker, Werts, Winter and Yost: An act establishing an efficiency in government hotline; providing for the reporting of suspected cases of improper governmental activity and for audits relating thereto; amending K.S.A. 75-2973 and repealing the existing section.

SB 27, by Senator Allen: An act concerning school districts; affecting tax levy authority for adult basic education programs; amending K.S.A. 72-4523 and repealing the existing section.

SB 28, by Committee on Ways and Means: An act making and concerning appropriations for the fiscal year ending June 30, 1986, for the Kansas commission on interstate cooperation, legislative coordinating council, legislature and division of post audit; authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain receipts and disbursements and acts incidental to the foregoing.

SB 29, by Committee on Ways and Means: An act making and concerning appropriations for the fiscal year ending June 30, 1986, for the judicial council, state board of indigents' defense services, judicial branch and crime victims reparations board; authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain receipts and disbursements and acts incidental to the foregoing.

SB 30, by Senators Morris, Bogina, Ehrlich, Hoferer, Reilly, Salisbury, Walker, Werts, Winter and Yost: An act concerning taxation of motor-vehicle fuels; phase-out of gasoline subsidy; amending K.S.A. 79-3409 and repealing the existing section.

SB 31, by Committee on Assessment and Taxation: An act relating to property taxation; concerning the appraisal of tangible personal property discovered to have escaped taxation.

SB 32, by Committee on Assessment and Taxation: An act relating to taxation of cigarettes; concerning the rate imposed; amending K.S.A. 79-3310 and 79-3310b and repealing the existing sections.

SB 33, by Committee on Judiciary: An act concerning actions for divorce, separate maintenance and annulment of marriage; providing for court-ordered mediation of issues relating to child custody and visitation; amending K.S.A. 1984 Supp. 38-1522 and repealing the existing section.

SB 34, by Committee on Judiciary: An act concerning corporate fiduciaries; amending K.S.A. 59-1701 and repealing the existing section.

SB 35, by Committee on Judiciary: concerning civil procedure; enacting the Kansas comparative fault act; repealing K.S.A. 60-258a and 60-258b.

SB 36, by Committee on Judiciary: An act concerning the court of appeals; increasing the number of judges; amending K.S.A. 20-3002, 20-3005 and 20-3006 and repealing the existing sections.

SB 37, by Committee on Judiciary: An act concerning civil procedure; relating to subpoena of certain records; amending K.S.A. 60-245, 60-460 and 60-467 and repealing the existing sections.

SB 38, by Committee on Judiciary: An act concerning court procedure; relating to change of judge; amending K.S.A. 20-311d and 20-311f and repealing the existing sections.

SB 39, by Committee on Judiciary: An act concerning judges of the district court; relating to method of selection; amending K.S.A. 1984 Supp. 20-2901 and repealing the existing section.

SB 40, by Committee on Judiciary: An act concerning probate procedure; providing for procedures for informal administration of estates; relating to other procedures for administration of estates; amending K.S.A. 59-102, 59-617, 59-618, 59-803, 59-808, 59-901, 59-1001, 59-1201, 59-1202, 59-1203, 59-1207, 59-1302, 59-1401, 59-1402, 59-1501b, 59-1503, 59-1507a, 59-1507b, 59-1602, 59-1707, 59-1712, 59-1715, 59-2204, 59-2206, 59-2208, 59-2209, 59-2211, 59-2216, 59-2229, 59-2236, 59-2239, 59-2243, 59-2249, 59-2250, 59-2251, 59-2252, 59-2286, 59-2287, 59-2291, 59-2292, 59-2302, 59-2306, 59-2307, 59-2308, 59-2309, 59-2310, 59-2311, 59-2804, 59-3029 and 59-3205 and K.S.A. 1984 Supp. 59-618a and repealing the existing sections; also repealing K.S.A. 59-2217 and 59-2218.

SB 41, by Senator Hayden: An act relating to natural gas; concerning the regulation of production from certain common sources of supply; amending K.S.A. 55-703 and repealing the existing section.

HB 2001, by Special Committee on Agriculture and Livestock, re proposal No. 2: An act concerning dairy products; requiring labels on certain artificial dairy products; declaring certain acts to be unlawful.

HB 2002, by Special Committee on Agriculture and Livestock, re proposal No. 4: An act concerning agricultural seeds; relating to the sale or exchange thereof; amending K.S.A. 2-1415, 2-1416, 2-1417 and 2-1421 and repealing the existing sections.

HB 2003, by Special Committee on Agriculture and Livestock, re proposal No. 5: An act concerning the state board of agriculture; providing for the regulation of motor-vehicle fuel and liquid fuel dispensing pumps, meters and other similar measuring devices and vehicle tanks used in transportation thereof; requiring certain tests; establishing certain licensure and inspection fees and prescribing the disposition thereof; prescribing certain powers, duties and functions for the state sealer of weights and measures; amending K.S.A. 83-123 and repealing the existing section.

HB 2004, by Special Committee on Agriculture and Livestock, re proposal No. 5: An act concerning the state board of agriculture; providing for the regulation of large-capacity scales; requiring certain tests; establishing certain licensure and inspection fees and prescribing the disposition thereof; prescribing certain powers, duties and functions for the state sealer of weights and measures; amending K.S.A. 83-123 and repealing the existing section.

HB 2005, by Special Committee on Agriculture and Livestock, re proposal No. 5: An act concerning weights and measures; establishing standards and requirements and providing for the enforcement thereof; repealing K.S.A. 83-101 to 83-107, inclusive, 83-109, 83-109a, 83-109b, 83-110 to 83-113, inclusive, 83-115, 83-116, 83-118, 83-121, 83-121a to 83-121f, inclusive, 83-122, 83-123, 83-124, 83-124a, 83-125, 83-127, 83-128, 83-128a, 83-131 to 83-136, inclusive, 83-141, 83-142, and 83-150 to 83-153, inclusive.

HB 2006, by Special Committee on Communication, Computers and Technology, re proposal No. 11: An act relating to centers of excellence at institutions of higher education under the supervision and management of the state board of regents; making and con-

(continued)

cerning appropriations for the fiscal year ending June 30, 1986, for Kansas state university, Wichita state university and the university of Kansas; providing certain exemptions, authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain receipts and disbursements and acts incidental to the foregoing.

HB 2007, by Special Committee on Communications, Computers and Technology, re proposal No. 13: An act relating to public television and radio broadcasting; establishing a public broadcasting commission and prescribing the powers, duties and responsibilities thereof; concerning state financial assistance for public broadcast services; amending K.S.A. 75-4905, 75-4906, 75-4907, 75-4909 and 75-4910 and repealing the existing sections and also repealing K.S.A. 75-4908.

HB 2008, by Special Committee on Education, re proposal No. 17: An act relating to compulsory attendance of children at school; providing for certain exemptions; imposing conditions; amending K.S.A. 1984 Supp. 21-3612, 38-614, 38-1502, 72-1111, 72-1113, 72-53,100, 72-53,101 and 72-53,102, and repealing the existing sections.

HB 2009, by Special Committee on Judiciary, re proposal No. 25: An act concerning criminal procedure; relating to appearance bond.

HB 2010, by Special Committee on Judiciary, re proposal No. 25: An act relating to criminal procedure; concerning release prior to trial; amending K.S.A. 22-2802 and repealing the existing section.

HB 2011, by Special Committee on Judiciary, re proposal No. 28: An act concerning insurance; relating to the Kansas automobile injury reparations act; providing increased personal injury protection benefits; amending K.S.A. 40-3103 and repealing the existing section.

HB 2012, by Special Committee on Judiciary, re proposal No. 50: An act enacting the Kansas parentage act; amending K.S.A. 23-102, 38-113, 38-126, 59-501, 59-2102, 59-3002, 65-2422 and 77-201 and K.S.A. 1984 Supp. 39-708c and repealing the existing sections; also repealing K.S.A. 23-124 through 23-132, 38-1101 through 38-1109, 59-2105 and 65-2424 and K.S.A. 1984 Supp. 38-113a.

HB 2013, by Special Committee on Labor and Industry, re proposal No. 30: An act concerning public employer-employee relations; relating to purpose and objective; certain definitions and prohibited practices; amending K.S.A. 75-4321, 75-4322, 75-4323, 75-4327, 75-4332, 75-4333 and 75-4334 and repealing the existing sections.

HB 2014, by Legislative Budget Committee, re proposal No. 54: An act relating to salaries and compensation of certain state officers; authorizing and providing certain increases; amending K.S.A. 46-137b, 75-3101, 75-3104, 75-3108 and 75-3110 and K.S.A. 1984 Supp. 40-102 and repealing the existing sections.

HB 2015, by Legislative Budget Committee, re proposal No. 55: An act relating to the budget of expenditures of the state; concerning budget estimates of state agencies and the budget report of the governor; amending K.S.A. 75-3717 an. 75-3721 and repealing the existing sections.

HB 2016, by Special Committee on Local Government; re proposal No. 36: An act concerning municipalities; relating to antitrust liability; providing immunity therefrom.

HB 2017, by Special Committee on Pensions, Investments and Benefits, re proposal No. 39: An act relating to retirement benefits; concerning post retirement benefit adjustments and retirement dividend payments for local school annuitants; amending K.S.A. 74-49,109 and K.S.A. 1984 Supp. 74-4947 and repealing the existing sections.

HB 2018, by Special Committee on Public Health and Welfare, re proposal No. 41: An act concerning the Kansas act against discrimination; relating to discrimination because of a handicap; amending K.S.A. 44-1001, 44-1002, 44-1004, 44-1006, 44-1009, 44-1015, 44-1016, 44-1017, 44-1018, 44-1027 and 44-1030 and K.S.A. 1984 Supp. 44-1005 and repealing the existing sections.

HB 2019, by Special Committee on Transportation and Utilities, re proposal No. 43: An act concerning natural gas; regulation by state corporation commission of certain natural gas suppliers; amending K.S.A. 66-104 and repealing the existing section.

HB 2020, by Special Committee on Transportation and Utilities, re proposal No. 43: An act concerning utilities; definitions; city-owned or operated utility; jurisdiction of the state corporation commission; amending K.S.A. 66-104 and 66-131 and repealing the existing sections.

HB 2021, by Special Committee on Transportation and Utilities, re proposal No. 45: An act concerning taxation of motor-vehicle fuels, special fuels and LP-gas fuels; amending K.S.A. 79-34,141 and repealing the existing section.

HB 2022, by Special Committee on Transportation and Utilities, re proposal No. 45: An act concerning taxation of motor-vehicle fuels; amending K.S.A. 79-3408 and repealing the existing section.

HB 2023, by Special Committee on Transportation and Utilities, re proposal No. 45: An act concerning financing of highways; transfers from the state general fund to the state highway fund; amending K.S.A. 79-34,147 and 79-34,148 and repealing the existing sections.

HB 2024, by Special Committee on Transportation and Utilities, re proposal No. 53: An act concerning motor vehicles; tampering with or altering certain readings on odometers, tachometers and other devices; penalties; amending K.S.A. 8-611 and repealing the existing section.

HB 2025, by Special Committee on Transportation and Utilities, re proposal No. 53: An act concerning motor vehicles; check of vehicle inspection numbers; charge in certain cases; amending K.S.A. 1984 Supp. 8-116a and repealing the existing section.

HB 2026, by Special Committee on Transportation and Utilities, re proposal No. 53: An act concerning motor vehicles; authorizing adoption of rules and regulations by the superintendent of the Kansas highway patrol; penalties for violations; amending K.S.A. 1984 Supp. 8-116a and repealing the existing section.

HB 2027, by Special Committee on Ways and Means, re proposal No. 49: An act concerning telecommunications services for state agencies; relating to procedures for the acquisition thereof; disposition of fees and charges collected therefor; amending K.S.A. 75-4710 and repealing the existing section.

HB 2028, by Representative Sallee: An act concerning emergency medical services; relating to the emergency transportation of persons by certain ambulances; amending K.S.A. 65-4327 and repealing the existing section.

HB 2029, by Representative Sprague: An act concerning improvement districts; relating to the powers thereof; amending K.S.A. 1984 Supp. 19-2765 and repealing the existing section.

HB 2030, by Representative Laird: An act providing for state preemption of firearm regulation.

HB 2031, by Representative Green (by request): An act concerning counties; relating to the regulation of railways and street railways.

HB 2032, by Representative Lowther: An act concerning the state librarian; relating to the powers and duties thereof; amending K.S.A. 75-2537 and repealing the existing section.

HB 2033, by Representative Justice: An act amending the Kansas law enforcement training act; amending K.S.A. 1984 Supp. 74-5607a and repealing the existing section.

HB 2034, by Representatives Hayden and Barkis: An act relating to the joint committee

on special claims against the state; concerning the membership thereof; amending K.S.A. 46-912 and repealing the existing section.

HB 2035, by Representative Acheson, Buehler, Duncan, Friedeman, Harper, R. D. Miller, Patterson, Spaniol and Williams: An act amending the Kansas income tax act; excluding amounts received as social security benefits from adjusted gross income; amending K.S.A. 79-32,117 and repealing the existing section.

HB 2036, by Committee on Ways and Means: An act making and concerning appropriations for the fiscal year ending June 30, 1986, for the abstracters' board of examiners, board of accountancy, state bank commissioner, board of barber examiners, behavioral sciences regulatory board, state board of healing arts, Kansas state board of cosmetology, state department of credit unions, Kansas dental board, state board of embalming, Kansas board of examiners in fitting and dispensing of hearing aids, consumer credit commissioner, board of nursing, board of examiners in optometry, state board of pharmacy, Kansas real estate commission, savings and loan department, office of the securities commissioner of Kansas, state board of technical professions and state board of veterinary examiners; authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain receipts and disbursements and acts incidental to the foregoing.

SR 1801, by Senator Talkington: A resolution relating to the rules for the Senate for the 1985-1988 terms of senators.

SR 1802, by Senators Talkington and Johnston: A resolution relating to the organization of the Senate.

SR 1803, by Senators Talkington and Johnston: A resolution relating to the assignment of seats of the Senate.

SR 1804, by Senator Werts: A resolution commending Jack Hartman, Kansas State University head basketball coach and wishing Coach Hartman a speedy recovery.

SCR 1601, by Special Committee on Agriculture and Livestock: A concurrent resolution relating to federal grain grade standards.

SCR 1602, by Special Committee on Energy and Natural Resources: A concurrent resolution directing the state park and resources authority to indicate to the U.S. army corps of engineers the state's preference for inclusion of resort development in the operation of federal reserves.

SCR 1603, by Senators Talkington and Johnston: A concurrent resolution relating to a committee to inform the governor that the two houses of the legislature are duly organized and ready to receive communications.

SCR 1604, by Senator Talkington: A concurrent resolution relating to the 1985 regular session of the legislature; providing for an adjournment of the Senate and the consent of the House of Representatives thereto.

SCR 1605, by Committee on Federal and State Affairs: A proposition to amend section 10 of article 15 of the constitution of the state of Kansas, relating to intoxicating liquors; authorizing the legislature to permit and provide for county option in the sale of liquor by the individual drink.

SCR 1606, by Committee on Federal and State Affairs: A proposition to amend the constitution of the state of Kansas by adding a new section thereto authorizing the legislature to permit, regulate, license and tax horse racing by bona fide nonprofit organizations and parimutual wagering thereon and to provide for county option thereon.

HR 6001, by Special Committee on Calendar and Printing: A resolution adopting permanent rules of the House of Representatives for the 1985-1986 biennium.

HR 6002, by Representative Laird: A resolution requesting the President and Congress to take the appropriate action to stop supplying any kind of funding, aid or trade to the Soviet Union and to all other Communist nations.

HR 6003, by Representative Laird: A resolution concerning the recitation of the "Pledge of Allegiance" every day the House of Representatives is in session.

HR 6004, by Representatives Braden and Barkis: A resolution relating to the organization of the House of Representatives.

HR 6005, by Representatives Braden and Barkis: A resolution relating to assignment of seats of the House of Representatives.

HR 6006, by Representative Roe: A resolution relating to the rules of the House of Representatives for the 1985-1986 biennium.

HR 6007, by Representative Hayden: A resolution adopting permanent rules of the House of Representatives for the 1985-1986 biennium.

HCR 5001, by Representatives Braden and Barkis: A concurrent resolution providing for a joint session of the Senate and House of Representatives for the purpose of hearing a message from the Governor.

HCR 5002, by Representatives Braden and Barkis: A concurrent resolution providing for a joint session of the Senate and House of Representatives for the purpose of hearing a message from the Supreme Court on the state of the judicial branch of the government.

Doc. No. 002820

(Published in the KANSAS REGISTER, January 24, 1985.)

NOTICE OF BOND SALE
\$725,000.00
GENERAL OBLIGATION SEWER
IMPROVEMENT BONDS
OF THE
CITY OF EUREKA, KANSAS

The CITY OF EUREKA, KANSAS will receive sealed bids at the OFFICE OF THE CITY CLERK, 309 NORTH OAK, EUREKA, KANSAS, until 7:30 o'clock P.M., C.S.T., on

MONDAY, JANUARY 28, 1985

for \$725,000.00 par value GENERAL OBLIGATION SEWER IMPROVEMENT BONDS of the City, at which time and place such bids will be publicly opened. No oral or auction bids will be considered.

The Series A, 1985 Bonds will be dated as of February 1, 1985, and shall mature on October 1 in each of

the years and in the amounts set forth below. Such bonds shall consist of fully registered certificated bonds, each in the denomination of \$5,000.00 or integral multiples thereof not exceeding the principal amount of Bonds maturing in each year. Interest will be payable semiannually, commencing April 1, 1986, and each October 1 and April 1 thereafter. The principal of, and premium, if any, on the Bonds shall be payable in lawful money of the United States of America, at the principal office of the Treasurer of the State of Kansas, (the Paying Agent and Bond Registrar) to the registered owners thereof upon presentation of the Bonds for payment and cancellation. Interest on the Bonds shall be payable in lawful money of the United States of America, by check or draft of the Paying Agent to the registered owners appearing on the books maintained by the Bond Registrar as of the 15th day of the month next preceding the Interest Payment Dates (the "Record Dates"). The fees of the Bond Registrar for registration and transfer of the Bonds shall be paid by the City.

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

<i>Principal Amount</i>	<i>Maturity Date</i>
\$10,000.00	October 1, 1986
10,000.00	October 1, 1987
10,000.00	October 1, 1988
35,000.00	October 1, 1989
40,000.00	October 1, 1990
45,000.00	October 1, 1991
50,000.00	October 1, 1992
50,000.00	October 1, 1993
50,000.00	October 1, 1994
50,000.00	October 1, 1995
75,000.00	October 1, 1996
75,000.00	October 1, 1997
75,000.00	October 1, 1998
75,000.00	October 1, 1999
75,000.00	October 1, 2000

Redemption

Bonds maturing October 1, 1996, and thereafter, are subject to call for redemption and payment prior to their respective maturities at the option of the City on and/or after October 1, 1995, in whole at any time or in part in inverse order of maturity, and by lot within maturities, on any interest payment date, at a redemption price of 102% (expressed as a percentage of the par value of the principal amount thereof) plus accrued interest to the redemption date.

Notice of any call for redemption will be mailed to the registered owners of such bonds to be redeemed at the address shown on the registration books maintained by the Bond Registrar not less than 30 days prior to the date fixed for such redemption and payment. Interest on the Bonds so called for redemption and payment will cease to accrue after the redemption date, provided notice has been given and funds are then available to pay the full redemption price thereof.

Interest Rate

Proposals will be received on the Bonds bearing such rate or rates of interest, not exceeding eight (8) different interest rates, as may be specified by the

bidder. The repetition of a rate will not constitute one of said maximum number of rates. The same rate shall apply to all Bonds of the same maturity. Each interest rate specified shall be in an even multiple of one-eighth (1/8th) or one-twentieth (1/20th) of one per cent (1%). The difference between the highest and lowest interest rates specified in any bid shall not exceed three and one-half percent (3-1/2%). No interest rate shall exceed the maximum interest rate allowed by Kansas Law; said rate being the 20 bond index of tax exempt municipal bonds published by the Weekly Bond Buyer in New York, New York on the Monday next preceding the day on which the Bonds are sold (January 21, 1985), plus 2%, and no bid of less than par and accrued interest will be considered. Bids for less than the entire issue of Bonds will not be considered.

Bid Form and Good Faith Deposit

Bids shall be submitted on the OFFICIAL BID FORM furnished by the City, and shall be addressed to the City at 309 NORTH OAK, EUREKA, KANSAS 67045, ATTENTION: RUBY FOSTER, CITY CLERK, and shall be plainly marked BOND BID. All bids must state the total interest cost of the bid, the premium, if any, the net interest cost of the bid, and the average annual interest rate, all certified by the bidder to be correct; and the City will be entitled to rely on the certificate of correctness of the bidder. Each bid must be accompanied by a certified or cashier's check equal to two per cent (2%) of the total amount of the bid, and shall be payable to TREASURER, CITY OF EUREKA, KANSAS. In the event a bidder whose bid is accepted shall fail to carry out his Contract of Purchase, said deposit shall be retained by the City as liquidated damages. The checks of unsuccessful bidders will be returned promptly.

Award of Bids

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

Delivery of the Bonds

The Bonds, duly printed, executed and registered, will be furnished and paid for by the City; and the Bonds will be sold subject to the unqualified approving opinion of GAAR & BELL, Bond Counsel, of Wichita, Kansas. THE NUMBER, DENOMINATION OF BONDS, AND NAMES OF THE INITIAL REGISTERED OWNERS TO BE INITIALLY PRINTED ON THE BONDS SHALL BE SUBMITTED IN WRITING BY THE SUCCESSFUL BIDDER TO THE BOND REGISTRAR NOT LATER THAN FEBRUARY 15, 1985. The purchaser will be furnished with a complete Transcript of Proceedings

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evidencing the authorization and issuance of the Bonds; and the usual closing proofs, which will include a Certificate that there is no litigation pending or threatened at the time of delivery of the Bonds affecting their validity. Payment for the Bonds shall be made in immediately available funds. Delivery of the Bonds will be made to the successful bidder on or before MARCH 1, 1985, at any bank in the STATE OF KANSAS or KANSAS CITY, MISSOURI, at the expense of the City. Delivery elsewhere will be made at the expense of the purchaser.

Legal Opinion

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

Purpose of Issue

The Bonds are being issued for the purpose of constructing certain sewer improvements in the City of Eureka, Kansas.

CUSIP Identification Numbers

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

Assessed Valuation

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

Equalized Assessed Valuation of Taxable Tangible Property	\$5,609,898.00
Tangible Valuation of Motor Vehicles	\$2,209,085.00
Tangible Valuation of Motor Vehicle Dealers' Inventory	\$ 127,138.00
Assessed Valuation of Farm Machinery and Equipment (1982)	\$ 135,000.00
Assessed Valuation of Business Aircraft (1982)	\$ -0-
Equalized Assessed Tangible Valuation for Computation of Bonded Debt Limitations	\$8,081,121.00

Bonded Indebtedness

The total bonded indebtedness of the City of Eureka, Kansas, at the date hereof, including this \$725,000.00 proposed issue of Bonds, is in the amount of \$1,454,000.00. The City has Temporary Notes outstanding in the amount of \$829,000.00, all of which will be retired from the proceeds of the Bonds and certain other funds.

Official Statement

Additional copies of this Notice of Bond Sale, or copies of the City's Official Statement relating to the Bonds, or further information may be received from the office of the City Clerk, 309 North Oak, Eureka, Kansas 67045, or First Securities Company of Kansas, Inc., Suite 200, One Main Place, Wichita, Kansas 67202 (316/262-4411), the City's Financial Consultants.

DATED JANUARY 14, 1985.

CITY OF EUREKA, KANSAS
By RUBY FOSTER, City Clerk

Doc. No. 002813

(Published in the KANSAS REGISTER, January 24, 1985.)

**NOTICE OF CALL FOR REDEMPTION
TO THE HOLDERS OF
CITY OF UDALL, KANSAS
CABLE TELEVISION REVENUE BONDS
SERIES 1982
DATED MARCH 1, 1982**

Notice is hereby given that pursuant to the Provisions of SECTION 4, of Ordinance No. 395 of the City of Udall, Kansas that the above mentioned Bonds numbered 1 and 4 maturing in the year 1987, have been called for redemption and payment on March 1, 1985, at the Offices of the Southwest National Bank of Wichita, P.O. Box 1401, 400 E. Douglas, Wichita, Kansas 67201.

On such redemption date there shall become due and payable on each of the above mentioned Bonds the Redemption price thereof equal to 100% of the principal amount of each Bond together with interest accrued to the redemption date (upon the presentation and surrender of each such Bond and all appurtenant coupons). Interest shall cease to accrue on the Bonds from and after March 1 1985 and the interest coupons maturing after March 1, 1985 shall be void.

CITY OF UDALL, KANSAS
By: Darra Leaming
City Clerk

Doc. No. 002812

State of Kansas

BOARD OF COSMETOLOGY

**TEMPORARY ADMINISTRATIVE REGULATIONS
(Approved by the State Rules and Regulations Board
December 19, 1984. Will expire May 1, 1985.)**

Article 3.—SCHOOLS

69-3-1. Requirements for licensure of a cosmetology or onychology school. Any person, firm or corporation may obtain a license for a cosmetology or onychology school upon complying with the following conditions and requirements:

(a) Each applicant shall file a written application with the board upon a form approved and furnished by the board. The application shall include a list of equipment, the proposed daily class schedule, and the

(continued)

name and qualifications of the instructor or instructors.

(b) Each applicant shall file a financial statement duly verified by such applicant.

(c) Each applicant shall pay a license or registration fee of \$100. (Authorized by and implementing K.S.A. 1983 Supp. 65-1903, as amended by L. 1984, Ch. 231, Sec. 3, K.S.A. 1983 Supp. 65-1904; effective Jan. 1, 1966; amended, T-85-44, Dec. 19, 1984.)

69-3-3. Equipment. (a) Each licensed school of cosmetology shall provide a minimum of 3,500 square feet of floor space, adequate rooms and equipment, including lecture and demonstration rooms, lockers, an adequate library, a facial room and two rest rooms, and adequate equipment. The minimum equipment requirements shall be: Six shampoo bowls; ten hair dryers; two facial chairs; five curling irons; two master dustproof and sanitary cabinets; two master wet sterilizers; one infrared lamp; two manicure tables with equipment; twelve mannequins; and adequate working facilities for 25 students.

(b) Each licensed school of onychology shall provide a minimum of 1,500 square feet of floor space, adequate room for theory instruction, lockers and a clinical working area for a minimum of 12 students. A minimum of 35 square feet of floor space per student shall be provided. (Authorized by and implementing K.S.A. 1983 Supp. 65-1903; as amended by L. 1984, Ch. 231, Sec. 3; effective Jan. 1, 1966; amended, E-67-9, June 16, 1967; amended May 1, 1981; amended, T-85-44, Dec. 19, 1984.)

69-3-6. Board approval for instructors; instructors prohibited from practicing profession. No person shall be employed as an instructor in a licensed school of cosmetology or onychology until evidence has been submitted to the board showing to the satisfaction of the board that such instructor has met the minimum requirements. The instructor shall only teach the profession to students and shall not provide cosmetology services at the school to the school's patrons for the profit of the instructor. (Authorized by and implementing K.S.A. 1983 Supp. 65-1903, as amended by L. 1984, Ch. 231, Sec. 3; effective Jan. 1, 1966; amended May 1, 1981; amended, T-85-44, Dec. 19, 1984.)

69-3-8. School curriculum. (a) Each school of cosmetology shall provide a course of training for the profession of cosmetologist, cosmetology technician and onychologist. Training classes shall be scheduled for no more than eight hours per day nor more than five days per week. The course of study shall include, as a minimum, the following:

(1) Cosmetology Training	Minimum Practice Services	Hours
Shampooing	100	—
Facial massage	25	—
Eyebrow arch	25	—
Scalp treatments	40	—
Onychology and Sculptured nails	40	—
Hand and arm massage	5	—
Permanent waving (croquignoles)	25	—
Hair straightening (chemical or thermal)	10	—
Hair shaping:		
Razor	40	—
Scissors	25	—

Wet waving and hairdressing:		
Wet waving	75	—
Comb-outs	75	—
Hair tinting	30	—
Hair bleaching	10	—
Eyebrow and eyelash dye	10	—
Color rinses:		
Temporary	15	—
Semi-permanent	25	—
Lectures and instruction on sanitation, sterilization, care and treatment of skin, scalp and equipment	—	150
Written and oral tests	—	75
Theory and demonstration	—	300
Salesmanship, business training and laws relating to cosmetology	—	150
(2) Cosmetology Technician Training		
Onychology and Sculptured nails	75	—
Pedicuring	10	—
Hand and arm massage	25	—
Shampooing	100	—
Temporary Color Rinse	15	—
Scalp treatments	40	—
Facial massage	25	—
Eyebrow and eyelash services	10	—
Sanitation, sterilization and care of equipment, salesmanship, business training and laws relating to cosmetology	—	100
Written and oral tests	—	75
(3) Onychology Training		
Manicuring, sculptured nails, pedicuring and all methods of caring for nails; hand and arm massage	80	250
Sanitation, sterilization and care of equipment. Salesmanship, business training and laws relating to manicuring, written and oral tests	—	100

(b) Each school of cosmetology shall meet the requirements of paragraphs (a) (1), (2) and (3) of the regulation. Each school of onychology shall meet the requirements of paragraph (a) (3). (Authorized by and implementing K.S.A. 65-1907; effective Jan. 1, 1966; amended, E-67-9, June 16, 1967; amended, E-69-19, Aug. 26, 1969; amended, E-70-12, Jan. 1, 1970; amended Jan. 1, 1971; amended May 1, 1981; amended May 1, 1982; amended, T-85-84, Dec. 19, 1984.)

Article 4.—STUDENTS

69-4-2. Equipment required for student. Each student shall be equipped with hair cutting equipment, a manicuring set, combs, hair brushes, a shampoo cape, washable uniforms, a notebook and an approved textbook covering all phases of cosmetology.

Each student in onychology training shall be equipped with all instruments and supplies necessary to perform all phases of onychology, sculptured nails and nail building. Each student shall have washable uniforms, a notebook and an approved textbook covering all phases of onychology. (Authorized by and implementing K.S.A. 1983 Supp. 65-1903, as amended by L. 1984, Ch. 231, Sec. 3; effective Jan. 1, 1966; amended May 1, 1981; amended, T-85-44, Dec 19, 1984.)

(continued)

Article 8.—REGISTRATION OF MANICURISTS

69-8-2. Examination subjects. Each applicant for licensing as an onychologist shall be required to satisfactorily pass a written examination of knowledge in the following areas: Onychology, sculptured nails, pedicuring, hand and arm massage; sanitation, sterilization and care of equipment; business training and laws relating to onychology; and safety measures. In addition, each applicant shall demonstrate an ability to properly give a manicure, including hand and arm massage and sculptured nails. (Authorized by and implementing K.S.A. 1983 Supp. 65-1905; effective Jan. 1, 1966; amended, T-85-44, Dec 19, 1984.)

HENRI FOURNIER
Executive Director

Doc. No. 002795

State of Kansas

BEHAVIORAL SCIENCES REGULATORY BOARD

TEMPORARY ADMINISTRATIVE REGULATIONS

(Approved by the State Rules and Regulations Board
December 19, 1984. Will expire May 1, 1985.)

Article 1.—CERTIFICATION OF PSYCHOLOGISTS

102-1-1. Definitions. (a) A "student, intern or resident" means:

(1) A person who is actively enrolled in, or a graduate of, a program as defined in K.A.R. 102-1-12;

(2) a person who is preparing for the profession under supervision;

(3) a person who is in a training institution or facility recognized by the board;

(4) a person to whom a fee is not paid directly; and

(5) a person who is designated by a title which clearly indicates the person's training status.

(b) A "year of supervised experience" means a minimum of 1800 supervised clock hours pursuant to K.A.R. 102-1-5. The 1800 hours shall not commence until all requirements for the doctoral degree have been completed.

(c) "Full-time employment" means at least 2,000 hours during a 12 month period.

(d) In the case of academic employment, "year" means the period normally associated with full-time employment at the employing institution.

(e) "Part-time employment experience credit" means supervised work experience of at least six consecutive months which shall be credited on a pro-rated basis.

(f) A "client or patient" means a person who is a direct recipient of psychological services. Such services may be either therapeutic or diagnostic in nature.

(g) A "therapeutic relationship" means a relationship between a psychologist and client or patient which is initiated by mutual consent or pursuant to law. The assessment of a client, or expert consultation

regarding a client, by a psychologist for a third party, for purposes of diagnosis and assessment alone shall not be considered a therapeutic relationship.

(h) "Active therapeutic treatment" means the use of psychotherapy or other psychological remedial measures that are applied to persons individually or in groups with the intent of assisting the person or persons in modifying attitudes and behavior which are intellectually, physically, socially, or emotionally maladaptive.

(i) "Termination of a therapeutic relationship or active therapeutic treatment" means termination by either the mutual consent of both parties, the completion of treatment, dismissal of the psychologist or the transfer of the client to another professional for active treatment with belief that continuation of treatment will occur.

(j) "Psychological assessment" means the use, in any manner, of established psychological tests, procedures, and techniques with the intent of diagnosing adjustment, functional, mental, vocational, or emotional problems or establishing treatment methods for persons having such problems.

(k) A "psychologist supervisor", for training purposes or supervision of uncertified assistants, means an individual licensed, certified, or certifiable at the doctoral level in that person's state to engage in the practice of psychology, and who has or had, in full or in part, legal, administrative or professional authority over and responsibility for the professional functioning of the applicant.

(l) "Consultant" means an individual who provides professional guidance, information, or advice, but who has no legal, administrative, or professional authority over or responsibility for the professional functioning of the applicant.

(m) A "non-resident psychologist" means a psychologist duly licensed by another state which has licensing standards which guarantee substantial equivalence to those in the state of Kansas or with which the board has entered into a reciprocity agreement.

(n) A "pre-doctoral internship or residency" means an organized program of supervised practice of psychology which:

(1) Is at least one year of full-time or two consecutive years of half-time training;

(2) accepts as interns or residents only applicants enrolled in a doctoral program as defined in K.A.R. 102-1-12;

(3) is directed by an individual who is certified, licensed, or certifiable at the doctoral level to engage in the practice of psychology;

(4) provides training and close supervision in a wide range of professional activity. That professional activity shall include diagnosis, remediation techniques, inter-disciplinary relationships, consultation and experience with a population of clients or patients presenting a diverse set of problems and backgrounds;

(5) is taken after completion of graduate courses and practica in the area of emphasis or after completion of university pre-internship training requirements;

(6) provides the intern or resident with a minimum

of one hour of supervision for every 10 hours of training experience;

(7) provides supervision by certified, licensed, or certifiable psychologists at least 75 percent of that supervised time;

(8) stands as a distinct and organized program clearly recognizable within an institution or agency, as well as in pertinent public, official documents issued by the institution or agency, as a training program for psychologists;

(9) identifies interns or residents as being in training and not as staff;

(10) has an identifiable licensed, certified or certifiable psychology training staff; and

(11) is an integrated, conceptually-organized entity, not an after-the-fact tabulation of experience.

(o) "Continuing education" means programs or activities which are designed to enhance the psychologist's level of knowledge, skill, and ability to practice psychology. Such programs shall have content clearly related to the enhancement of psychology practice, values, and knowledge.

(1) One continuing education unit shall be defined as 10 clock hours of continuing education activity.

(2) Continuing education credits shall not be used as a substitute for basic professional educational preparation as defined in K.A.R. 102-1-12. (Authorized by K.S.A. 74-7507; implementing K.S.A. 74-5302, K.S.A. 74-5310, K.S.A. 74-5314, K.S.A. 74-5316, K.S.A. 74-5344, K.S.A. 74-5345, and K.S.A. 74,7507; effective May 1, 1982; amended May 1, 1984; amended, T-85-35, Dec. 19, 1984.)

102-1-3. Applications. (a) An applicant shall not be given a tentative judgment on the applicant's eligibility for certification until all credentials are received and procedures are completed.

(b) An applicant's application may, for lack of qualifications, be held in active status for a period not to exceed one year. Beyond one year, the application expires, and a new application and new application fee shall be required of all such applicants.

(c) Transcripts from outside the United States. All applicants who are graduates of colleges and universities from outside the United States shall submit their official transcripts, an officially translated English copy of those transcripts, supporting documents, and if deemed necessary, the dissertation itself. (Authorized by K.S.A. 74-7507; implementing K.S.A. 74-5314, and K.S.A. 74-5317; effective May 1, 1982; amended May 1, 1984; amended, T-85-35, Dec. 19, 1984.)

102-1-4. Examinations. (a) Each applicant for certification by the board shall take an examination. The pass criterion score shall be 75 percent correct and each applicant shall be notified of the results in writing.

(b) The usual and customary examination shall be a written examination. A written examination may be waived and an oral examination procedure substituted when:

(1) A certificate has been revoked or suspended and re-certification is requested; or

(2) an applicant is unable to take the written exam-

ination due to a physical handicap or handicaps of a nature that precludes completion of the written examination or that may severely and negatively affect the applicant's performance on the written examination.

(c) For purposes of conducting oral examinations, the board may contract either collectively or individually with a panel of certified psychologists to conduct the oral examination and make recommendations to the board, based on the evaluation of the applicant's performance on the examination.

(d) Oral examinations shall include assessment of the following:

(1) Effectiveness and clarity of expression;

(2) the applicant's knowledge and skills in the area in which the applicant intends to offer psychological services;

(3) the applicant's knowledge and awareness of ethical issues and problems in the applicant's professional area of emphasis and for psychologists in general; and

(4) the applicant's knowledge of general psychology.

(e) All oral examinations shall be recorded verbatim.

(f) The decision as to whether an applicant passed or failed an examination shall be based on a review of the recommendations of the oral examining panel and review of the verbatim recordings when necessary.

(g) Waiver of examination. Any applicant, other than an applicant for reinstatement of a revoked or suspended certificate, may be exempt from taking the written examination if:

(1) The applicant successfully passed the written portion of an examination taken in another state at a level equal to or greater than the criterion pass score; or

(2) the applicant: (A) has been continuously licensed or certified at the doctoral level beginning with the implementation of the certification or licensure law in the applicant's state;

(B) has been employed as a psychologist full-time at least for five years; and

(C) has never taken the examination. (Authorized by K.S.A. 74-7507; implementing K.S.A. 74-5310, K.S.A. 1983 Supp. 74-5311, as amended by L. 1984, ch. 291, sec. 1, and K.S.A. 74-7507; effective May 1, 1982; amended May 1, 1984; amended, T-85-35, Dec. 19, 1984.)

102-1-5. Professional endorsements and supervision. (a) Endorsements. As a part of the application process, each applicant shall submit the names of four persons who are licensed, certified or certifiable at the doctoral level, in that person's state, to engage in the practice of psychology and who can attest to the applicant's previous supervised experience, previous and current professional work, and compliance with the ethical standards. The applicant shall submit the name of at least one psychologist who is able to attest to the applicant's post-doctoral experience. The board may request the submission of names of additional references. The attesting persons shall use forms sup-

(continued)

plied by the board. Members of the board shall not serve as endorsers unless they supervised the applicant.

(b) Supervision and professional experience requirements.

(1) The board shall recognize as supervised professional experience in psychology only professional practice in an organized public or private setting, institution or organization which provided the applicant an opportunity for contact with other disciplines, and an opportunity to utilize a variety of theories and to work with a broad range of populations and techniques. Pre-doctoral internships or residencies, assistantships, associateships, personal therapy, or involvement in practicums shall not constitute "professional experience."

(2) The applicant shall have been directly supervised by and under the guidance of a person who is licensed, certified, or certifiable at the doctoral level in that person's state to engage in the practice of psychology and who has had two years experience beyond the supervisor's certification date or eligibility date in the emphasis area for which the supervision was given.

(3) The applicant's supervised experience in psychology shall have been consistent with the applicant's educational background and with the area of emphasis in which the applicant intends to offer services to the public. At least half of the applicant's supervised experience shall have been relevant to the applicant's emphasis area.

(4) The supervisor shall have provided a minimum of one hour of individual supervision for every 40 hours of professional experience of the applicant. In the applied emphasis areas of clinical, counseling, school, and industrial/organizational psychology, one hour of supervision shall have been provided for every 20 hours of direct patient or client contact provided by the applicant.

(5) The supervisor shall be available to the applicant at the points of decision-making regarding diagnosis and treatment of clients or patients. The supervisor's relationship with the applicant shall be clearly differentiated from that of consultant.

(6) The supervisor shall not have a familial relationship with the applicant.

(c) The supervisor shall submit information which will enable the board to evaluate the extent and quality of the candidate's supervised practice and to assign credit for that practice.

(d)(1) The supervised practice time during which the applicant has received an unsatisfactory rating from the supervisor shall not be credited toward the required supervised practice hours as required by K.S.A. 74-5310.

(2) Professional experience gained before the completion of all academic requirements for the doctoral degree shall not fulfill requirements for certification as prescribed in K.S.A. 74-5310.

(3) Professional experiences which are part of the required preparation for the doctoral degree shall be applicable only to the "doctoral degree requirements"

and shall not be simultaneously offered to satisfy the "experience" requirement.

(e) Professional experience required of the applicant between the time the applicant fulfilled all of the requirements for the applicant's terminal degree and the time of the actual conferral of the degree may be credited towards the experience requirements for licensing, if the date of completion of all degree requirements is verified in writing by a responsible academic or administrative official, and if other requirements necessary for professional experience are met. (Authorized by K.S.A. 74-5314; implementing K.S.A. 74-5314 and K.S.A. 7-5317; effective May 1, 1982; amended May 1, 1984; amended, T-85-35, Dec. 19, 1984.)

102-1-10. Wrongful actions and moral character.

(a) If the board finds a certified psychologist guilty of a wrongful action or a lack of good moral character, the board may revoke or suspend the psychologist's certification.

(b) The following acts shall be evidence of wrongful actions or lack of good moral character:

(1) Knowingly engaging in fraudulent or misleading advertising;

(2) practicing psychology in an incompetent manner;

(3) misrepresenting professional competency by offering to perform services that are clearly unwarranted on the basis of education, training, or experience;

(4) performing professional services inconsistent with training, education, or experience;

(5) conviction of a crime resulting from or relating to the licensee's professional practice of psychology;

(6) reporting distorted, erroneous, or misleading psychological information;

(7) taking credit for work not personally performed;

(8) practicing psychology while under the influence of alcoholic beverages or using drugs in an abusive manner;

(9) failing to obtain written, informed consent from a client or patient, or the client's or patient's legal representative or representatives, before electronically recording sessions with that client or patient, or before releasing information to a third party concerning the client or patient, except as required by law;

(10) making sexual advances or engaging in sexual activities with clients, patients, or students of that psychologist;

(11) failure to provide clients or patients with a description of what the client or patient may expect in the way of tests, consultation, reports, fees, billing, therapeutic regimen, or schedule;

(12) failing to provide clients or patients with a description of possible effects of proposed treatment when there are clear and established risks to the client or patient;

(13) failing to inform the client or patient of any financial interests that might accrue to the certified psychologist for referral to any other service or for the use of any tests, books, or apparatus;

(14) refusing to cooperate in a timely manner with the board's investigation of complaints lodged against

an applicant or a psychologist certified by the board. Persons taking longer than 30 days to provide requested information shall have the burden of demonstrating that they have acted in a timely manner;

(15) impersonating another person holding a certificate issued by this board;

(16) knowingly allowing another person to use one's certificate;

(17) failing to notify the board of having a license, certificate, permit, or registration, granted by this or any other state for the practice of psychology or school psychology, that has been limited, restricted, suspended or revoked, or of having been subject to other disciplinary action by a licensing or certifying authority or professional association;

(18) failing to inform the client or patient that the client or patient is entitled to the same services from a public agency if the certified psychologist is employed by that public agency and also offers services privately;

(19) exercising undue influence on the client, patient, or student, including the promotion of the sales of services, goods, appliances, or drugs, in such manner as to exploit the patient, client or student for the financial gain or personal gratification of the practitioner or of a third party;

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

(21) 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 the same profession;

(22) making claims of professional superiority which cannot be substantiated by the certified psychologist;

(23) abandoning or neglecting a client or patient under and in need of immediate professional care, without making reasonable arrangements for the continuation of that care, or abandoning a group practice, hospital clinic or other health care facility without reasonable notice and under circumstances which seriously impair the delivery of professional care to clients or patients.

(24) failing to maintain a record for each client or patient which accurately reflects the client or patient contact with the practitioner. Unless otherwise provided by law, all client or patient records shall be retained for at least two years after the date of termination of the contact or contacts;

(25) failing to exercise appropriate supervision over persons with whom the psychologist has a supervisory relationship;

(26) failing to notify the board within a reasonable time that a certified psychologist practicing or teaching psychology is, in the judgment of the certified psychologist, practicing or teaching psychology in violation of the laws or regulations regulating psychology;

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

(28) continuing or ordering tests, treatment, or use of treatment facilities not warranted by the condition of the client or patient; or

(29) claiming or using any secret or special method of treatment or diagnostic technique which the certified psychologist refuses to divulge to the board. (Authorized by K.S.A. 74-7507, implementing K.S.A. 74-7507, K.S.A. 74-5324; effective May 1, 1982; amended May 1, 1984; amended, T-85-35, Dec. 19, 1984.)

102-1-12. Educational requirements. In order for a doctoral degree to comply with the requirement that the person has received a doctoral degree pursuant to K.S.A. 74-5310(c), consideration shall be given to whether the program is approved by the American Psychological Association or, if the program is not so approved, whether the program meets the standards for approval of the American Psychological Association as of January 1, 1983, or: (a) Whether the training is in a doctoral program of studies offered by an institution of higher education which is regionally accredited by an accrediting agency that is substantially equivalent to those accrediting agencies which accredit the universities in Kansas;

(b) Whether the program, wherever it is administratively housed, is clearly identified and specified in pertinent institutional catalogs as having the intent to educate and train psychologists;

(c) Whether the program stands as a recognized, coherent organizational entity within the university;

(d) Whether there is clear authority and primary responsibility within the program for the core and emphasis areas of psychology;

(e) Whether the program, wherever it is administratively housed, is an organized sequence of study which is planned, by those responsible for the training program, to provide an integrated educational experience;

(f) Whether there is an identifiable full-time faculty, and a person responsible for the program, whether those individuals are licensed, certified, or certifiable at the doctoral level to engage in the practice of psychology and whether the student's major advisor is a member of the psychology faculty;

(g) Whether the program has an identifiable body of students who are matriculated in that program for a degree, with residency requirements substantially equivalent to those requirements at the state universities in Kansas;

(h) Whether the program includes appropriate practicum, internship, field or laboratory training;

(i) Whether the curriculum encompasses a minimum of three academic years of full-time graduate study, including at least one continuous academic year of full-time residency at the university granting the degree;

(j) Whether the program requires each student to demonstrate competency in some manner which indicates varying degrees of mastery in each of the following substantive content areas. The program shall require a minimum of three or more graduate semester

(continued)

hours or five or more graduate quarter hours in each of the following four core substantive areas:

(1) The biological bases of behavior, including such courses as physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

(2) The cognitive-affective bases of behavior, including such courses as learning, thinking, motivation, emotion;

(3) The social bases of behavior, including such courses as social psychology, group processes, organizational and systems theory; and

(4) The individual differences, including such courses as personality theory, human development, abnormal psychology;

(k) Whether the training program requires at least 90 hours of formal graduate study in the psychology program in which the applicant shows satisfactory achievement as demonstrated in some manner which indicates varying degrees of mastery on the transcript. At least 60 of those hours shall be distributed among the four core areas as set forth in subsection (j) and in the following five areas:

- (1) scientific and professional ethics and standards;
- (2) research design and methodology;
- (3) statistics;
- (4) psychometrics;
- (5) history and systems.

(l) Whether at least 60 semester hours of the course work for the doctoral program are clearly designated on the university transcript as graduate level courses in the program, exclusive of practica, internship and dissertation credits. The number of university extension credits shall not exceed 10 semester hours. The 60 semester hour credits shall be taken during the period in which the applicant is matriculated in the doctoral program;

(m) Whether the course work includes the skill courses appropriate for the applicant's major or area of emphasis. These courses shall constitute at least 30 semester hours of the total 90 semester hours in the graduate program;

(n) Whether the program requires, before internship training, completion of that program's internship training prerequisites and requires, for an emphasis area, prior training and course work in that area. If the program has an applied emphasis including, clinical psychology, counseling psychology, school psychology or industrial-organizational psychology, then the training shall also include a set of coordinated practica and internship training exercises which total at least two semesters in the practica setting in addition to the one year of internship. The supervised training in the application of skills related to areas of emphasis shall be performed in an organized setting necessary to qualify for professional experiences as required by K.A.R. 102-1-5;

(o) Whether the program includes principles of professional ethics in regard to both the use of assessment and intervention techniques and with regard to the confidentiality of interviews and records. The program shall also include ethical principles such as those pertaining to research with human subjects, and

the obligations to the parents of clients or patients and to the institutions;

(p) Whether the program advertises in official documents, including course catalogues and announcements of program standards and descriptions, admission requirements that are in part or in full based on objective, standardized achievement tests and measures which are substantially equivalent to those of the state universities of Kansas;

(q) Whether the program includes ongoing objective review and evaluation of student learning and progress and reports this in the form of grades on the official transcript;

(r) Whether the program includes an objective comprehensive examination in general psychology and the area of emphasis in psychology and whether the program requires that the applicant pass both examinations before the awarding of the doctoral degree;

(s) Whether each student is required to initiate, prepare, conduct, and report original research as part of the graduation requirements;

(t) Whether the institution offering the graduate program has equipment and resources available, including suitable scientific and practica facilities, and whether it maintains a library. The equipment, resources, and the library shall be adequate for the size of the student body and the scope of the program offered and shall be substantially equivalent to the state universities of Kansas; and

(u) Whether the doctoral program is housed in other than an academic setting. The board shall prepare and keep up to date a list of approved programs. No program shall be considered approved without the formal action of the board. (Authorized by K.S.A. 74-7507; implementing K.S.A. 74-5310; effective May 1, 1982; amended May 1, 1984, amended, T-85-35, Dec. 19, 1984.)

102-1-13. Fees. Psychology certification fees shall be: (a) Application, 100 dollars;

(b) Renewal, 100 dollars;

(c) Examination, 120 dollars;

(d) Late renewal penalty, one dollar for each 30 days of delay beyond July 1;

(e) Temporary, 15 dollars; or

(f) Reinstatement, 100 dollars. (Authorized by and implementing K.S.A. 74-5310, K.S.A. 74-5311, as amended by L. 1984, ch. 291, sec. 1, K.S.A. 74-5316, K.S.A. 74-5319, as amended by L. 1984, ch. 291, sec. 2, K.S.A. 74-5320, and K.S.A. 74-5339, as amended by L. 1984, ch. 291, sec. 3; effective May 1, 1984; amended, T-85-35, Dec. 19, 1984.)

102-1-15. Continuing education. (a) Applicants for renewal of certification shall have earned 10 continuing education units in the two years preceding application for renewal. The required number of continuing education units shall be pro-rated for periods of renewal which are less than the full two years, using the ratio of 2.5 continuing education units for each six months since the date of certification or most recent renewal.

(continued)

(b) One academic semester credit hour is equivalent to 1.5 continuing education units.

(c) Continuing education credits counting toward the required 10 units shall be distributed over the following categories of activities so that at least three categories are represented, and with a maximum of five units in any one category. The categories shall be:

(1) Activities which are sponsored, accredited or conducted by educational institutions, by professional associations, or by private institutions which are nationally or regionally accredited for training;

(2) activities conducted by agencies and groups which do not meet the requirements of national or regional accreditation, if the content is clearly related to the enhancement of psychology skills and knowledge;

(3) presentation of courses, workshops, or other formal training activities, when the content is clearly related to the enhancement of psychology skills and knowledge. Continuing education credit shall be allowed only for the initial presentation. A maximum of two continuing education units shall be allowed for providing supervision. A maximum of two units shall be allowed for receiving supervision;

(4) publications and professional presentations. One and one-half units may be claimed for each publication or book chapter authored by the applicant and one unit may be claimed for each scientific or professional paper presented; and

(5) non-supervised, self-programmed activities. Such activities include the following:

(A) Self-instruction. The maximum number of units allowed shall be two units;

(B) preparation by the applicant for a specialty board examination. The maximum number of units allowed shall be two units and shall be allowed only for the applicant's initial preparation for such an examination;

(C) participation in quality care, client or patient diagnosis review conferences, treatment utilization reviews, peer review, case consultation with another certified psychologist, or other quality assurance committees or activities. The maximum number of units allowed in this sub-category shall be one unit;

(D) participation in professional organizations, if the organization's goals are clearly related to the enhancement of psychology values, skills, and knowledge. Such participation may include, but is not limited to, holding office or serving on committees of the organization. The maximum continuing education credit allowed shall be one unit; and,

(E) receiving personal psychotherapy which is provided by a licensed or certified mental health provider. A maximum of one continuing education unit shall be allowed for personal therapy;

(d) If continuing education credits are claimed within paragraph (c)(1) of this regulation, at least one-fifth shall have been earned in activities sponsored by an agency or institution other than where the psychologist is employed.

(e) Each certified psychologist shall be responsible for maintaining personal continuing education records. The board may provide forms for the recording of

continuing education activities. Personal records of participation in continuing education activities shall be submitted to the board at the time the 10 units are completed, or no later than 60 days prior to the date the current certification expires.

(f) In determining whether a claimed continuing education activity will be allowed, the board may require any psychologist to demonstrate that the content was clearly related to psychology, or to verify that psychologist's participation in any claimed or reported activity. If a psychologist fails to comply with this requirement, the board may disallow the claimed credit.

(g) Applicants who submit continuing education documentation which fails to meet the required 10 units may request an extension from the board. The request shall include a plan for completion of the continuing education requirements. The board may grant an extension which shall not exceed six months.

(h) At least two and one-half units of the required 10 units shall be clearly related to the applicant's area of emphasis.

(i) The board may sign contractual agreements with sponsors of continuing education activities. (Authorized by and implementing K.S.A. 74-7507; effective May 1, 1984; amended, T-85-35, Dec. 19, 1984.)

102-1-16. Use of computerized psychological tests. (a) To utilize computers in any aspect of psychological testing, the certified psychologist shall:

(1) conform to the professional standards for testing, as adopted by the American Psychological Association in the Standards for Educational and Psychological Tests, 1974, which is hereby adopted by reference;

(2) specifically consider each of the following issues in testing each client;

(A) whether a particular test is appropriate for a particular client;

(B) whether the computerized version of a test is appropriate for use by a particular client;

(C) the evaluation, validity and reliability of the decision rules underlying interpretive statements and their supporting research;

(D) whether the integration of findings is correct; and

(E) whether the conclusions and recommendations are appropriate.

(3) not use the results of a computerized test in decision-making about clients or make such results part of official client records unless such results are signed by the certified psychologist utilizing the test;

(4) be involved in a direct, supervisory, or consultative relationship to the client or to those persons using test findings for decision-making regarding the client;

(5) assume the same degree of responsibility for the validity and reliability of interpretative statements and soundness of inferences, judgments, and recommendations based on computer-generated test results as would be assured if the psychologist had personally examined the client; and

(6) make an explicit statement on the report as to

(continued)

whether the psychologist has seen or examined the client in person. (Authorized by and implementing K.S.A. 74-7507; effective T-85-35, Dec. 19, 1984.)

Article 2.—LICENSING OF SOCIAL WORKERS

102-2-1. (Authorized by and implementing K.S.A. 74-7507; effective May 1, 1982; revoked, T-85-36, Dec. 19, 1984.)

102-2-1a. Definitions. (a) "LBSW" means licensed baccalaureate social worker.

(b) "LMSW" means licensed master social worker.

(c) "LS-SW" means a licensed specialist (name of specialty) social worker.

(d) "Social work practice specialty" means a post-masters degree practice with emphasis upon a specific, identifiable field of practice and methods of helping. The minimum requirements for a license in a specialty shall be two years of post-masters experience under supervision in that practice specialty from one licensed in, or qualified for licensing in, that specialty as established by the board and successful completion of an examination approved by the board for this purpose.

(e) "Clinical specialist" means a person who has a masters or doctoral degree in social work, who meets the requirements for experience and supervision in K.A.R. 102-2-12, and who has passed an examination approved by the board.

(f) "Clinical social work" means a social work practice specialty which has as its goal the maintenance and enhancement of the psychosocial functioning of individuals, families, and groups by increasing the availability of intrapersonal, interpersonal, and societal resources. Psychotherapy is a part of, but not synonymous with, clinical social work.

(g) "Clinical social work supervision" means an educational function with the purpose of enabling the student to realize the following objectives:

(1) integration of theory and practice, including articulation of rationales for assessment and intervention;

(2) development and appropriate application of intervention skills and techniques;

(3) development of self-evaluation skills. Clinical social work supervision enables a gradual shift from critique by the supervisor to critique by the supervisee and includes self-assessment of personal growth issues; and

(4) continual acquisition of professional knowledge. Clinical social work supervision is a continuous learning process with an emphasis on learning skills and techniques related to the four objectives.

(h) "Social work supervision" means the actions and process of critically watching, directing, and overseeing the supervisee's total practice in which:

(1) the supervisor is located in close geographic proximity to the site of service so as to be physically available within a reasonable period of time;

(2) the supervisor assumes ultimate responsibility for social work services provided by the supervisee;

(3) the supervisor performs the administrative, educational, and supervisory functions.

(4) the supervisor is a licensed social worker or an individual who is eligible for licensing.

(i) "Social work consultation" means a time-limited contractual relationship in which:

(1) the primary function is a problem solving process related to the enhancement of specific knowledge or skills and lacks the four objectives of clinical social work supervision as defined in K.A.R. 102-2-1(g);

(2) the consultant has no legal, administrative, or professional authority over or responsibility for the professional functioning of the consultee. Social work consultation shall not meet the supervision requirements.

(j) "Private, independent practice of social work" means the provision of social work services, by a self-employed person, member of a partnership, member of a professional corporation, or member of a group practice who is not accountable to a social work supervisor.

(k) "Practicum" means a supervised experience wherein a student applies classroom theory to actual practice situations.

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

(m) "Prior-approved continuing education" means: (1) 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 taken for credit or audited.

(n) "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.

(o) "Providers of continuing education" means individuals, groups, professional associations, schools, institutions, organizations, or agencies approved by the board to offer continuing education programs on either approved-provider status or single program-provider status.

(1) 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 re-apply for approval biennially.

(2) Single program-provider status means that the provider has been granted approval to offer specific continuing education programs. (Authorized by K.S.A. 74-7507; implementing K.S.A. 74-7507, K.S.A. 1983 Supp. 75-5352; effective, T-85-36, Dec. 19, 1984.)

102-2-2. (Authorized by and implementing K.S.A. 74-7507; effective May 1, 1982; revoked, T-85-36, Dec. 19, 1984.)

102-2-2a. Application for licensure. (a) Each request for license application forms shall be forwarded to the board's executive secretary and should indicate the level of licensure desired. The application shall be returned to the board and shall include:

(1) The applicant's academic social work transcript or proof of receipt of degree and completion of a social work program; and

(2) full payment of the appropriate fee. The fee shall be submitted prior to the deadlines established by the board.

(b) Three written references shall be required to provide proof that the applicant meets the requirements for professional conduct and competence as required under the social worker licensing act. Two of these references shall be from social workers licensed at or above the applicant's level of licensure or eligible for licensure at such a level. The reference shall be familiar with the applicant's work. One of the references shall be from the academic social work supervisor if the applicant is a student or a recent graduate. For all others, one reference shall be from the current or most recent work supervisor. Under extenuating circumstances, the board may accept references from individuals other than social workers.

(c) Each applicant shall not be given a tentative judgment on the applicant's eligibility for licensure until all credentials are received and procedures are completed.

(d) An applicant, who otherwise meets the educational requirements of K.S.A. 75-5351, and any amendments thereto, may be granted, under extenuating circumstances, a temporary permit.

(e) Applications shall be held through two examinations. If an applicant has not been licensed after the second examination offering through failure to pass the examination or to be seated for the examination, the application shall expire. Upon such an expiration, the application may be renewed when the applicant submits a new application, fee and all supporting documents.

(f) Any applicant's application may, for lack of qualifications, be suspended for a period not to exceed one year. If the applicant has not met the qualifications by the end of that year, the application shall expire. Upon such expiration, an application may be renewed when the applicant submits a new application, fee, and all supporting documents. (Authorized by K.S.A. 74-7507; implementing K.S.A. 1983 Supp. 75-5351, 75-5354; effective, T-85-36, Dec. 19, 1984.)

102-2-4. (Authorized by and implementing K.S.A. 74-7507; effective May 1, 1982; revoked, T-85-36, Dec. 19, 1984.)

102-2-4a. Continuing education for licensees. (a) Each licensee shall have earned 60 clock hours of documented and approved continuing education during each two-year renewal period.

(b) One clock hour shall be a minimum of 50 minutes of classroom instruction between instructor and participant.

(c) One academic credit hour shall be equivalent to 15 clock hours for the purpose of continuing educa-

tion. Credit for auditing an academic course shall be for actual clock hours attended during which instruction was given and shall not exceed the academic credit allowed.

(d) Acceptable continuing education shall include:

(1) Academic social work courses taken for credit or audited;

(2) seminars, institutes, workshops or mini-courses oriented to the enhancement of social work practice, values, skills and knowledge;

(3) cross-disciplinary offerings from medicine, law, and the behavioral sciences, or other disciplines, if such offerings are clearly related to the enhancement of social work practice, values, skills, and knowledge;

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

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

(6) approved-provider programs;

(7) programs presented by approved single program-providers;

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

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

(e) The maximum number of clock hours for which continuing education credit in each of the following categories may be approved during any period shall be:

(1) 10 clock hours credit for each first-time preparation and presentation of a new course, seminar, institute, or workshop which 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 clock hours approved for participants in the program may be given to the presenter, up to a maximum of 10 additional clock hours. If the presentation was presented by more than one social worker or other professional, the continuing education credit shall be prorated among the presenters;

(2) 10 clock hours 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 such material was authorized by more than one social worker or other professional, the continuing education credit shall be prorated among the authors;

(3) 20 clock hours credit for self-directed learning projects approved by the board; and

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

(f) Approval shall not be granted for identical programs completed within the same license renewal period.

(g) Approval shall not be granted for job orientation or on-the-job training.

(h) The board may accept programs from out-of-state programs if the program is sponsored by one of the following:

(continued)

- (1) national association of social workers;
- (2) council on social work education; or
- (3) other national, non-profit professional organizations providing offerings with an explicit educational intent related to the enhancement of social work practice, values, skills, and knowledge.

(i) Each licensee shall maintain individual continuing education records. Continuing education records shall document the licensee's attendance as defined by K.A.R. 102-2-5. These records may be required to be submitted to the board prior to the license renewal. (Authorized by and implementing K.S.A. 74-7507; effective, T-85-36, Dec. 19, 1984.)

102-2-4b. Continuing education approval for sponsors. (a) An application may be made to the board to become an approved provider or a single program provider as defined in K.A.R. 102-2-1a(o). Applications shall be on forms provided by the board.

(b) Approved providers.

(1) Each application for approved-provider status shall be submitted at least three months prior to the first scheduled program.

(2) Each applicant for approved-provider status shall submit an organizational plan which includes a written statement of purpose documenting that social work practice, values, skills, and knowledge are the basis for the provider's educational goals and objectives and administrative procedures.

(3) A licensed social worker or one eligible for licensing shall be designated to be responsible for the conduct and coordination of the program.

(4) Each approved provider shall develop:

- (A) a system for maintaining records; and
- (B) a system for selection and evaluation of instructors, participant performance requirements, and provision of accessible and adequate space.

(5) Each approved provider shall maintain a summary of each individual program offered which documents:

(A) the relationship of the program to the enhancement of social work practice, values, skills, or knowledge;

(B) the learning objectives for the program and the relationship between the program content and the objectives;

(C) the licensing levels for which the program is designed and any program prerequisites;

(D) the relationship of the format and presentation methods to the learning objectives and the content, and size and composition of the participant group;

(E) the competency of the instructor in the subject matter;

(F) the means of program evaluation;

(G) the program agenda. The agenda shall clearly indicate all coffee and lunch breaks; and

(H) the dates the program was given.

(6) Approved providers may be evaluated and monitored by the board by random contact of social work participants attending programs sponsored by the approved provider.

(7) Provider approval may be withdrawn by the board if the provider violates this rule and regulation,

or if quality programs are not maintained to the board's satisfaction.

(c) Single program providers.

(1) Each application for single program-provider status shall be submitted at least 30 days prior to the scheduled programs.

(2) Each application for single program-provider status shall include a description of the following:

(A) the relationship of the program to the enhancement of social work practice, values, skills, or knowledge;

(B) the learning objectives for the program and the relationship between the program content and the objectives;

(C) the licensing levels for which the program is designed and any program prerequisites;

(D) the relationship of the format and presentation methods to the learning objectives and the content, and size and composition of the participant group;

(E) the competency of the instructor in the subject matter;

(F) the means of program evaluation;

(G) the program agenda. The agenda shall clearly indicate all coffee and lunch breaks; and

(H) the date or dates the program is to be given.

(3) Any material not submitted in this format 30 days before the scheduled date of presentation may not be processed or approved by the board prior to the date of the presentation.

(4) Single program-provider status may be withdrawn by the board if the provider violates this rule and regulation, or if quality programs are not maintained to the board's satisfaction.

(d) Each single program provider and approved provider shall maintain a record of individual social workers' attendance for a period of at least two years.

(e) Each single program provider and approved provider shall provide social work participants with verification of the participant's attendance. Such verification shall be on forms approved by the board. (Authorized by and implementing K.S.A. 74-7507; effective, T-85-36, Dec. 19, 1984.)

102-2-5. Documentation for continuing education.

Any of the following 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 signed statement of hours attended for an audited academic course;

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

(d) a copy of 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) a copy of the academic course syllabus and verification that the course was presented;

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

(g) written verification from the university practi-

cum instructor that the licensee provided supervision of undergraduate or graduate students;

(h) a copy of supervisory documents, pursuant to K.A.R. 102-1-12, for supervision of specialty license applicants; or

(i) a copy of the self-directed project. This copy shall be submitted to the board for evaluation and certification of the number of credit hours to be allowed. (Authorized by and implementing K.S.A. 74-7507; effective May 1, 1982; amended, T-85-36, Dec. 19, 1984.)

102-2-7. Code of professional responsibility. (a) Each social worker shall maintain the level of conduct herein or shall be subject to disciplinary action pursuant to K.S.A. 74-7507. The board may refuse to renew, may suspend, or may revoke the license of any social worker whom the board finds guilty of unprofessional conduct, negligence, or wrongful actions.

(b) The following acts shall be evidence of unprofessional conduct, negligence, or wrongful actions:

(1) Making a materially false statement in, or failing to disclose a material fact requested in connection with application for licensure;

(2) failing to notify the board of having a license, certificate, permit, or registration granted by this or any other state for the practice of social work that has been limited, restricted, suspended or revoked, or of having been subject to other disciplinary action by a licensing or certifying authority or professional association;

(3) knowingly allowing another person to use one's license;

(4) impersonating another person holding a license issued by this board;

(5) conviction of a crime resulting from or relating to the licensee's professional practice of social work;

(6) furthering the application for social work licensure of another person who is known by that social worker to be unqualified in respect to character, education, or other relevant attributes;

(7) knowingly aiding or abetting a person who is not a licensed social worker in representations of that person as a social worker in this state;

(8) failing to notify the board of a social worker who, in the judgment of the social worker, is practicing or teaching social work in violation of the laws or regulations regulating social work;

(9) refusing, upon request, to cooperate in a timely manner with the board's investigation of complaints lodged against any applicant or social worker licensed by the board. Persons taking longer than 30 days to provide requested information shall have the burden of demonstrating excusable neglect;

(10) misrepresenting professional competency by performing, or offering to perform, services clearly inconsistent with training, education, and experience;

(11) practicing inhumane or discriminatory treatment toward any person or group of persons;

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

(13) failing to advise and explain to each client the

joint rights, responsibilities, and duties involved in the social work relationship;

(14) failing to provide each client with a description of what the client may expect in the way of tests, consultation, reports, fees, billing, therapeutic regimen, or schedule;

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

(16) failing to inform each client of any financial interests that might accrue to the social worker for referral to any other service, or for the use of any tests, books or apparatus;

(17) failing to inform each client that the client is entitled to the same services from the public agency, if the social worker is employed by that public agency, and also offers services privately;

(18) failing to inform each client of the limits of confidentiality, the purposes for which information is obtained, and how it may be used;

(19) revealing a confidence or secret of any client, except:

(A) as required by law;

(B) after full disclosure of the information to be revealed and the persons to whom the information will be revealed, and after obtaining consent of the client; and

(C) if necessary to defend the social worker or employees or associates against an accusation of wrongful conduct made by that client;

(20) using a confidence or secret of any client to the client's disadvantage;

(21) using a confidence or secret of any client for the advantage of the social worker or a third person, without obtaining the client's consent after full disclosure of the purpose;

(22) failing to obtain written, informed consent from each client, or the client's legal representative or representatives, before electronically recording sessions with that client, before permitting a third party observation of their activities, or before releasing information to a third party concerning a client;

(23) when providing any client with access to that client's records, failing to protect the confidences of other persons contained in that record;

(24) failing to exercise due diligence in protecting the confidences and secrets of the client from disclosure by employees, associates, and others whose services are utilized by the social worker;

(25) making sexual advances or engaging in physical intimacies, or sexual activities with any client, patient or student of that social worker;

(26) practicing social work while using alcohol or other drugs in an abusive manner;

(27) exercising undue influence on any client, patient, or student, including promotion of the sales of services, goods, appliances or drugs in a manner that will exploit the patient, client, or student for the financial gain or personal gratification of the practitioner or of a third party;

(28) directly or indirectly offering, giving, soliciting, receiving, or agreeing to receive any fee or other

(continued)

consideration to or from a third party for the referral of the client or patient or in connection with the performance of professional services;

(29) 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;

(30) soliciting the clients of colleagues or assuming professional responsibility for clients of another agency or colleague without appropriate communication with that agency or colleague;

(31) making claims of professional superiority which cannot be substantiated by the social worker;

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

(33) claiming or using any secret or special method of treatment or techniques which the social worker refuses to divulge to the board;

(34) continuing or ordering tests, treatment, or use of treatment facilities not warranted by the condition of the client;

(35) failing to maintain the confidences shared by colleagues in the course of professional relationships and transactions with those colleagues;

(36) taking credit for work not personally performed whether by giving inaccurate information or failing to give accurate information;

(37) if engaged in research, failing to consider carefully the possible consequences for human beings participating in the research, failing to protect each participant from unwarranted physical and mental harm, failing to ascertain that the consent of the participant is voluntary and informed, and failing to treat information obtained as confidential;

(38) knowingly reporting distorted, erroneous, or misleading information;

(39) when termination or interruption of service of the client is anticipated, failing to notify the client promptly and failing to seek continuation of service in relation to the client's needs and preferences;

(40) abandoning or neglecting a client under and in need of immediate professional care, without making reasonable arrangements for continuation of that care, or abandoning an agency, organization, institution, or a group practice without reasonable notice and under circumstance which seriously impair the delivery of professional care to clients;

(41) failing to terminate service the social work relationship when it is apparent that the service no longer serves the clients' needs;

(42) failing to maintain a record for each client which accurately reflects the client contact with the social worker. Unless otherwise provided by law, all client records shall be retained for at least two years after the date of termination of the contact or contacts;

(43) failing to exercise appropriate supervision over persons who are authorized to practice only under the supervision of a social worker; or

(44) practicing social work in an incompetent manner. (Authorized by and implementing K.S.A. 74-7507; effective May 1, 1982; amended, T-85-36, Dec. 19, 1984.)

102-2-8. Supervision. (a) Licensed social workers.

(1) Social workers having less than the masters license and two years of post-masters, supervised experience in the method to be offered shall not engage in private, independent practice.

(2) Any person who provides clinical social work services as a self-employed person, member of a partnership, member of a professional corporation, or a member of a group practice and who is not licensed as a specialist social worker shall be supervised by a clinical specialist social worker.

(3) Social work consultation shall not meet the supervision requirements for the clinical social work service provider.

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

(b) Non-licensed social work service providers.

(1) Social work consultation shall not meet the supervision requirements for the non-licensed social work service provider.

(2) Social workers utilizing non-licensed individuals in the delivery of social services shall specifically delineate the non-licensed individual's duties and provide a level of supervision which is consistent with the training and ability of the supervisee.

(3) A supervisory contract shall be developed between the supervisor and social service designee, consisting of specific goals/objectives, the means to attain the goals, and the manner in which the goals relate to the overall objectives. Documentation of the supervisory contract shall include:

(A) a copy of the supervision contract;

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

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

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

(4) A minimum of one hour of supervision shall be provided per 40 hours of service delivery. No less than four hours of supervision per month shall be provided. (Authorized by and implementing K.S.A. 74-7507; effective, T-85-36, Dec. 19, 1984.)

102-2-9. Examinations. (a) Each applicant for licensure by the board shall take an examination approved by the board. The pass criterion score shall be one standard deviation below the national norm for the test and each applicant shall be notified of the results in writing.

(b) The usual and customary examination shall be a written examination. Special arrangements shall be made for applicants with a physical handicap or handicaps when requested by the applicant.

(c) Waiver of examination. The written examination requirement may be waived for any applicant, other than an applicant for reinstatement of a revoked or suspended license, if the applicant successfully passed the written portion of an examination deemed by the board to be substantially equivalent to that used in Kansas at a level equal to or greater than the criterion pass score.

(d) Each applicant for licensure who fails the examination shall submit the fee required by K.A.R. 102-2-3 for each subsequent examination which the applicant attempts to pass. (Authorized by K.S.A. 74-7507; implementing K.S.A. 1983 Supp. 75-5351; K.S.A. 1983 Supp. 75-5354; effective, T-85-36, Dec. 19, 1984.)

102-2-10. Certificates. (a) Each applicant who meets the standards for licensing, shall receive a certificate appropriate for display.

(b) If a license is revoked, the licensee shall be informed of the board's action by certified mail, and the licensee shall return the certificate to the board within 30 days.

(c) If a licensee fails to renew the license, the licensee shall be informed in writing and the licensee shall return the certificate to the board within 30 days. (Authorized by K.S.A. 74-7507; implementing K.S.A. 1983 Supp. 75-5351, 75-5357, as amended by L. 1984, ch. 313, sec. 157; effective, T-85-36, Dec. 19, 1984.)

102-2-11. Renewal. (a) Each licensed social worker shall renew the license by submitting a renewal form to the executive secretary together with the renewal fee prescribed in K.A.R. 102-2-3.

(b) At or prior to the time of the renewal, each licensed social worker shall submit evidence of satisfactory completion of 60 hours of continuing education as defined in K.A.R. 102-2-4a and 102-2-5.

(c) If the licensee has not satisfactorily completed the continuing education, the licensee may request a temporary permit. A temporary permit may be granted for a period not to exceed six months from the date of expiration of the license provided the licensee submits the following materials at the time of the request:

- (1) Full payment of the license fee;
- (2) documentation of continuing education credit earned to date; and
- (3) a statement of intent to complete the continuing education requirement. This statement shall include the courses or seminars the licensee intends to take, and the time period in which the requirement will be met. (Authorized by K.S.A. 74-7507; implementing K.S.A. 1983 Supp. 75-5358, 75-5359; effective, T-85-36, Dec. 19, 1984.)

102-2-12. Specialist clinical social work licensure requirement. (a) In order for an applicant to qualify for licensure at the specialist clinical level, the following requirements shall be met:

(1) completion of two years or 4,000 hours of post-graduate, supervised, clinical experience or the equivalent. The supervision shall be provided by a licensed specialist clinical social worker, or one eligible for licensure at that level if supervision occurred in a state other than Kansas;

(2) a minimum of one-hour supervisory session per week or a minimum total of 100 hours in supervisory sessions over the two-year period; and

(3) successful completion of an examination approved by the board for this level of licensure.

(b) Documentation attesting to the applicant's completion of the supervised clinical experience shall be

submitted to the board at the time of application and shall include a statement by the supervisor that the overall objectives of clinical social work supervision have been met. The documentation shall include:

(1) a supervisory contract which has been developed between the supervisor and the applicant. The contract shall consist of specific goals/objectives, the means to attain the goals, and a description of the manner in which the goals relate to the overall objectives. Under extenuating circumstances, the board may waive the supervisory contract;

(2) a summary of the types of clients and situations dealt with at the supervisory sessions;

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

(4) the length of time spent in the supervisory sessions over the two-year period.

(c) Out-of-state applicants who received supervision in a state other than Kansas shall also submit documentation from their supervisors attesting to the supervisor's eligibility to provide supervision. An out-of-state supervisor shall be considered eligible to provide supervision if the supervisor has met the requirements contained in K.A.R. 102-2-12(a).

(d) Out-of-state applicants who cannot provide the documentation required by subsection (b) of this regulation shall be supervised in Kansas for a minimum of 10 hours in order for the Kansas supervisor to ensure that requirements have been met.

(e) Social work consultation shall not meet the supervision requirements. (Authorized by K.S.A. 74-7507; implementing K.S.A. 1983 Supp. 75-5351, K.S.A. 75-5353; effective, T-85-36, Dec. 19, 1984.)

MARY ANN GABEL
Executive Secretary

Doc. No. 002778

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