

KANSAS ADMINISTRATIVE REGULATIONS (K.A.R.)

Agency 16

Attorney General

Article 18.—Elder and Dependent Adult Abuse Prevention Council

16-18-1. Definitions. Each of the following terms, as used in this article of the attorney general's regulations, shall have the meaning specified in this regulation:

- (a) "ANE unit" means the abuse, neglect, and exploitation of persons unit created in the office of the attorney general pursuant to K.S.A. 75-723, and amendments thereto.
- (b) "Chairperson" means the person from the ANE unit who serves as the council's chairperson.
- (c) "Council" means the elder and dependent adult abuse prevention council, which shall advise and may make recommendations to the ANE unit and the attorney general.
- (d) "Multidisciplinary team" and "MDT" mean a group of individuals who have background, education, or experience in one or more disciplines or fields of study in preventing, detecting, and investigating abuse, neglect, or exploitation of elder or dependent adults. (Authorized by and implementing K.S.A. 2018 Supp. 75-723; effective July 19, 2019.)

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16-18-2. Membership; meetings. (a) The elder and dependent adult abuse prevention council is hereby established by this regulation. The council shall consist of the following members appointed by the attorney general:

- (1) A representative from the ANE unit, who shall serve as the chairperson;
 - (2) a representative from the medicaid fraud and abuse division of the attorney general's office;
 - (3) a representative from the consumer protection division of the attorney general's office;
 - (4) a representative of the attorney general, who shall serve as the prevention and education outreach coordinator;
 - (5) a representative of the attorney general, who shall serve as the MDT and elder or dependent adult victim coordinator;
 - (6) a representative from the Kansas department for aging and disability services (KDADS), who shall be appointed in consultation with and agreement of the secretary of KDADS;
 - (7) a representative from the Kansas department for children and families (DCF), who shall be appointed in consultation with and agreement of the secretary of DCF;
 - (8) a representative from the Kansas department of health and environment (KDHE), who shall be appointed in consultation with and agreement of the secretary of KDHE;
 - (9) a representative of the governor, who shall be appointed in consultation with and agreement of the governor;
 - (10) a prosecutor from a district attorney's office, who shall be appointed in consultation with the Kansas county and district attorneys association;
 - (11) a county attorney, who shall be appointed in consultation with the Kansas county and district attorneys association;
 - (12) a law enforcement officer or police officer certified by the Kansas commission on peace officers' standards and training, who shall be appointed in consultation with the Kansas sheriffs' association, the Kansas association of chiefs of police, or the Kansas peace officers association;
 - (13) a representative from the medical services industry who is experienced in matters involving elder or dependent adult abuse;
 - (14) a representative from the financial services industry who is experienced in matters involving elder or dependent adult abuse;
 - (15) two representatives from advocacy organizations who are experienced in the prevention of elder or dependent adult abuse; and
 - (16) other individuals as deemed necessary by the attorney general to serve on the council.
- (b) The council shall meet at least quarterly upon call of the chairperson and shall maintain minutes of each meeting. (Authorized by and implementing K.S.A. 2018 Supp. 75-723; effective July 19, 2019.)

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16-18-3. Duties. (a) The council shall advise and may make recommendations to the ANE unit and the attorney general to assist the ANE unit with the statutory duty of the ANE unit pursuant to K.S.A. 2018 Supp. 75-723, and amendments thereto.

(b) To fulfill its duties, the council may perform the following:

(1) Take testimony or gather and receive information;

(2) establish subcommittees or working groups on particular topics, which may be composed exclusively of members of the council or may, at the discretion of the chairperson, include persons who are not members of the council;

(3) assist in developing local or regional MDTs to prevent, detect, and investigate abuse, neglect, or exploitation of elder or dependent adults;

(4) coordinate and engage in prevention activities for education, outreach, and awareness, including the development of a publicly available clearinghouse of information on elder or dependent adult abuse prevention; and

(5) undertake any other tasks as may be requested by the attorney general.

(c) The council shall comply with the Kansas open meetings act and the Kansas open records act.

(d) The council shall have the authority to request legal counsel and any other staff for its support from the attorney general.

(e) The council shall submit to the ANE unit and the attorney general an annual report on the council's work, recommendations, and anticipated activities. (Authorized by and implementing K.S.A. 2018 Supp. 75-723; effective July 19, 2019.)