

Approved _____

Date

1-28th 1991
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MINUTES OF THE HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE

The meeting was called to order by Carol H. Sader at _____
Chairperson

1:30 / a.m./p.m. on January 24, 1991 in room 423-S of the Capitol.

All members were present except:

Representative Theo Cribbs, excused absence

Committee staff present:

Emalene Correll, Research
Norman Furse, Revisor
Sue Hill, Committee Secretary

Conferees appearing before the committee:

Tom Hitchcock, Executive Secretary Kansas Board of Pharmacy
Mack Smith, Executive Secretary, Kansas Board of Mortuary Arts
Dr. Robert Harder, Secretary Department of SRS

Chair called meeting to order, inviting those present with bill requests to begin.

Tom Hitchcock, Ks. Board of Pharmacy offered hand-outs, (Attachments No. 1,2,3, drafts of proposed legislation.

Mr. Hitchcock outlined in detail the requested changes, i.e., verbage changes; renewal fee penalty changes; examination fee cap raised from \$250 to \$350 so increases can be implemented by regulation when needed. He detailed other minor changes, then answered questions.

Chair entertained motions in regard to request. Rep. Neufeld moved this committee introduce these requests as committee bills, seconded by Rep. Flottman, motion carried.

Mr. Mack Smith, Executive Secretary, Kansas Board of Mortuary Arts explained hand-outs, (Attachment No. 4), noting requested changes, i.e., to up-date educational requirements; add verbage in regard to relicensing; add verbage in present statutes in regard to "apprentice embalmers", relicensing; and to increase maximum fee limitations. He answered questions. Chair entertained motions in regard to this request. Rep. Amos moved to introduce this request as a committee bill, seconded by Rep. Scott motion carried.

Chair then recognized Dr. Robert Harder.

Dr. Harder, Secretary of Department of SRS gave an informational presentation on the Department of SRS. (Attachment No. 5, outline of offices in the Department. He detailed the proposed organizational chart. (Attachment No. 6, Program Synopses outlined, i.e., administration; alcohol/drug abuse services; cash assistance; medical assistance and services; KanWork; mental health/retardation services; youth services; vocational rehabilitation services; blind services; disability determination services. Dr. Harder detailed Government recommendations on dollars spent, (Attachment No.7) then outlined (Attachment No. 8), medicaid allocations per state; aid to families with dependent children; general assistance funding by state; winter and summer Low Income Energy Assistance Programs, (LIEAP).

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE,
room 423-S Statehouse, at 1:30 a.m./p.m. on January 24, 1991

Dr. Harder answered numerous questions throughout his presentation, i.e., yes, the number of patients who are veterans coming out of state institutions into nursing home situations will increase; when a federal mandate comes down, we must also put in a substantial amount of dollars to match; yes, there is litigation approaching hearings state; Fed fighters are also the group that knows about waivers, primarily in the Title 19 program and ways to provide alternate care are formulated. If a waiver is obtained the funding can be shifted to accommodate other social services.

Further responses to questions, i.e., yes, annual report is close to being completed; yes, there is a working paper on the three mental retardation centers that were studied, but it is not as yet complete; the results from KanWork plan are not complete, however there is a draft prepared. It is still too early to reach a comprehensive conclusion. We have put many people to work in KanWork.

Emalene Correll, Research then gave a briefing on Interim study report. Proposal No. 34 was requested by an individual member of the Senate. There was no formal written request. A number of these issues listed are far-reaching so the Legislative Coordinating Council recommended the Judicial Council be instructed to handle a complicated issue. It appears then reports will come down at a later time from this Judicial Committee.

Proposal No. 45, came about when Congresswoman Jan Meyers discussed her concerns about low level radio active by-product materials with the Special Committee on Public Health and Welfare. Ms. Correll outlined this proposal to committee.

Chair noted agenda for meeting on Monday, January 28th. There will be two final Interim Report briefings; bill requests; hearings on HB 2017.

Chair adjourned meeting at 3:02 p.m.

TEST REGISTER

HOUSE PUBLIC HEALTH AND WELFARE COMMITTEE

DATE Jan. 24th 1981

NAME	ORGANIZATION	ADDRESS
LISA Getz	WICHITA Hospitals	
Mary Ellen Conlee	WICHITA Hospitals	
GARY Robbins	Ks Opt Assn	
Lisa Gaslay	APCI Kansas	
Marilyn Bradt	KINH	Lawrence
Tom Rickman	MARION mercede Dow	kc mo
BILL DEAN	NKF	O.P. Ks.
KEITH R LANDIS	CHRISTIAN SCIENCE COMMITTEE ON PUBLICATION FOR KANSAS	TOPEKA
Michelle Lichten	John Peterson & Associates	Topeka
Tom Gress	KHA	"
Eugene Peares	—	Oregon City, Ks
Chip Wheelen	Ks Medical Soc.	Topeka
Bill Henry	Pharm Mfg Assn	Topeka
Mark Smith	mortuary Arts Board	"
R. Jordan	SRS	"
Tom Hitchcock	Bd. Pharmacy	"
Guy Selig	K-NASW	"
JAN BOEKER	K-NASW	"
Marilyn Bradt	KINH	Lawrence
Sheper HoWday	Budget DIVISION	
Mark Tallman	KASB	Topeka
Jeanne Smelser	SRS - TSH	Topeka
Kelly Kultala	NOW	KCKS
Kristy Koscielny	Governor's Office	Topeka

65-1637. Pharmacist required to be in charge of pharmacy; compounding and filling of prescriptions; brand exchange; refilling prescriptions. In every store, shop or other place defined in this act as a "pharmacy" there shall be a pharmacist in charge and the compounding and putting up of prescriptions shall be limited to pharmacists only. Except as otherwise provided by the pharmacy act of this state, when a pharmacist is not in attendance at a pharmacy, the premises shall be enclosed and secured. Prescription orders may be written, oral or telephonic. Blank forms for written prescription orders may have two signature lines. The first signature line shall state: "Dispense as written_____." The second signature line shall state: "Brand exchange permissible_____." Prescriptions shall only be filled or refilled in accordance with the following requirements:

(a) All prescriptions shall be filled in strict conformity with any directions of the prescriber, except that a pharmacist who receives a prescription order for a brand name drug product may exercise brand exchange with a view toward achieving a lesser cost to the purchaser unless:

(1) The prescriber, in the case of prescription signed by the prescriber and written on a blank form containing two signature lines, signs the first signature line following the statement "dispense as written_____, " or

(2) the prescriber, in the case of a prescription signed by

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the prescriber, writes in the prescriber's own handwriting "dispense as written" on the prescription, or

(3) the prescriber, in the case of a prescription other than one in writing signed by the prescriber, expressly indicates the prescription is to be dispensed as communicated, or

(4) the federal food and drug administration has determined that a drug product of the same generic name is not bioequivalent to the prescribed brand name prescription medication.

(b) Prescription orders shall be recorded in writing by the pharmacist and the record so made by the pharmacist shall constitute the original prescription to be dispensed by the pharmacist. This record, if telephoned by other than the physician shall bear the name of the person so telephoning. Nothing in this paragraph shall be construed as altering or affecting in any way laws of this state or any federal act requiring a written prescription order.

(c) No prescription shall be refilled, ~~if it contains a statement that it is not to be refilled~~ unless authorized by the prescriber either in the original prescription or by oral order which is reduced promptly to writing and filled by the pharmacist.

(d) If any prescription order contains a provision that the prescription may be refilled a specific number of times within

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or during any particular period, such prescription shall not be refilled except in strict conformity with such requirements.

(e) If a prescription order contains a statement that during any particular time the prescription may be refilled at will, there shall be no limitation as to the number of times that such prescription may be refilled except that it may not be refilled after the expiration of the time specified, or one year after the prescription was originally issued whichever occurs first.

(f) Any pharmacist who exercises brand exchange and dispenses a less expensive drug product shall not charge the purchaser more than the regular and customary retail price for the dispensed drug.

Nothing contained in this section shall be construed as preventing a pharmacist from refusing to fill or refill any prescription if in the pharmacist's professional judgment and discretion such pharmacist is of the opinion that it should not be filled or refilled.

HISTORY: L. 1953, ch. 290, sec. 23; L. 1975, ch. 319, sec. 23; L. 1978, ch. 242, sec. 2; L. 1979, ch. 194, sec. 1; L. 1986, ch. 231, sec. 25, June 1.

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65-1643. Registration or permit required; pharmacies, manufacturers, wholesalers, auctions, sales, distribution or dispensing of samples, retailers, institutional drug rooms, pharmacy interns; certain acts declared unlawful. On and after the effective date of this act, it shall be unlawful:

(a) For any person to operate, maintain, open or establish any pharmacy within this state without first having obtained a registration from the board. Each application for registration of a pharmacy shall indicate the person or persons desiring the registration, including the pharmacist in charge, as well as the location, including the street name and number, and such other information as may be required by the board to establish the identity and exact location of the pharmacy. The issuance of a registration for any pharmacy shall also have the effect of permitting such pharmacy to operate as a retail dealer without requiring such pharmacy to obtain a retail dealer's permit. On evidence satisfactory to the board: (1) That the pharmacy for which the registration is sought will be conducted in full compliance with the law and the rules and regulations of the board; (2) that the location and appointments of the pharmacy are such that it can be operated and maintained without endangering the public health or safety; (3) that the pharmacy will be under the supervision of a pharmacist, a registration shall be issued to such persons as the board shall deem qualified to conduct such a pharmacy.

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(b) For any person operating outside the state which ships, mails or delivers in any manner a dispensed legend drug into Kansas without first having obtained a registration from the board; and that part of the pharmacy operation dispensing the prescription for a Kansas resident shall abide by Kansas law and rules and regulation of the board. The Legislature recognizes that the regulations of the state of Kansas and those of the state in which the pharmacy is located may conflict; in which case, the regulation of the state in which the pharmacy is located shall prevail in order to not conflict with interstate commerce laws.

~~(b)~~ (c) For any person to manufacture within this state any drugs except under the personal and immediate supervision of a pharmacist or such other person or persons as may be approved by the board after an investigation and a determination by the board that such person or persons is qualified by scientific or technical training or experience to perform such duties of supervision as may be necessary to protect the public health and safety; and no person shall manufacture any such drugs without first obtaining a registration so to do from the board. Such registration shall be subject to such rules and regulations with respect to requirements, sanitation and equipment, as the board may from time to time adopt for the protection of public health and safety.

~~(e)~~ (d) For any person to distribute at wholesale any drugs

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without first obtaining a registration so to do from the board.

~~(d)~~ (e) For any person to sell or offer for sale at public auction or private sale in a place where public auctions are conducted, any drugs without first having obtained a registration from the board so to do, and it shall be necessary to obtain the permission of the board in every instance where any of the products covered by this section are to be sold or offered for sale.

~~(e)~~ (f) For any person to in any manner distribute or dispense samples of any drugs without first having obtained a permit from the board so to do, and it shall be necessary to obtain permission from the board in every instance where the samples are to be distributed or dispensed. Nothing in this subsection shall be held to regulate or in any manner interfere with the furnishing of samples of drugs to duly licensed practitioners, to pharmacists or to medical care facilities.

~~(f)~~ (g) Except as otherwise provided in this subsection ~~(f)~~ (g), for any person operating a store or place of business to sell, offer for sale or distribute any drugs to the public without first having obtained a registration or permit from the board authorizing such person so to do. No retail dealer who sells 12 or fewer different nonprescription drug products shall be required to obtain a retail dealer's permit under the pharmacy act of the state of Kansas or to pay a retail dealer new permit or permit renewal fee under such act. It shall be

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lawful for a retail dealer who is the holder of a valid retail dealer's permit issued by the board or for a retail dealer who sells 12 or fewer different nonprescription drug products to sell and distribute nonprescription drugs which are prepackaged, fully prepared by the manufacturer or distributor for use by the consumer and labeled in accordance with the requirements of the state and federal food, drug and cosmetic acts. Such nonprescription drugs shall not include: (1) A controlled substance; (2) a drug product the label of which is required to bear substantially the statement: "Caution: Federal law prohibits dispensing without prescription"; or (3) a drug product intended for human use by hypodermic injection; but such a retail dealer shall not be authorized to display any of the words listed in subsection(s) of K.S.A. 65-1626 and amendments thereto, for the designation of a pharmacy or drugstore.

~~(g)~~ (h) For any person to sell any drugs manufactured and sold only in the state of Kansas, unless the label and directions on such drugs shall first have been approved by the board.

~~(h)~~ (i) For any person to operate an institutional drug room without first having obtained a registration to do so from the board. Such registration shall be subject to the provisions of K.S.A. 65-1637a and amendments thereto and any rules and regulations adopted pursuant thereto.

~~(i)~~ (j) For any person to be a pharmacy intern without

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first obtaining a registration to do so from the board, in accordance with rules and regulations adopted by the board, and paying a pharmacy intern registration fee of \$25 to the board.

HISTORY: L. 1953, ch. 290, sec. 29; L. 1967, ch. 342, sec. 3; L. 1975, ch. 319, sec. 29; L. 1979, ch. 193, sec. 3; L. 1982, ch. 263, sec. 7; L. 1983, ch. 210, sec. 2; L. 1986, ch. 231, sec. 29, June 1.

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65-1627. Grounds for revocation, suspension, placement in probationary status or denial of license for pharmacist, permit for retail dealer or registration for pharmacy or manufacturer or distributor; procedure. (a) The board may revoke, suspend, place in a probationary status or deny a renewal of any license of any pharmacist upon a finding that:

(1) The license was obtained by fraudulent means;

(2) the licensee has been convicted of felony and the board determines, after investigation, that such person has not been sufficiently rehabilitated to warrant the public trust;

(3) the licensee is found by the board to be guilty of unprofessional conduct or professional incompetency;

(4) the licensee is addicted to the liquor or drug habit to such a degree as to render the licensee unfit to practice the profession of pharmacy;

(5) the licensee has violated a provision of the federal or state food, drug and cosmetic act, ~~or~~ the uniform controlled substances act of the state of Kansas, or any rule or regulation adopted under either;

(6) the licensee is found by the board to have filled a prescription not in strict accordance with the directions of the practitioner;

(7) the licensee is found to be mentally or physically incapacitated to such a degree as to render the licensee unfit to practice the profession of pharmacy;

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(8) the licensee has violated any of the provisions of the pharmacy act of the state of Kansas or any rule and regulation adopted by the board pursuant to the provisions of such pharmacy act;

(9) the licensee has failed to comply with the requirements of the board relating to the continuing education of pharmacists;

(10) the licensee as a pharmacist in charge or consultant pharmacist under the provisions of subsection (c) or (d) of K.S.A. 65-1648 and amendments thereto has failed to comply with the requirements of subsection (c) or (d) of K.S.A. 65-1648 and amendments thereto; ~~or~~

(11) the licensee has knowingly submitted a misleading, deceptive, untrue or fraudulent misrepresentation on a claim form, bill or statement;

(12) the licensee has had a license to practice pharmacy revoked, suspended or limited, has been censured or has had other disciplinary action taken, or an application for license denied, by the proper licensing authority of another state, territory, District of Columbia, or other country, a certified copy of the record of the action of the other jurisdiction being conclusive evidence thereof; or

(13) the licensee has self administered any controlled substance without a practitioner's prescription order.

(b) The board may suspend, revoke, place in a probationary

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status or deny a renewal of any retail dealer's permit issued by the board when information in possession of the board discloses that such operations for which the permit was issued are not being conducted according to law or the rules and regulations of the board.

(c) The board may revoke, suspend, place in a probationary status or deny a renewal of the registration of a pharmacy upon a finding that: (1) Such pharmacy has been operated in such manner that violations of the provisions of the pharmacy act of the state of Kansas or of the rules and regulations of the board have occurred in connection therewith; (2) the owner or any pharmacist employed at such pharmacy is convicted, subsequent to such owner's acquisition of or such employee's employment at such pharmacy, of a violation of the pharmacy act or uniform controlled substances act of the state of Kansas, or the federal or state food, drug and cosmetic act; or (3) the owner or any pharmacist employed by such pharmacy has fraudulently claimed money for pharmaceutical services.

(d) A registration to manufacture or to distribute at wholesale a drug or a registration for the place of business where any such operation is conducted may be suspended, revoked, placed in a probationary status or the renewal of such registration may be denied by the board upon a finding that the registrant or the registrant's agent: (1) Has materially falsified any application filed pursuant to or required by the

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pharmacy act of the state of Kansas; (2) has been convicted of a felony under any federal or state law relating to the manufacture or distribution of drugs; (3) has had any federal registration for the manufacture or distribution of drugs suspended or revoked; (4) has refused to permit the board or its duly authorized agents to inspect the registrant's establishment in accordance with the provisions of K.S.A. 65-1629 and amendments thereto; or (5) has failed to keep, or has failed to file with the board or has falsified records required to be kept or filed by the provisions of the pharmacy act of the state of Kansas or by the board's rules and regulations.

(e) Orders under this section, and proceedings thereon, shall be subject to the provisions of the Kansas administrative procedure act.

HISTORY: L. 1953, ch. 290, sec. 13; L. 1965, ch. 369, sec. 5; L. 1972, ch. 231, sec. 5; L. 1975, ch. 319, sec. 3; L. 1982, ch. 262, sec. 1; L. 1984, ch. 313, sec. 106; L. 1986, ch. 235, sec. 2; L. 1986, ch. 231, sec. 10; L. 1986, ch. 234, sec. 3; L. 1988, ch. 356, sec. 195; L. 1989, ch. 193, sec. 2, July 1.

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65-1631. Licensure required of pharmacists; qualifications of applicants; examination fee; reciprocal licensure; applicants from schools outside United States. (a) It shall be unlawful for any person to practice as a pharmacist in this state unless such person is licensed by the board as a pharmacist. Except as otherwise provided in subsection (d), every applicant for licensure as a pharmacist shall be at least 18 years of age, shall be a graduate of a school or college of pharmacy or department of a university recognized and approved by the board, shall file proof satisfactory to the board, substantiated by proper affidavits, of a minimum of one year of pharmaceutical experience, acceptable to the board, under the supervision of a preceptor and shall pass an examination administered by the board. Pharmaceutical experience as required in this section shall be under the supervision of a preceptor and shall be predominantly related to the dispensing of prescription medication, compounding prescriptions, preparing pharmaceutical preparations and keeping records and making reports required under state and federal statutes. A school or college of pharmacy or department of a university recognized and approved by the board under this subsection (a) shall have a standard of education not below that of the university of Kansas school of pharmacy. The board shall adopt rules and regulations establishing the criteria which a school or college of pharmacy or department of a university shall satisfy in meeting the

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standard of education established under this subsection (a).

(b) All applications for examinations shall be made on a form to be prescribed and furnished by the board and shall be filed with the board at least 30 days before examinations are to be held. Each application must be accompanied by an examination fee fixed by the board as provided in K.S.A. 65-1645 and amendments thereto. The examination fee established by this section immediately prior to the effective date of this act shall continue in effect until a different examination fee is fixed by the board by rules and regulations as provided in K.S.A. 65-1645 and amendments thereto.

(c) The board is authorized to adopt rules and regulations relating to the grades which an applicant must receive in order to pass the examination.

(d) Notwithstanding the preceding provisions of this section, the board may in its discretion license as a pharmacist, without examination, any person who is duly registered or licensed by examination in some other state, except that the board may require that such person take the law examination administered by the board. Such person shall file proof satisfactory to the board of having the education and training required of applicants for licensure under the provisions of the pharmacy act of this state. Persons who are registered or licensed as pharmacists by examination in other states shall be required to satisfy only the requirements which

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existed in this state at the time they become registered or licensed in such other states. The provisions of this subsection shall apply only if the state in which the person is registered or licensed grants, under like conditions, reciprocal registrations or licenses as pharmacists, without examination, to pharmacists duly licensed by examination in this state. Reciprocal licensure shall not be denied to any applicant otherwise qualified for reciprocal licensure under this section who has met the internship requirements of the state from which the applicant is reciprocating or who has at least one year of practice as a licensed pharmacist. A reciprocal licensure may be denied for any of the reasons set forth in K.S.A.

65-1627(a)(1) through (13).

(e) In the event that an applicant for reciprocal licensure has not been subject to laws requiring continuing education as a condition for renewal of a registration or license, such applicant shall be required to satisfy the board through a competency examination that the applicant has the knowledge and ability to meet Kansas standards for licensure as a pharmacist.

(f) No applicant who has taken the examination for licensure given by the board and has failed to complete it successfully shall be considered for licensure by reciprocity within one year from the date such applicant sat for the examination.

(g) All applicants for reciprocal licensure shall file

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their applications on a form to be prescribed and furnished by the board and such application shall be accompanied by a fee of \$250.

(h) The board shall take into consideration any felony conviction of such person, but such conviction shall not automatically operate as a bar to licensure.

(i) All applicants for licensure who graduate from a school or college of pharmacy outside the United States or who graduate from a school or college of pharmacy not approved by the board shall submit information to the board, as specified by rules and regulations, and this information shall be accompanied by an evaluation fee of not to exceed \$250 as fixed by the board by rules and regulations, which evaluation fee shall be in addition to any other fee paid by the applicant under the pharmacy act of the state of Kansas. The board may contract with investigative agencies, commissions or consultants to assist the board in obtaining information about such schools or colleges of pharmacy. In entering such contracts the authority to approve schools or colleges of pharmacy shall remain solely with the board.

(j) All applicants for licensure who graduate from a school or college of pharmacy outside the United States or who are not citizens of the United States shall provide proof to the board that the applicant has a reasonable ability to communicate with the general public in English. The board may require such

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applicant to take the test of English as a foreign language and to attain the grade for passing such test as established by the board by rules and regulations.

(k) Every registered pharmacist holding a valid registration as a pharmacist in effect on the day preceding the effective date of this act shall be deemed to be a licensed pharmacist under this act, and such person shall not be required to file an original application hereunder for a license.

HISTORY: L. 1953, ch. 290, sec. 17; L. 1962, ch. 37, sec. 1; L. 1967, ch. 342, sec. 1; L. 1972, ch. 231, sec. 6; L. 1974, ch. 252, sec. 1; L. 1975, ch. 319, sec. 17; L. 1981, ch. 247, sec. 1; L. 1982, ch. 263, sec. 1; L. 1986, ch. 235, sec. 3; L. 1986, ch. 231, sec. 20; L. 1986, ch. 236, sec. 2; L. 1987, ch. 236, sec. 2; L. 1988, ch. 243, sec. 7, July 1.

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65-1632. Renewal of license; fee; denial; conditions; inactive status license; reinstatement after nonrenewal; penalty. (a) Each license of a pharmacist issued by the board shall expire on June 30 following the date of issuance. Each application for renewal of a license as a pharmacist shall be made on a form prescribed and furnished by the board. Except as otherwise provided in this subsection, the application, when accompanied by the renewal fee and received by the executive secretary of the board on or before the date of expiration of the license, shall have the effect of temporarily renewing the applicant's license until actual issuance or denial of the renewal. If at the time of filing a proceeding is pending before the board which may result in the suspension, probation, revocation or denial of the applicant's license, the board may by emergency order declare that the application for renewal shall not have the effect of temporarily renewing such applicant's license. Every licensed pharmacist shall pay to the secretary of the board annually ~~between July 1 and August 1~~ a renewal fee of not more than \$100, as fixed by the board by rules and regulations. The renewal fee fixed by the board under this section immediately prior to the effective date of this act shall continue in effect until a different renewal fee is fixed by the board by rules and regulations as provided under this section.

(b) The board may deny renewal of any license of a pharmacist on any ground which would authorize the board to deny

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an initial application for licensure or on any ground which would authorize the board to suspend, revoke or place on probation a license previously granted. Orders under this section, and proceedings thereon, shall be subject to the provisions of the Kansas administrative procedure act.

(c) The payment of the renewal fee by a person who is a holder of a license as a pharmacist shall entitle the person to renewal of license if no grounds exist for denying the renewal of the license and if the person has furnished satisfactory evidence to the board that the person has successfully complied with the rules and regulations of the board relating to continuing professional education. These educational requirements shall be fixed by the board at not less than 10 clock hours nor more than 20 clock hours annually of a program of continuing education approved by the board. The maximum number of continuing education hours required by the board to meet the requirements for cancellation of inactive status licensure and renewal of license under subsection (d) or reinstatement of license because of nonpayment of fees under subsection (e) shall not exceed 30.

(d) The payment of the renewal fee by the person who is a holder of a license as a pharmacist but who has not complied with the continuing education requirements fixed by the board, if no grounds exist for denying the renewal of the license other than that the person has not complied with the continuing

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education requirements fixed by the board, shall entitle the person to inactive status licensure by the board. No person holding an inactive status license from the board shall engage in the practice of pharmacy in this state. Upon furnishing satisfactory evidence to the board of compliance with the continuing education requirements fixed by the board and upon the payment to the board of all applicable fees, a person holding an inactive status license from the board shall be entitled to cancellation of the inactive status license and to renewal of licensure as a pharmacist.

(e) If the renewal fee for any pharmacist's license has not been paid by August 1 of any year, the license is hereby declared void, and no license shall be reinstated except upon payment of any unpaid renewal fee plus a penalty ~~equal to the unpaid renewal fee~~ as fixed by the board by rules and regulations and proof satisfactory to the board of compliance with the continuing education requirements fixed by the board. Payment of any unpaid renewal fee plus a penalty ~~equal to the unpaid renewal fee~~ as fixed by the board by rules and regulations and the submission of proof satisfactory to the board of compliance with the continuing education requirements fixed by the board shall entitle the license to be reinstated. The nonpayment of renewal fees by a previously licensed pharmacist for a period exceeding three years shall not deprive the previously licensed pharmacist of the right to reinstate the

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license upon the payment of any unpaid fees and penalties and upon compliance with the continuing education requirements fixed by the board, except that the board may require such previously licensed pharmacist to take and pass an examination approved by the board for reinstatement as a pharmacist and to pay any applicable examination fee.

HISTORY: L. 1953, ch. 290, sec. 18; L. 1962, ch. 37, sec. 2; L. 1967, ch. 342, sec. 2; L. 1974, ch. 252, sec. 2; L. 1975, ch. 319, sec. 18; L. 1982, ch. 263, sec. 2; L. 1984, ch. 313, sec. 107; L. 1986, ch. 231, sec. 21; L. 1987, ch. 236, sec. 3; L. 1988, ch. 356, sec. 198; L. 1990, ch. 224, sec. 1, July 1.

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65-1645. Applications for registrations and permits; renewals; forms; establishment of fees; establishment of retail dealer classes; display of registrations and permits; expiration dates; penalty fee for renewal after lapse. (a) Application for registrations or permits under K.S.A. 65-1643 and amendments thereto shall be made on a form prescribed and furnished by the board and accompanied by the fee prescribed by the board under the provisions of this section. When such application and fees are received by the executive secretary of the board on or before the due date, such application shall have the effect of temporarily renewing the applicant's registration or permit until actual issuance or denial of the renewal. However, if at the time of filing a proceeding is pending before the board which may result in the suspension, probation, revocation or denial of the applicant's registration or permit, the board may declare, by emergency order, that such application for renewal shall not have the effect of temporarily renewing such applicant's registration or permit. Separate applications shall be made and separate registrations or permits issued for each separate place at which is carried on any of the operations for which a registration or permit is required by K.S.A. 65-1643 and amendments thereto. However, each person holding a manufacturing or wholesaler registration or permit for more than one location shall pay only one fee.

(b) The fees required for the issuing of the registrations

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or permits required by K.S.A. 65-1643 and amendments thereto shall be fixed by the board as herein provided, subject to the following:

(1) Pharmacy, new registration not more than \$150, renewal not more than \$125;

(2) pharmacist, examination fee not more than ~~\$250~~ \$350;

(3) pharmacist, examination fee for previously licensed pharmacist not more than \$250;

(4) manufacturer, new registration not more than \$500, renewal not more than \$400;

(5) wholesaler, new registration not more than \$500, renewal not more than \$400, except that a wholesaler dealing exclusively in non-prescription drugs, the manufacturing, distributing or dispensing of which does not require registration under the uniform controlled substances act, shall be assessed a fee for registration and reregistration not to exceed \$50;

(6) special auction not more than \$50;

(7) samples distribution not more than \$50;

(8) institutional drug room, new registration not more than \$40, renewal not more than \$35;

(9) retail dealer selling more than 12 different nonprescription drug products, new permit not more than \$12, renewal not more than \$12, or;

(10) certification of grades for each applicant for

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examination and registration not more than \$25;

(c) For the purpose of fixing fees, the board may establish classes of retail dealers' permits for retail dealers selling more than 12 different nonprescription drug products, and the board may fix a different fee for each class of permit.

(d) The board shall determine annually the amount necessary to carry out and enforce the provisions of this act for the next ensuing fiscal year and shall fix by rules and regulations the fees authorized for such year at the sum deemed necessary for such purposes. The fees fixed by the board under this section immediately prior to the effective date of this act shall continue in effect until different fees are fixed by the board by rules and regulations as provided under this section.

(e) The board may deny renewal of any registration or permit required by K.S.A. 65-1643 and amendments thereto on any ground which would authorize the board to suspend, revoke or place on probation a registration or permit previously granted pursuant to the provisions of K.S.A. 65-1643 and amendments thereto. Registration and permits issued under the provisions of K.S.A. 65-1643 and 65-1644 and amendments thereto shall be conspicuously displayed in the place for which the registration or permit was granted. Such registrations or permits shall not be transferable. All such registrations and permits except retail dealer permits shall expire on June 30 following date of issuance. Retail dealers' permits shall expire on the last day

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of February. All registrations and permits shall be renewed annually. Application blanks for renewal of registrations and permits shall be mailed by the board to each registrant or permittee at least 30 days prior to expiration of the registration or permit. If application for renewal is not made before 30 days after such expiration, the existing registration or permit shall lapse and become null and void on the date of its expiration, and no new registration or permit shall be granted except upon payment of the required renewal fee plus a penalty equal to the renewal fee. Failure of any registrant or permittee to receive such application blank shall not relieve the registrant or permittee from the penalty hereby imposed if the renewal is not made as prescribed.

HISTORY: L. 1953, ch. 290, sec. 31; L. 1962, ch. 37, sec. 5; L. 1967, ch. 342, sec. 4; L. 1974, ch. 252, sec. 4; L. 1975, ch. 319, sec. 31; L. 1979, ch. 195, sec. 1; L. 1979, ch. 196, sec. 1; L. 1982, ch. 263, sec. 4; L. 1986, ch. 235, sec. 5; L. 1987, ch. 236, sec. 5; L. 1988, ch. 356, sec. 199; July 1, 1989.

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Attn # 3-17

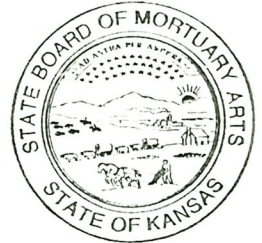
MEMBERS OF THE BOARD

The Kansas

State Board of Mortuary Arts

CREATED AUG. 1, 1907

1200 S. KANSAS AVE., SUITE 2
TOPEKA, KANSAS 66612-1331
(913) 296-3980



MR. PHILIP W. FELTON,
GREAT BEND
MR. ANDERSON E. JACKSON,
WICHITA
MRS. CECILE A. LINDSEY,
POMONA
MR. DAREL D. OLLIFF,
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MR. GERALD L. WEBB,
INDEPENDENCE

OFFICE STAFF

DOUGLAS "MACK" SMITH,
EXECUTIVE SECRETARY
FRANCIS F. MILLS,
INSPECTOR-INVESTIGATOR
TERRY A. BLAND,
OFFICE SECRETARY

**Bill Request Explanation By The Mortuary Arts Board
Mack Smith, Executive Secretary**

K.S.A. 65-1701a: Up-date educational requirements as suggested by the National Conference of Funeral Service Examining Boards; specify that the actual apprenticeship must be served on a full-time basis, and allow the apprenticeship to be served under the supervision of embalmers from other states as approved by the board in addition to Kansas licensees;

K.S.A. 65-1702: To add a section defining a provision of relicensing embalmers when a lapse of over six months occurs;

K.S.A. 65-1703: Adding the "apprentice embalmer" to the list of individuals permitted to perform embalming. An apprentice embalmer is an individual that has passed the written Kansas embalmer examination. A student embalmer is an individual registered to take the written examination that has completed mortuary school;

K.S.A. 65-1714: Requiring the funeral director apprenticeship be served on a full-time basis;

K.S.A. 65-1716: To add a section defining a provision of relicensing funeral directors when a lapse of over six months occurs;

K.S.A. 65-1727: Increases the maximum fee limitations that can be changed by the Board. The actual fees are established using the public hearing process required for regulations;

K.S.A. 65-1729: Specifying a thirty day notice and reason for applying for a funeral establishment license, and

K.S.A. 74-1703: To up-date the statute to current standards.

I want to thank the committee in advance for their consideration of possibly introducing these changes in the form of a committee bill. I would be happy to answer any questions.

Sincerely,

Mack Smith
Executive Secretary

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Enclosure

(a) Except as otherwise provided by K.S.A. 65-1701b, and amendments thereto, each applicant for a license to practice embalming in this state, in order to be eligible for examination, shall be required to show to the satisfaction of state board of mortuary arts that: (1) The applicant has successfully completed courses in a community college, college or university accumulating at least 60 semester hours and attended a school of mortuary science, approved by the board which offers a twelve-month course in mortuary science and graduated therefrom accumulating during this training at least 30 semester hours in mortuary science; or (2) the applicant has graduated from a community college, college or university with at least an AA degree in mortuary science, which degree program is approved in mortuary science, which degree program is approved by the board, and has accumulated during this training at least 30 semester hours in mortuary science.

(b) Except as otherwise provided in K.S.A. 65-1701b, and amendments thereto, each applicant for a license to practice embalming in this state, in order to be eligible for apprenticeship, shall be required to submit to an examination administered by the state board of mortuary arts. Each applicant shall be required to register with the secretary of the board in the manner and at the time required by the board before submitting to examination and shall receive at least 75% in each subject before successfully passing the examination. The examination fee and registration fee shall be in the amounts fixed by the board in accordance with K.S.A. 65-1727 and amendments thereto.

(c) Except as otherwise provided by K.S.A. 65-1701b and amendments thereto, each applicant for a license to practice embalming in this state, in order to be eligible for licensure, shall serve ~~an~~ a full-time apprenticeship of one year under the supervision of a Kansas licensed embalmer or an embalmer approved by the board.

(d) The board shall adopt rules and regulations establishing the criteria which a school of mortuary science or college or university offering at least an AA degree in mortuary science shall satisfy in order to obtain board approval under subsection (a). The board may send a questionnaire developed by the board to any school of mortuary science or college or university offering at least an AA degree in mortuary science for which the board does not have sufficient information to determine whether the school, college or university meets the criteria for approval established by rules and regulations adopted under this section. The questionnaire providing the necessary information shall be completed and returned to the board in order for the school, college or university to be considered for approval. The board may contract with investigative agencies, commissions or consultants to assist the board in obtaining information about such schools, colleges or universities. In entering such contracts the authority to approve schools, colleges or universities shall remain solely with the board.

HISTORY: L. 1927, ch. 291, & 4; L. 1941, ch. 297, & 6; L. 1949, ch. 332, & 1; L. 1955, ch. 291, & 1; L. 1964, ch. 27, & 2 (Budget Session); L. 1977, ch. 218, & 2; . 1982, ch. 264, & 1; L. 1985, ch. 215, & 2; L. 1986, ch. 237, & 1; L. 1988, ch. 243, & 8; July 1.

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-1702. EMBALMER'S LICENSE; BIENNIAL RENEWAL; FEES; NOTICE; PENSION AND REINSTATEMENT; RULES AND REGULATIONS; EVIDENCE OF CONTINUING EDUCATION REQUIRED FOR LICENSE RENEWAL; EXEMPTION. (a) Every licensed embalmer who desires to continue the practice of embalming shall pay to the secretary of the state board of mortuary arts a renewal fee in the amount fixed by the board in accordance with the provision of K.S.A. 65-1727 and amendments thereto. The secretary shall mail a notice of the due date for payment of the renewal fee at least 30 days prior to such date to the last know address of each licensee.

(b) If such licensee shall fail to pay the renewal fee prior to the expiration date, the licensee shall be automatically suspended and denied the right to practice embalming in this state during such suspension. The board may reinstate such lapsed licenses upon payment of the fee in arrears and a reinstatement fee in the amount equal to the renewal fee, except such lapse shall not be over six months in duration.

(c) Any person who fails to reinstate a lapsed license within six months in duration may apply for relicensure by making application on a form provided by the board. Relicensure shall be granted upon receipt of proof that the applicant is competent and meets current qualifications to act as a licensed embalmer, has satisfied all of the requirements for renewal set forth in K.S.A. 65-1701 subsection (a) and has paid the board all back renewal fees as established by the board by rules and regulations.

(e) (d) The expiration date of each license issued or renewed shall be established by rules and regulations of the board. Subject to the provisions of this subsection, each license shall be renewable on a biennial basis upon filing of a renewal application prior to the expiration dated of the license and upon payment of the renewal fee established pursuant to K.S.A. 65-1727 and amendments thereto. To provide for a system of biennial renewal of licenses, the state board of mortuary arts may provide by rules and regulations licenses issued or renewed for the first time after the effective date of this act may expire less than two years from the date of issuance or renewal. In each case in which a license is issued or renewed for a period of time less than two years, the board shall prorate to the nearest whole month the license or renewal fee established pursuant to K.S.A. 65-1727 and amendments thereto. The provisions of this subsection ~~(e)(d)~~ shall not apply to apply to apprentice licenses or periods of apprenticeship under K.S.A. 65-1701a and amendments thereto.

(d) (e) Every licensed embalmer who desires to be actively engaged in the practice of embalming in Kansas shall submit with the renewal application evidence of satisfactory completion of a program of continuing education required by the board. The board by duly adopted rules and regulations shall establish the requirements for such programs of continuing education as soon as possible after the effective date of this act.

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(e) (f) Every licensed embalmer who is not actively engaged in the practice of embalming in the state shall be exempt from the continuing education requirements set forth in subsection (d) (e) of this section. If the person becomes engaged in the active practice of embalming such person shall within the first full year after becoming engaged in active practice meet the continuing education requirements specified by the board.

HISTORY: L. 1907, ch. 387, & 6; R.S. 1923, 65-1702; L. 1927, ch. 291, & 2; L. 1935, ch. 233, & 1; L. 1941, ch. 297, & 8; L. 1953, ch. 291, & 1; L. 1964, ch. 27, & 4 (Budget Session); L. 1975, ch. 320, & 1; L. 1979, ch. 188, & 3; L. 1985, ch. 215, & 4; July 1.

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Attn # 4-4

65-1703. UNREGISTERED PERSONS; ACTS UNLAWFUL; ACTUAL EMBALMING DEFINED. It shall hereafter be unlawful for any person who is not duly licensed hereunder as an embalmer to advertise, practice, offer to practice, or hold himself out as practicing the science of embalming, either by arterial or cavity treatment, or otherwise, in this state, or to embalm any dead human body for shipment or transportation by common or private carrier. It shall hereafter be unlawful for any common carrier to receive for transportation or to transport any dead human body unless said body has been prepared by a duly licensed embalmer, in accordance with this act and the rules and regulations of said board. No one except a duly licensed embalmer, an apprentice embalmer or a duly registered student embalmer under the provisions of this act and rules and regulation of this board shall hereafter be permitted to do any of the actual embalming of a dead human body, and no duly licensed embalmer shall permit anyone who is not a Kansas licensed embalmer, an apprentice embalmer or who is not registered as a Kansas student embalmer assigned to him as such, to perform in his place of business, or elsewhere, or under his supervision, any of the actual embalming of a dead human body, or perform any act necessary to embalm and preserve a dead human body.

The term "actual embalming" as herein used shall not be construed to include dressing the hair, bathing, moving or dressing the body or cosmetic work.

HISTORY: L. 1907, ch. 387, & 8; L. 1909, ch. 225, & 4; R.S. 1923, 65-1703; L. 1941, ch. 297, & 9; June 30.

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1-24-91

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65-1714. FUNERAL DIRECTOR'S LICENSE; APPLICATION; QUALIFICATIONS; EXAMINATION; DISPLAY OF LICENSE; SPECIAL PERMITS. (a) It shall be unlawful for any person to engage in, or attempt to engage in, the business of a funeral director, conduct a funeral, or make an interment in this state, except as provided in K.S.A. 65-1713b and amendments thereto, without a funeral director's license issued by the state board of mortuary arts.

(b) Every person desiring to enter the practice of funeral directing shall make written application therefor to the board on such forms and in such manner as shall be prescribed by the board. The application shall show that the applicant is of legal age, has successfully completed courses in an accredited academic community college or accredited academic college or university accumulating at least 60 semester hours with 20 semester hours earned in subjects designated by the state board of mortuary arts and has had practical experience in funeral directing working full-time for at least one year prior to the date of the application as a duly licensed Kansas assistant funeral director under a Kansas licensed funeral director. The application shall also show that the applicant has assisted in conducting at least 25 funeral services before applying for a funeral director's license, which showing shall be supported by a verified written statement giving the list of the cases with which the applicant assisted, the dates thereof, and the places where the services were conducted. Funeral director's licenses shall be issued to individuals only, and not to organizations, institutions or establishments.

(c) The applicant shall be present before the board for examination at a time and place fixed by the board. The manner and form of the examination shall be determined by the board. It shall not be necessary for the applicant to be a licensed embalmer in order to obtain a funeral director's license under this act.

(d) All licenses shall be signed by the president and secretary of the board and attested by its seal. Every funeral director shall at all times prominently display the funeral director's license in the funeral director's place of employment. In the event of the death of the holder of a funeral director's license, or in other special cases, the board, in its discretion and for good cause shown, may issue special permits to persons otherwise qualified, except for examination, authorizing the temporary practice of funeral directing until the next examination by the board.

HISTORY: L. 1935, ch. 234, & 2; L. 1941, ch. 297, & 17; L. 1979, ch. 188, & 6; L. 1982, ch. 264, & 2; L. 1985, ch. 215, & 8; L. 1988, ch. 247, & 3; July 1.

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65-1716. SAME; BIENNIAL RENEWAL FEE; NOTICE; SUSPENSION OF LICENSE; REINSTATEMENT FEE; RULES AND REGULATIONS; EVIDENCE OF CONTINUING EDUCATION REQUIRED FOR LICENSE RENEWAL; EXEMPTION. (a) The renewal fee for a funeral director's license shall be in the amount fixed by the state board of mortuary arts in accordance with the provisions of K.S.A. 65-1727 and amendments thereto. The fee shall be due and payable to the secretary of the board prior to the expiration date of the license. The secretary of the board shall mail a notice of the expiration date prior to the date of expiration to the last known address of each license. If the licensee fails to pay such renewal fee within the time specified, the licensee shall be automatically suspended and denied the right to practice funeral directing in this state during such suspension.

(b) The board may reinstate such lapsed license upon the payment of the fee in arrear, plus the additional reinstatement fee in the amount equal to the renewal fee, if except such lapse is not over six months in duration. ~~Should a licensee retire from the business of funeral directing or become inactive in the business; the licensee shall be allowed six months from the date thereof; as shown by the records of the board; in which to render business and reinstate the license by paying a reinstatement fee of \$25 plus the renewal fee established in K.S.A. 65-1727 and amendments thereto.~~

(c) Any person who fails to reinstate a lapsed license within six months in duration may apply for relicensure by making application on a form provided by the board. Relicensure shall be granted upon receipt of proof that the applicant is competent and meets qualifications to act as a licensed funeral director, has satisfied all of the requirements for renewal set forth in K.S.A. 65-1714, subsection (b) and has paid the board all back renewal fees as established by the board by rules and regulations.

~~(c)~~ (d) The expiration date of each license shall be established by rules and regulations of the board. Subject to the provisions of this subsection, each license shall be renewed on a biennial basis upon the filing of a renewal application prior to the expiration date of the license and upon payment of the renewal fee established pursuant to K.S.A. 65-1727 and amendments thereto. To provide for a system of biennial renewal of licenses, the board may provide by rules and regulations that licenses issued or renewed for the first time after the effective date of this act may expire less than two years from the date of issuance or renewal. In each case in which a license is issued or renewal for a period of time of less than two years, the board shall prorate to the nearest whole month the license or renewal fee established pursuant to K.S.A. 65-1727 and amendments thereto.

~~(d)~~ (e) Every licensed funeral director who desires to be actively engaged in the practice of funeral directing in Kansas shall submit with the renewal application and renewal fee evidence of satisfactory completion of a program of continuing education required by the board. The board by duly adopted rules and regulations shall establish the requirements for such program of continuing education as soon as possible after the effective date of this act.

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Attn 4-7

(e) (f) Every licensed funeral director who is not actively engaged in the practice of funeral directing in the state shall be exempt from the continuing education requirements set forth in this section. If the person becomes engaged in the active practice of funeral directing, such person shall within first full year after becoming engaged in active practice meet the continuing education requirements specified by the board.

HISTORY: L. 1935, ch. 234, & 4; L. 1941, ch. 297, & 18; L. 1953, ch. 291, & 2; L. 1964, ch. 27, & 6 (Budget Session); L. 1976, ch. 271, & 1; L. 1979, ch. 188, & 8; L. 1985, ch. 215, & 10; July 1.

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65-1727. FEES; FIXED BY RULES AND REGULATIONS; NOTICE TO LICENSEE. (a) On or before October 15 of each year, the state board of mortuary arts shall determine the amount of funds that will be required during the next ensuing two years to properly administer the laws which the board is directed to enforce and administer under the provisions of article 17 of chapter 65 of the Kansas Statutes Annotated, and acts amendatory of the provisions thereof and supplemental thereto, and by rule and regulation shall fix fees in such reasonable sums as may be necessary for such purposes with the following limitations:

Embalmers examination fee, not more than.....	\$200
Embalmers reciprocity application fee, not more than.....	\$300
Funeral directors examination fee, not more than.....	\$200
Funeral directors reciprocity applicant fee, not more than.....	\$300
Assistant funeral directors application fee, not more than.....	\$100
Embalmers licenses and renewal fee, not more than.....	\$400 <u>\$150</u>
Funeral directors license and renewal fee, not more than.....	\$475 <u>\$250</u>
Assistant funeral directors license and renewal fee, not more than.	\$450 <u>\$200</u>
Apprentice embalmers registration fee, not more than.....	\$100
Funeral establishment license fee, not more than.....	\$300 <u>\$500</u>
Branch establishments license fee, not more than.....	\$300 <u>\$500</u>

At least 30 days prior to the expiration date of any license issued by the board, the board shall notify the licensee of the applicable renewal fee therefor.

(b) The fees established by the board under this section immediately prior to the effective date of this act shall continue in effect until such fees are fixed by the board by rules and regulations as provided in this section.

(c) Fees paid to the board are not refundable.

HISTORY: L. 1964, ch. 27, & 8 (Budget Session); L. 1973, ch. 251, & 1; L. 1979, ch. 188, & 11; L. 1981, ch. 300, & 4; L. 1982, ch. 264, & 4; L. 1985, ch. 215, & 15; L. 1986, ch. 238, & 3; July 1.

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65-1729. FUNERAL ESTABLISHMENT LICENSE; BRANCH ESTABLISHMENT LICENSE; FEES; DISPOSITION OF MONEYS. (a) Every funeral establishments, as defined by K.S.A. 65-1713a and amendments thereto, including any branch establishment, located or doing business within the state shall apply for and obtain a funeral establishment license or branch establishment, as appropriate, from the state board of mortuary arts for each location within the state of such funeral establishment or branch establishment. Any change of ownership, name or geographical location of an establishment or branch establishment shall result in application of a new license with the state board of mortuary arts at least thirty (30) days prior to occurrence. The funeral establishment license fee or branch establishment licensee shall be fixed by the state board of mortuary arts under K.S.A. 65-1727 and amendments thereto and shall be due and paid to the state board of mortuary arts on or before the expiration date of such license. The disposition of all funds collected under the provisions of K.S.A. 6-1718 and amendments thereto.

(b) Each funeral establishment license or branch establishment license shall expire every two years on a date established by the state board of mortuary arts by duly adopted rules and regulations.

HISTORY: L., 1973, ch. 250, & 1; L. 1979, ch. 188, & 12; L. 1981, ch. 300, & 5; L. 1985, ch. 215, & 16; L. 1986, ch. 238, & 4; July 1.

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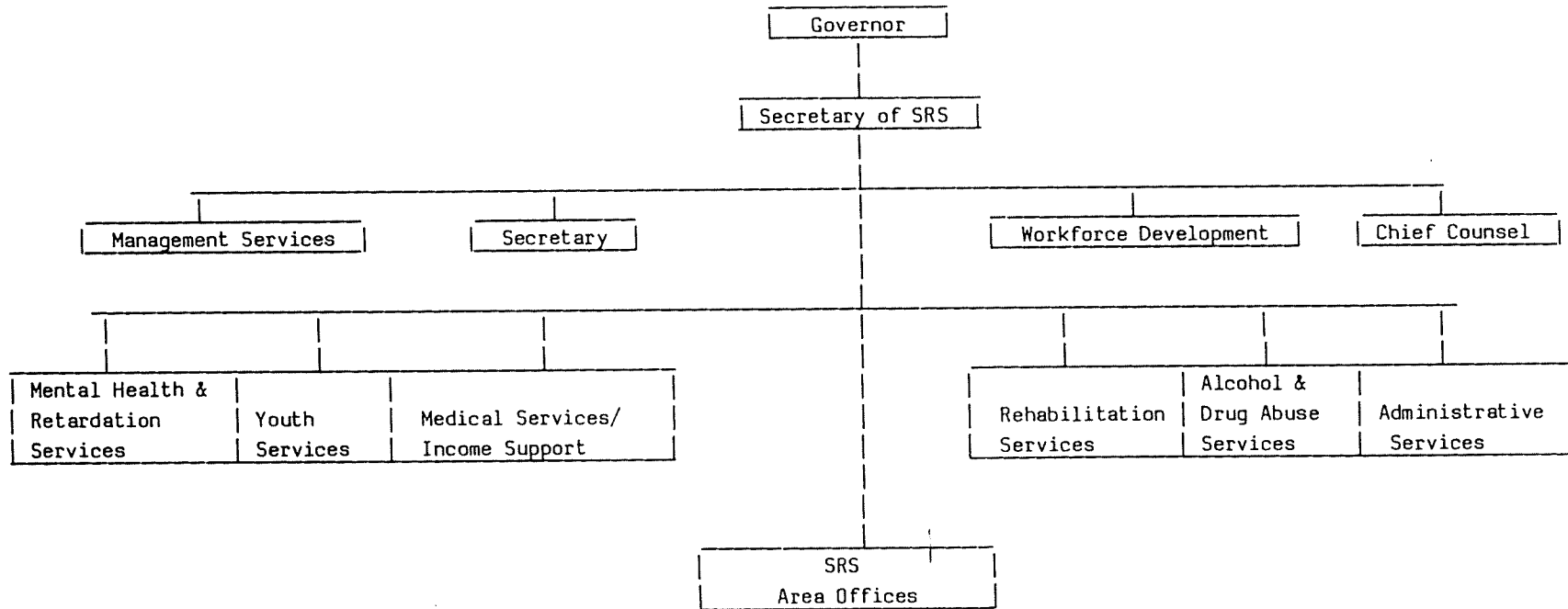
74-1703. MEETINGS; QUORUM. The board shall hold at least one four meetings each year. All meetings shall be held at a time and place to be designated by the board. three members shall constitute a quorum.

HISTORY: L. 1907, ch. 387, & 3; R.S. 1923, 74-1703; L. 1976, ch. 339, & 2; L. 1981, ch. 300, & 2; July 1.

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Proposed
Social and Rehabilitation Services Organization
December 19, 1990



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attm #5*

KANSAS SOCIAL AND REHABILITATION SERVICES
Office of the Secretary
Docking State Office Building, Room 603-N
Topeka, Kansas 66612
913-296-3271

Program Synopses
January 23, 1991

The Administration Program provides basic administrative services for the Department as a whole and the Area Offices, including data processing, automated eligibility, accounting, audits, budgeting, planning and research, personnel, staff development, and legal. This program is headed by the Commissioner for Administrative Services. Contact person: Herman Hafenstein, 296-3241.

The Alcohol and Drug Abuse Services Program coordinates efforts with local community services to provide alcohol and drug prevention, education, and treatment programs. This program is directed by the Commissioner for Alcohol and Drug Abuse Services. Contact person: Andrew O'Donovan, 296-3925.

The Income Support Program performs the administrative and policy functions associated with child support enforcement, USDA food distribution, and cash assistance, including the positions and associated costs for client intake and eligibility review in the 12 Area Offices. (This program includes Medical Services.) Contact person: John Alquest, 296-6750.

The Cash Assistance Program contains funding for Aid to Families with Dependent Children (AFDC), General Assistance (wholly state-funded and administered), Low Income Energy Assistance Program (LIEAP), Refugee Assistance, and Other Assistance (including Burial Assistance and Emergency Assistance). The Housing Assistance program was transferred to the Department of Commerce by the 1990 Legislature. This program is under the purview of the Commissioner for Income Support. Contact person: John Alquest, 296-6750.

Medical Assistance and Medical Services provides reimbursement for medically necessary covered services to eligible clients under the Medicaid and MediKan programs. The Medicaid program is federally regulated and partially federally funded, while the MekiKan program is wholly state-administered and state-funded. This program is under the purview of the Commissioner for Income Support and Medical Services. Contact person: John Alquest, 296-6750.

The KanWork Program was initiated by the 1988 Legislature to provide opportunities and services to participants so they can progress from financial assistance to financial independence. This program consists of evaluation for eligibility and services, job preparation, training and education, support services, and transitional services. This program serves AFDC clients under the federal JOBS program, Food Stamp recipients under the federal MOST program, and General Assistance clients. The program also provides day care services for AFDC, GA, Food Stamp, and other income eligible persons. The KanWork program is administered by personnel under the jurisdiction of the Director of Workforce Development. Contact person: Bob Barnum, 296-3273.

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SRS Program Synopses

January 23, 1991

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Mental Health and Retardation Services was first added to the Department of Social and Rehabilitation Services budget in FY 1987, although it has been under the management control of the Department since 1939. This program administers the systemwide issues concerning the four Mental Health [at Osawatomie, Topeka, Kansas City (Rainbow Mental Health Facility), and Larned] and three Mental Retardation Hospitals [at Parsons, Topeka (Kansas Neurological Institute), and Winfield], as well as providing aid for Community Mental Health Centers and Community Mental Retardation Centers. The commissioner for Mental Health and Retardation Services directs this program. Contact person: George Vega, 296-3773.

Medical Services administers Community Based Long-Term Care and Community Living and Day programs. Contact person: John Alquest, 296-6750.

Youth Services provides services to protect the health and welfare of children and to provide services that allow the children placed out of home to be in the least restrictive environment possible. This program oversees the operation of the four state Youth Centers (at Atchison, Beloit, Larned and Topeka), as well as providing Foster Care and Adoption Services. The Youth Services field staff who work in the 12 areas are funded through this program. The Advisory Commission on Juvenile Offenders and the Commission on Children and Families operate through this program. The Youth Services program also directly administers the Comprehensive Screening Unit on the grounds of the Topeka State Hospital and supervises the operation of the Comprehensive Screening Unit at the Youth Center at Beloit. Youth Services, as the social service agency within SRS, also handles adult abuse investigations and adult guardianships. Contact person: Carolyn Hill, 296-3284.

The Vocational Rehabilitation Services Program administers the Kansas Vocational Rehabilitation Center in Salina, the Kansas Vocational Rehabilitation Unit in Topeka, the Commission for the Deaf and Hearing Impaired, and an independent living program. This program is directed by the Commissioner for Rehabilitation Services. Contact person: Glen Yancey, 296-3911.

Blind Services provides direct employment opportunities through the Kansas Industries for the Blind and the Business Enterprise Program, as well as providing specialized training for blind persons. This program is also concerned with the prevention of blindness and the restoration of sight. The Commissioner for Rehabilitation Services heads this program. Contact person: Glen Yancey, 296-3911.

The Disability Determination Services Program makes disability and blindness determinations for the U.S. Department of Health and Human Services on most social security disability income and supplemental security income claims filed or reviewed in Kansas. The Commissioner for Rehabilitation Services directs this program. Contact person: Glen Yancey, 296-3911.

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GOV RECOMMENDATION ON SELECT SRS PRGMS
(In Millions of Dollars)

PRGM ****	FY 90 *****	FY 91 GBR *****	FY 92 GBR *****	FY 92 CURR RES *****
AFDC	\$107.8	\$104.5	\$116.2	\$107.5
GA	13.1	12.4	11.8	2.4 *
MED	409.7	513.8	556.9	485.1
FC	35.7	42.1	47.7	47.7

* GA Prgm Eliminated effective 9/1/91.

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**GOV RECOMMENDATION ON CASELOAD ESTIMATES
(Average Persons per Mo)**

CASE- LOAD *****	FY 90 *****	FY 91 GBR *****	FY 92 GBR *****	FY 92 CURR RES *****
AFDC	76,880	77,954	80,263	80,263
GA	6,620	6,259	5,961	5,961 *
FC	3,861	4,270	4,832	4,832

* GA Prgm Eliminated effective 9/1/91.

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GOV RECOMMENDATION ON SELECT MED SERVS
(In Millions of Dollars)

MED SERV *****	FY 90 *****	FY 91 GBR *****	FY 92 GBR *****	FY 92 CUR RES *****
HOSP	\$116.2	\$165.1	\$162.0	\$148.7
ACH	167.5	189.6	203.8	184.8
PHYS	36.1	47.6	61.0	57.8
DRUGS	29.7	36.7	45.5	22.9

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Office # 7-3*

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GOV RECOMMENDATION ON ALL SRS \$'s & FTE
(In Millions of Dollars)

TOTAL BUDGET *****	FY 90 *****	FY 91 GBR *****	FY 92 GBR *****	FY 92 CURR RES *****
ALL	\$819.4	\$956.0	\$1,034.2	\$939.2
SGF	383.9	404.6	440.6	390.0
FTE	3,257.9	3,213.7	3,310.2	3,310.2

*Attor # 7-4
1-24-91
PAC*

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MEDICAID 1990

State and Federal Funds

100 \$390,206 CHEYENNE	124 \$215,405 RAWLINS	193 \$680,320 DECATUR	258 \$1,554,460 MORTON	347 \$1,318,902 PHILLIPS	290 \$1,028,420 SMITH	192 \$404,543 JEWELL	327 \$1,263,797 REPUBLIC	366 \$1,182,802 WASHINGTON	709 \$1,660,124 MARSHALL	461 \$1,442,754 NEMAHA	1304 \$2,750,812 BROWN	839 \$1,370,060 DONIPHAN	3,865 \$7,060,018	
710 \$2,584,782 SHERMAN	488 \$1,034,399 THOMAS	75 \$191,070 SHERIDAN	254 \$626,869 GRAHAM	320 \$686,940 ROCKS	275 \$1,043,541 OSBORNE	310 \$994,164 MITCHELL	719 \$2,344,718 CLOUD	586 \$1,581,339 CLAY	2,387 \$1,962,332 RILEY	794 \$1,510,071 POTTAWATOMIE	725 \$1,510,071 JACKSON	1,637 \$2,902,136 ATCHISON	849 \$2,525,916 JEFFERSON	23,813 \$40,374,953
59 \$231,367 WALLACE	125 \$303,264 LOGAN	45 \$249,890 GOVE	192 \$619,734 TREGO	1,350 \$4,183,909 ELLIS	504 \$2,025,315 RUSSELL	159 \$499,052 LINCOLN	397 \$1,167,518 OTTOWA	1234 \$2,700,711 DICKINSON	2,543 \$4,132,588 GEARY	338 \$1,151,676 WABASH	15,957 \$29,302,888 SHAWNEE	4236 \$8,749,915 DOUGLAS	7,884 \$23,265,583 JOHNSON	
88 \$280,470 GREELEY	177 \$436,135 WICHITA	219 \$591,287 SCOTT	106 \$211,289 LANE	126 \$535,100 NESS	208 \$506,914 RUSH	2,340 \$3,928,062 BARTON	294 \$1,455,587 ELLSWORTH	1,198 \$6,685,985 SALINE	820 \$4,562,984 MORRIS	2,497 \$1,051,132 WABASH	1,022 \$2,843,413 OSAGE	2,016 \$3,553,803 FRANKLIN	1,669 \$5,421,286 MAH	
130 \$376,174 HAMILTON	253 \$490,936 KEARNEY	2,538 \$4,187,621 FINNEY	68 \$170,470 HODGEMAN	438 \$826,096 PAWNEE	390 \$2,458,626 STAFFORD	932 \$1,478,226 RICE	4,994 \$10,080,502 RENO	1,198 \$4,351,519 MC PHERSON	820 \$4,562,984 MARION	200 \$499,025 CHASE	583 \$1,525,406 COFFEE	515 \$839,350 ANDERSON	781 \$1,500,195 LINN	
115 \$235,097 STANTON	572 \$1,116,853 GRANT	136 \$227,458 HASKELL	242 \$775,580 GRAY	237 \$1,051,587 EDWARDS	483 \$936,541 PRATT	4,994 \$10,080,502 RENO	39,012 \$67,135,421 HARVEY	3,279 \$7,586,031 SEDGWICK	815 \$1,801,438 GREENWOOD	332 \$720,006 WOODSON	1,694 \$3,282,081 ALLEN	1,757 \$3,356,585 BOURBON	4,348 \$11,132,838 CRAWFORD	
236 \$631,186 MORTON	253 \$518,048 STEVENS	2,044 \$2,419,465 SEWARD	174 \$569,230 MEADE	144 \$558,125 CLARK	116 \$590,948 COMANCHE	282 \$1,970,074 BARBER	565 \$1,591,303 HARPER	1,676 \$3,930,667 SUMNER	3,506 \$9,010,804 COWLEY	652 \$1,500,051 CHAUTAUQUA	4,894 \$9,475,923 MONTGOMERY	2,793 \$5,680,871 LABETTE	3,425 \$5,891,864 CHEROKEE	

KANSAS

State Total - \$395,955,743

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Does not include state institutions.
Excludes recipients in state institutions.
Unduplicated count by county.

AID TO FAMILIES WITH DEPENDENT CHILDREN 1990

\$26,344	\$28,341	\$52,521	\$66,595	\$102,381	\$52,987	\$54,786	\$70,633	\$71,609	\$242,751	\$109,037	\$634,556	\$446,240	
CHEYENNE	RAWLINS	DECATUR	MORTON	PHILLIPS	SMITH	JEWELL	REPUBLIC	WASHINGTON	MARSHALL	NEWAHA	BROWN	DONIPHAN	
\$37,933	\$188,189	\$10,340	\$86,442	\$14,023	\$96,215	\$85,659	\$225,867	\$214,512	\$327,682	\$399,732	\$994,756	\$2,503,207	
SHERMAN	THOMAS	SHERIDAN	GRAHAM	ROCKS	OSBORNE	MITCHELL	CLOUD	CLAY	RILEY	POTTAWATOMIE	JACKSON	ATCHISON	LEAVENWORTH
\$35,839	\$50,319	\$12,777	\$44,843	\$537,086	\$170,433	\$44,186	\$157,835	\$157,835	\$1,506,836	\$142,969	\$9,498,197	\$379,818	\$15,753,382
WALLACE	LOGAN	GOVE	TRECO	ELLIS	RUSSELL	LINCOLN	OTTOWA	CLAY	GEARY	WABAWSEE	SHAWNEE	JEFFERSON	WYANDOTT
\$20,799	\$77,754	\$88,983	\$51,057	\$48,756	\$68,960	\$1,381,064	\$183,523	\$553,089	\$1,988,656	\$232,259	\$9,498,197	\$2,364,917	\$3,896,269
GREELEY	WICHITA	SCOTT	LANE	NESS	RUSH	BARTON	SALINE	DICKINSON	MORRIS	WABAWSEE	SHAWNEE	DOUGLAS	JOHNSON
\$46,432	\$134,278	\$1,331,727	\$33,464	\$34,256	\$149,231	\$79,048	\$683,997	\$549,355	\$235,671	\$73,635	\$1,420,944	\$489,358	\$1,127,261
HAMILTON	KEARNEY	FINNEY	HODGEMAN	PAWNEE	STAFFORD	ELLSWORTH	RICE	MCPHERSON	MARION	CHASE	LYON	OSAGE	FRANKLIN
\$45,080	\$372,910	\$80,063	\$86,047	\$1,189,585	\$74,039	\$53,617	\$3,100,936	\$940,665	\$24,838,681	\$1,910,634	\$357,271	\$233,683	\$221,875
STANTON	GRANT	HASKELL	GRAY	FORD	EDWARDS	EDWARDS	RENO	HARVEY	RENO	BUTLER	GREENWOOD	COFFEE	ANDERSON
\$113,935	\$134,961	\$1,390,540	\$34,827	\$62,249	\$14,042	\$65,976	\$262,064	\$24,838,681	\$1,910,634	\$190,634	\$357,271	\$117,074	\$888,537
MORTON	STEVENS	SEWARD	MEADE	CLARK	KOWA	PRATT	KINGMAN	SEDGWICK	BUTLER	ELK	GREENWOOD	WOODSON	ALLEN
\$197,303	\$751,494	\$1,968,621	\$142,794	\$521,564	\$749,318	\$2,345,572	\$142,794	\$142,794	\$521,564	\$749,318	\$2,345,572	\$2,846,380	\$1,413,811
BARBER	HARPER	SLATER	COWLEY	CHAUTAUQUA	MONTGOMERY	LABETTE	CHEROKEE	CHEROKEE	CHEROKEE	CHEROKEE	CHEROKEE	CHEROKEE	CHEROKEE

KANSAS

Unlisted - \$53,757

State Total - \$107,155,685



Ottawa
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1-24-91
P. A. C. D.

GENERAL ASSISTANCE 1990

\$4,481	\$6,064	\$9,549	\$10,160	\$6,157	\$6,832	\$9,376	\$2,417	\$16,777	\$46,292	\$19,920	\$74,232	\$64,311
CHEYDENE	RAWLINS	DECATUR	NORTON	PHILLIPS	SMITH	JEWELL	REPUBLIC	WASHINGTON	MARSHALL	NEMAHA	BROWN	DONIPHAN
\$56,798	\$9,048	\$637	\$5,030	\$13,538	\$8,771	\$17,512	\$30,932	\$33,646	\$62,081	\$46,900	\$92,057	\$260,048
SHERMAN	THOMAS	SHERIDAN	GRAHAM	ROOKS	OSBORNE	MITCHELL	CLOUD	CLAY	POTTAWATOMIE	JACKSON	ATCHISON	LEAVENWORTH
\$370	\$8,408	\$541	\$3,744	\$63,612	\$19,956	\$8,220	\$18,206	\$139,686	\$10,117	\$980,609	\$36,677	\$1,070,380
WALLACE	LOGAN	GOVE	TREGO	ELLIS	RUSSELL	LINCOLN	OTTOWA	RILEY	JEFFERSON	SHAWNEE	WYANDOTT	
\$3,515	\$4,824	\$12,281	\$2,676	\$4,158	\$5,547	\$16,178	\$132,398	\$153,572	\$25,685	\$34,068	\$280,655	\$314,393
GREELEY	WICHITA	SCOTT	LANE	MESS	RUSH	ELLSWORTH	SALINE	GEARY	MORRIS	DOUGLAS	JOHNSON	
\$2,798	\$6,166	\$139,381	\$4,414	\$170,082	\$177,829	\$59,614	\$60,743	\$56,877	\$180,519	\$105,656	\$77,167	
HAMILTON	KEARNY	FINNEY	HODGEMAN	PAWNEE	BARTON	RICE	MCPHERSON	DICKINSON	WABALNSEE	OSAGE	FRANKLIN	MAAMI
\$4,319	\$18,845	\$11,528	\$4,020	\$14,602	\$10,052	\$460,484	\$151,266	\$36,218	\$10,613	\$23,888	\$17,070	\$27,113
STANTON	GRANT	HASKELL	GRAY	EDWARDS	STAFFORD	RENO	HARVEY	MARION	CHASE	COFFEE	ANDERSON	LYON
\$18,871	\$5,514	\$108,329	\$5,683	\$8,502	\$32,567	\$28,634	\$3,145,694	\$36,218	\$155,022	\$52,073	\$9,159	\$80,997
MORTON	STEVENS	SEWARD	MEADE	FORD	PRATT	KINGMAN	SEDGWICK	CHASE	BUTLER	GREENWOOD	WOODSON	ALLEN
\$108,329	\$5,683	\$992	\$9,220	\$8,026	\$26,226	\$8,1812	\$257,288	\$180,519	\$46,323	\$66,018	\$96,699	\$86,615
WYANDOTT												
\$18,871	\$5,514	\$108,329	\$5,683	\$992	\$9,220	\$8,026	\$26,226	\$8,1812	\$257,288	\$46,323	\$66,018	\$96,699
MONTGOMERY	LABETTE	CHEROKEE										

KANSAS

Unlisted - \$5,131
State Total - \$11,482,639



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 1-31-91
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WINTER L.I.E.A.P. 1990

116 \$10,798 CHEYENNE	88 \$10,212 RAWLINS	144 \$14,026 DECATUR	273 \$24,895 NORTON	262 \$25,158 PHILLIPS	323 \$32,738 SMITH	264 \$24,532 JEWELL	347 \$34,246 REPUBLIC	397 \$40,952 WASHINGTON	808 \$71,342 MARSHALL	507 \$49,604 NEWAHA	1517 \$114,055 BROWN	926 \$88,919 DONIPHAN	2203 \$157,036 LEAVENWORTH	8745 \$605,816 WYANDOTT
553 \$34,066 SHERMAN	291 \$18,428 THOMAS	107 \$9,941 SHERIDAN	207 \$18,189 GRAHAM	338 \$27,634 ROCKS	374 \$36,308 OSBORNE	393 \$34,470 MITCHELL	724 \$68,861 CLOUD	670 \$54,651 CLAY	1658 \$111,398 POTTAWATOMIE	797 \$70,594 JACKSON	929 \$82,361 JEFFERSON	1330 \$98,858 ATCHISON	700 \$60,045 LEAVENWORTH	2,203 \$157,036 LEAVENWORTH
95 \$8,086 WALLACE	111 \$9,239 LOGAN	58 \$6,586 GOVE	183 \$20,721 TREGO	997 \$93,484 ELLIS	356 \$39,308 RUSSELL	170 \$17,945 LINCOLN	373 \$34,388 OTTOWA	1,389 \$110,103 RILEY	1,733 \$108,453 GEARY	322 \$29,749 WABALUNSEE	9,688 \$652,529 SHAWNEE	2,156 \$179,528 DOUGLAS	3,561 \$236,215 JOHNSON	8745 \$605,816 WYANDOTT
79 \$5,592 GREELEY	152 \$9,115 WICHITA	190 \$12,172 SCOTT	81 \$6,157 LANE	84 \$11,043 NESS	252 \$24,588 RUSH	2,029 \$163,515 BARTON	232 \$27,347 ELLSWORTH	2,579 \$200,756 SALINE	449 \$39,181 DICKINSON	322 \$29,749 WABALUNSEE	766 \$76,800 MORRIS	1,876 \$132,524 OSAGE	1,602 \$127,683 FRANKLIN	992 \$85,364 MAUI
83 \$10,024 HAMILTON	142 \$7,886 KEARNY	1,588 \$8,1799 FINNEY	39 \$5,151 HOEGEMAN	271 \$26,407 PAWNEE	352 \$34,034 STAFFORD	841 \$67,650 RICE	81 \$19,322 EDWARDS	936 \$81,434 MC PHERSON	611 \$57,158 WARREN	201 \$24,440 CHASE	488 \$58,784 COFFEE	371 \$44,195 ANDERSON	635 \$73,658 LINN	3,561 \$236,215 JOHNSON
108 \$6,200 STANTON	412 \$23,552 GRANT	109 \$7,180 HASKELL	114 \$8,555 GRAY	1061 \$64,229 FORD	221 \$19,322 EDWARDS	3762 \$302,841 REXO	516 \$43,746 PRATT	1,253 \$114,645 HARVEY	2,175 \$185,704 BUTLER	704 \$80,650 GREENWOOD	360 \$4,1909 WOODSON	1,571 \$128,956 ALLEN	1,732 \$150,206 BOURBON	1,732 \$150,206 BOURBON
121 \$8,834 MORTON	157 \$12,082 STEVENS	1235 \$72,494 SEWARD	158 \$14,261 MEADE	120 \$10,003 CLARK	101 \$10,333 COMANCHE	203 \$20,536 BARBER	394 \$38,702 KINGMAN	1,209 \$100,538 SEDGWICK	2,510 \$216,667 COWLEY	372 \$49,867 ELK	1,117 \$138,251 WILSON	1,545 \$129,518 NEOSHO	3,738 \$341,526 CRAWFORD	3,582 \$315,104 CHEROKEE

KANSAS

STATE TOTAL =

Households - 49,700

Persons - 120,641

Benefits - \$9,737,012



Other 8-4
 1-24-91
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SUMMER L.I.E.A.P. 1990

67 \$5,383 CHEYENNE	47 \$3,866 RAWLINS	57 \$5,323 DECATUR	132 \$9,414 NORTON	133 \$9,937 PHILLIPS	133 \$9,577 SMITH	83 \$6,733 JEWELL	149 \$10,825 REPUBLIC	191 \$14,402 WASHINGTON	306 \$18,455 MARSHALL	205 \$12,812 NEVADA	333 \$23,834 BROWN	277 \$19,197 DOMPHAN	473 \$25,181	
86 \$6,559 SHERMAN	72 \$4,652 THOMAS	47 \$3,074 SHERIDAN	79 \$8,027 GRAHAM	120 \$8,691 ROCKS	125 \$9,631 OSBORNE	116 \$7,457 MITCHELL	273 \$18,507 CLOUD	253 \$16,450 CLAY	276 \$13,627 RILEY	216 \$13,514 POTTAWATOMIE	223 \$14,815 JACKSON	410 \$22,448 ATCHESON	179 \$10,244 LEAVENWORTH	2,145 \$111,808
26 \$2,756 WALLACE	24 \$1,762 LOGAN	45 \$3,185 GOVE	85 \$4,673 TREGO	297 \$17,047 ELLIS	161 \$13,005 RUSSELL	76 \$6,672 LINCOLN	104 \$6,713 OTTOWA	382 \$23,862 DICKINSON	200 \$10,660 GEARY	1982 \$100,041 JEFFERSON	593 \$17,630 SHAWNEE	179 \$31,679 DOUGLAS	804 \$47,068 JOHNSON	804 \$47,068 JOHNSON
24 \$2,845 GREELEY	56 \$4,596 WICHITA	49 \$5,502 SCOTT	25 \$3,329 LANE	38 \$3,289 NESS	94 \$7,690 RUSH	467 \$30,430 BARTON	94 \$9,092 ELLSWORTH	626 \$36,824 SALINE	125 \$8,372 MORRIS	125 \$8,372 MORRIS	319 \$17,457 WABALUNSEE	281 \$17,630 OSAGE	489 \$32,861 FRANKLIN	337 \$22,657 MAH
37 \$4,510 HAMILTON	25 \$3,032 KEARNEY	306 \$27,579 FINNEY	12 \$1,001 HOGEDAN	89 \$6,166 PAWNEE	102 \$9,020 EDWARDS	158 \$10,617 RICE	897 \$53,504 RENO	248 \$16,777 MCPHERSON	204 \$14,475 WABON	72 \$4,555 CHASE	210 \$14,654 LYON	210 \$14,654 COFFEE	164 \$13,527 ANDERSON	258 \$20,440 LINN
12 \$859 STANTON	55 \$5,733 GRAFT	34 \$2,262 HASKELL	34 \$2,530 GRAY	268 \$16,311 FORD	57 \$3,654 EDWARDS	136 \$9,513 PRATT	450 \$320,613 KINGMAN	463 \$37,722 HARVEY	463 \$37,722 HARVEY	275 \$18,045 GREENWOOD	147 \$12,235 WOODSON	436 \$26,987 ALLEN	601 \$46,546 BOURBON	1,123 \$93,679 CRAWFORD
33 \$2,549 MORTON	39 \$2,814 STEVENS	201 \$12,389 SEWARD	71 \$6,392 MEADE	29 \$2,149 CLARK	60 \$4,014 KOWA	40 \$3,972 COMANCHE	85 \$6,387 BARBER	348 \$25,806 SUMNER	661 \$52,147 COWLEY	176 \$17,438 ELK	401 \$36,167 WILSON	517 \$32,124 NEOSHO	1,083 \$53,274 LABETTE	1,083 \$53,274 LABETTE

KANSAS



Return # 8-5
 1-24-91
 P. Hall

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