

68-20-32. 8-bromo-6-(2-fluorophenyl)-1-methyl-4H-benzo[*f*][1,2,4]triazolo[4,3-*a*][1,4]diazepine included in schedule I. (a) 8-bromo-6-(2-fluorophenyl)-1-methyl-4H-benzo[*f*][1,2,4]triazolo[4,3-*a*][1,4]diazepine (other name: flubromazolam), including its salts, isomers, and salts of isomers, shall be classified as a schedule I controlled substance.

(b) This regulation shall expire on July 1, 2024. (Authorized by and implementing K.S.A. 65-4102; effective, T-68-7-17-23, July 17, 2023; effective Oct. 27, 2023.)

Alexandra Blasi
Executive Administrator
Board of Pharmacy

Doc. No. 051559

State of Kansas

Department of Health and Environment

Permanent Administrative Regulations

Article 35.—RADIATION

28-35-603. Requirements for radon measurement technician. (a) Each applicant for initial certification as a radon measurement technician shall meet the requirements of K.S.A. 48-16a05, and amendments thereto, and the following additional requirements:

- (1) Be at least 18 years of age;
- (2) complete and show proof of completion to the department of a radon measurement training course with at least 16 hours of classroom instruction approved by the department pursuant to K.S.A. 48-16a05, and amendments thereto;
- (3) attain a passing score of at least 70 percent on a closed-book examination on radon measurement approved by the department pursuant to K.S.A. 48-16a05, and amendments thereto; and
- (4) provide any additional relevant information requested by the department.

(b) Each radon measurement technician shall meet the following requirements:

- (1) Conduct radon measurement activities in accordance with the requirements of the following:
 - (A) K.S.A. 48-16a05, and amendments thereto;
 - (B) "protocol for conducting measurements of radon and radon decay products in homes," ANSI/AARST MAH 2019, published by the American national standards institute and the American association of radon scientists and technologists, dated 2019, which is hereby adopted by reference, except for the introduction, table of contents, and exhibits;
 - (C) "performance specifications for instrumentation systems designed to measure radon gas in air," ANSI/AARST MS-PC 2022, published by the American national standards institute and the American association of radon scientists and technologists, dated 2022, which is hereby adopted by reference, except for the introduction, table of contents, references, bibliography, and acknowledgments;
 - (D) "protocol for conducting measurements of radon and radon decay products in multifamily buildings," MAMF 2017 with 1/21 revisions, published by the Amer-

ican national standards institute and the American association of radon scientists and technologists, dated 2021, which is hereby adopted by reference, except for the introduction, table of contents, exhibits, acknowledgments, and companion guidance;

(E) "protocol for conducting measurements of radon and radon decay products in schools and large buildings," MALB 2014 with 1/21 revisions, published by the American national standards institute and the American association of radon scientists and technologists, dated 2021, which is hereby adopted by reference, except for the introduction, indices, acknowledgments, exhibits, and companion guidance; and

(F) all applicable municipal, county, state, and federal laws and regulations;

(2) upon request from the department, provide documentation of proficiency, including continuing education requirements specified in K.A.R. 28-35-605;

(3) notify the department of any name or address changes within 30 days; and

(4) maintain and adhere to a quality assurance and quality control plan. (Authorized by K.S.A. 2022 Supp. 48-16a03; implementing K.S.A. 2022 Supp. 48-16a03 and 48-16a05; effective Feb. 3, 2012; amended Oct. 27, 2023.)

28-35-604. Requirements for radon mitigation technician. (a) Each applicant for initial certification as a radon mitigation technician shall meet the requirements of K.S.A. 48-16a06, and amendments thereto, and the following additional requirements:

- (1) Be at least 18 years of age;
- (2) complete and submit proof of completion to the department of a radon mitigation training course with at least 24 hours of classroom instruction that includes active participation in radon mitigation techniques approved by the department pursuant to K.S.A. 48-16a06, and amendments thereto;
- (3) attain a passing score of at least 70 percent on a closed-book examination on radon mitigation approved by the department pursuant to K.S.A. 48-16a06, and amendments thereto; and
- (4) provide any additional relevant information requested by the department.

(b) Each radon mitigation technician shall meet the following requirements:

- (1) Conduct radon mitigation activities in accordance with the requirements of the following:
 - (A) K.S.A. 48-16a06, and amendments thereto;
 - (B) "protocol for conducting measurements of radon and radon decay products in homes," which is adopted by reference in K.A.R. 28-35-603;
 - (C) "performance specifications for instrumentation systems designed to measure radon gas in air," which is adopted by reference in K.A.R. 28-35-603;
 - (D) "protocol for conducting measurements of radon and radon decay products in multifamily buildings," which is adopted by reference in K.A.R. 28-35-603;
 - (E) "protocol for conducting measurements of radon and radon decay products in schools and large buildings," which is adopted by reference in K.A.R. 28-35-603;
 - (F) "soil gas mitigation standards for existing homes," SGM-SF 2017 with 12/2020 revisions, published by the

American national standards institute and the American association of radon scientists and technologists, dated 2020, which is hereby adopted by reference, except for the introduction, table of contents, exhibits, appendices, and companion guidance;

(G) "radon mitigation standards for multifamily buildings," ANSI/AARST RMS-MF 2018 with 12/2020 revisions, published by the American national standards institute and the American association of radon scientists and technologists, dated 2020, which is hereby adopted by reference, except for the introduction, table of contents, exhibits, appendices, and companion guidance;

(H) "radon mitigation standards for schools and large buildings," ANSI/AARST RMS-LB 2018 with 12/2020 revisions, published by the American national standards institute and the American association of radon scientists and technologists, dated 2020, which is hereby adopted by reference, except for the introduction, table of contents, exhibits, appendices, and companion guidance; and

(I) all applicable municipal, county, state, and federal laws and regulations;

(2) upon request from the department, provide documentation of proficiency including continuing education requirements specified in K.A.R. 28-35-605; and

(3) notify the department of any name or address changes within 30 days. (Authorized by K.S.A. 2022 Supp. 48-16a03; implementing K.S.A. 2022 Supp. 48-16a03 and 48-16a06; effective Feb. 3, 2012; amended Oct. 27, 2023.)

28-35-605. Continuing education. (a) Before certification renewal, each radon measurement technician shall meet the following continuing education requirements:

(1) Complete and submit proof of completion to the department of at least 16 hours of department-approved continuing education; and

(2) maintain documentation, pursuant to K.A.R. 28-35-601(h), that the continuing education was successfully completed within the prior 24-month certification period.

(b) Before certification renewal, each radon mitigation technician shall meet the following continuing education requirements:

(1) Complete and submit proof of completion to the department of at least 16 hours of department-approved continuing education;

(2) maintain documentation, pursuant to K.A.R. 28-35-601(h), that the continuing education was successfully completed within the prior 24-month certification period.

(c) If a person is certified as both a radon measurement technician and a radon mitigation technician, continuing education credit shall be granted for both certifications if the person completes at least 24 hours of department-approved continuing education credits for radon services during the 24-month period that the certificates are valid.

(d) Continuing education credit shall be accepted only for the completion of each different continuing education training course during a current certification period. Training courses for continuing education credit that are repeated shall be accepted only for the initial successful completion of the course during a current certification period. (Authorized by K.S.A. 2022 Supp.

48-16a03; implementing K.S.A. 2022 Supp. 48-16a03, 48-16a05, and 48-16a06; effective Feb. 3, 2012; amended Oct. 27, 2023.)

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 051560

State of Kansas

Department of Health and Environment

Temporary Administrative Regulations

Article 34.—HOSPITALS

28-34-145. Definitions. As used in K.A.R. 28-34-145 through 28-34-152, each of the following terms shall have the meaning specified in this regulation:

(a) "Accrediting survey" means an inspection conducted by an accrediting organization approved by the centers for medicare and medicaid services.

(b) "Administrator" means an individual who is appointed by the governing body to act on behalf of a rural emergency hospital in the overall management of a rural emergency hospital.

(c) "Applicant" means a person who has applied for a license but who has not yet been granted a license to operate a rural emergency hospital.

(d) "Change of ownership" means any transaction that results in a change of control over the capital assets of a rural emergency hospital.

(e) "Critical access hospital" has the meaning specified for "critical access hospital" in K.S.A. 2022 Supp. 65-468, and amendments thereto.

(f) "General hospital" has the meaning specified for "general hospital" in K.S.A. 65-425, and amendments thereto.

(g) "Governing body" means the individual or individuals who comprise the legal administrative structure of a rural emergency hospital and direct how business shall be conducted.

(h) "Licensee" means a person that has been granted a license to operate a rural emergency hospital.

(i) "Licensing agency" means Kansas department of health and environment.

(j) "Licensure survey" means an inspection conducted by surveyors of the licensing agency of any licensee to verify each rural emergency hospital's compliance with state statutes and the requirements specified in K.A.R. 28-34-146 through 28-34-152.

(k) "Person" means any individual, firm, partnership, corporation, company, association, or joint-stock association, and the legal successor of the individual, firm, partnership, corporation, company, association, or joint-stock association.

(l) "Rural emergency hospital" and "REH" have the meaning specified for "rural emergency hospital" in K.S.A. 2022 Supp. 65-483, and amendments thereto.

(m) "Rural emergency hospital services" has the meaning specified for "rural emergency hospital services" in K.S.A. 2022 Supp. 65-483, and amendments thereto.

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