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MEMORANDUM

To: Joint Committee on Administrative Rules and Regulations

From: Office of Revisor of Statutes

Date: May 14, 2020

Subject: Authority for Proposed Rules and Regulations for May 19, 2020 Meeting

Kansas Bureau of Investigation: KAR 10-24-1 through 10-24-3

Authorized by K.S.A. 50-6,110, as amended by L. 2019, ch. 66, §6

(e) Every scrap metal dealer shall forward information required by the Kansas bureau of investigation for each transaction to the database described in K.S.A. 2018 Supp. 50-6,109a, and amendments thereto, in the manner prescribed by the bureau within 72 hours after the transaction occurs. The Kansas bureau of investigation shall promulgate rules and regulations providing which information and photographs required to be collected by scrap metal dealers by subsections (b) and (c) shall be entered into the database and prescribing the manner for submitting such information and photographs to the bureau.

Kansas Department of Health and Environment: KAR 129-10-31

Authorized by K.S.A. 75-7435

(b) (1) Except as otherwise provided in this section and in subsection (f), there is hereby imposed and the secretary of health and environment shall assess an annual assessment per licensed bed, hereinafter called a quality care assessment, on each skilled nursing care facility. The assessment on all facilities in the aggregate shall be an amount fixed by rules and regulations of the secretary of health and environment, shall not exceed \$4,908 annually per licensed bed, shall be imposed as an amount per licensed bed and shall be imposed uniformly on all skilled nursing care facilities except that the assessment rate for skilled nursing care facilities that are part of a continuing care retirement facility, small skilled nursing care facilities and high medicaid volume skilled nursing care facilities shall not exceed 1/6 of the actual amount assessed all other skilled nursing care facilities. No rules and regulations of the secretary of health and environment shall grant any exception to or exemption from the quality care assessment. The assessment shall be paid quarterly, with one fourth of the annual amount due by the 30th day after the end of the month of each calendar quarter. The secretary of health and environment is authorized to establish delayed payment schedules for skilled nursing care facilities which are unable to make quarterly payments when due under this section due to financial difficulties, as determined by the secretary of health and environment. As used in this paragraph, the terms "small skilled nursing care facilities" and "high medicaid volume skilled nursing care facilities" shall have the meanings ascribed thereto by the secretary of health and environment by rules and regulations, except that the definition of small skilled nursing care facility shall not be lower than 40 beds.

...

(j) The department of health and environment may adopt rules and regulations necessary to implement the provisions of this section.

Kansas Department of Health and Environment: KAR 129-9-9

Authorized by K.S.A. 39-709i

(g) The department of health and environment shall adopt rules and regulations to implement the provisions of this section prior to January 1, 2020.