

Proposed

Office of the Secretary
DCF Administration Building
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Phyllis Gilmore, Secretary

Sam Brownback, Governor

Kansas Department for Children and Families

Notice of Hearing on Proposed Administrative Regulation 30-47-3 and Revocation of 28-4-802

A public hearing will be conducted at 10 a.m., Tuesday, Aug. 15, 2017, in the Kansas Department for Children and Families Administration Building, 555 S. Kansas Ave., 1st Floor, Conference Room, Topeka, to consider the adoption of a new regulation and the revocation of an existing rule and regulation on a permanent basis effective 15 days after publication in the Kansas Register. Telephone conference is not available. This 60-day notice of the public hearing shall constitute a public comment period for the proposed regulation. All interested parties may submit written comments prior to the hearing to Beth Lange, Legal Division, DCF, 555 S. Kansas Ave. 6th Floor, Topeka, KS 66603, or by email to Beth.Lange@ks.gov. All interested parties will be given a reasonable opportunity to present their views at the hearing. It may be necessary to request each participant limit any oral presentation to five minutes. Copies of the regulation and the economic impact statement may be obtained by contacting Beth Lange at Beth.Lange@ks.gov.

Any individual with a disability may request accommodations in order to participate in the public hearing and may request the proposed regulation and economic impact statements in an accessible format. Requests for accommodations to participate in the hearing should be made at least five working days in advance of the hearing by contacting Patti Cazier at 785-296-3274, or by email at patti.cazier@ks.gov.

These regulations are proposed for adoption on a permanent basis. A summary of proposed regulations and their economic impact follows:

K.A.R. 28-4-802. Pursuant to Executive Order Number 43, responsibility for foster care licensing was transferred from the Kansas Department of Health and Environment (KDHE) to the Kansas Department for Children and Families (DCF). This regulation is being revoked as it is no longer applicable to KDHE. There is no economic impact to DCF, to the general public or to foster care licensees.

K.A.R. 30-47-3. This is a new regulation that incorporates much of the language previously found in K.A.R. 28-4-802 and adds the requirement to provide basic household income and expense information when applying for or renewing a foster care license, as recommended by the Kansas Legislative Division of Post Audit. This regulation simply codifies current agency practice. There is no economic impact to DCF, the general public or to foster care licensees.

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MAY 31 2017

**KRIS W. KOBACH
SECRETARY OF STATE**

Proposed

28-4-802. (Authorized by K.S.A. 65-508; implementing K.S.A. 65-504 and 65-508;
effective March 28, 2008; revoked P-_____.)

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APR 13 2017

DEPT. OF ADMINISTRATION

30-47-3. License requirements. Each individual shall meet the following requirements to obtain a license and to maintain a license:

(a) Submit a complete application for a license on forms provided by the department, including requests for the background checks specified in K.A.R. 28-4-805;

(b) be at least 21 years of age;

(c) have adequate financial resources to provide for the needs and financial obligations of the household, independent of foster care reimbursement payments; provide basic income and expense information to the secretary for review at the time of initial application and annual license renewal; and provide documentation of financial information for review as deemed necessary;

(d) participate in an initial family assessment, a family assessment for each renewal, and any additional family assessments conducted by the sponsoring child-placing agency. Each family assessment shall include at least one individual interview with each household member at least seven years of age and at least one visit in the family foster home;

(e) meet the training requirements in K.A.R. 28-4-806; and

(f) obtain and maintain ongoing sponsorship by a public or private child-placing agency, including a recommendation by the sponsoring child-placing agency that the home be used for placement of children in foster care. (Authorized by K.S.A. 2016 Supp. 65-508, 75-3084, and 75-3085; implementing K.S.A. 2016 Supp. 65-504 and 65-508; effective P-_____.)

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APR 28 2017

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APR 27 2017

DEPT. OF ADMINISTRATION

Proposed

**KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES ECONOMIC IMPACT
STATEMENT
K.A.R. 28-4-802**

I. Summary of Proposed Regulation

Pursuant to Executive Order Number 43, responsibility for foster care licensing was transferred from the Kansas Department of Health and Environment (KDHE) to the Kansas Department for Children and Families (DCF). This regulation is being revoked as it is no longer applicable to KDHE.

II. Why this Regulation is Necessary and Desired

KDHE is no longer responsible for foster care licensing and this regulation is not necessary for agency business.

III. Expected Economic Impact on DCF

There is no expected economic impact on DCF.

IV. Expected Economic Impact on Other State Agencies and Private Businesses

There is no expected economic impact upon other state agencies.

V. Other Measures Were Considered but Rejected, and Reason for Rejection

No other measures were considered.

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**KRIS W. KOBACH
SECRETARY OF STATE**

**KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES ECONOMIC IMPACT
STATEMENT
K.A.R. 30-47-3**

I. Summary of Proposed Regulation

K.A.R. 30-47-3 adds the requirement to provide basic household income and expense information when applying for or renewing a foster care license.

II. Why this Regulation is Necessary and Desired

This amendment reflects current agency practice.

III. Expected Economic Impact on DCF

There is no expected economic impact on DCF.

IV. Expected Economic Impact on Other State Agencies and Private Businesses

There is no expected economic impact upon other state agencies.

V. Other Measures Were Considered but Rejected, and Reason for Rejection

No other measures were considered.

