

2012 Kansas Statutes

76-1955. Management and operation of home, rules and regulations; conduct and discipline of members and others; enforcement; notice and hearing; member seeking injunction or restraining order; refusal to vacate premises; "member" defined. (a) The Kansas commission on veterans affairs shall have the authority to establish rules and regulations for the management and operation of the Kansas veterans' home and governing conduct and discipline of the members of and other persons in the Kansas veterans' home. Such rules and regulations shall be filed with the secretary of state as provided by law.

(b) The superintendent of the Kansas veterans' home shall enforce such rules and regulations, and the superintendent may furlough any member for violation of such rules.

(c) The Kansas commission on veterans affairs may discharge any member who violates such rules and regulations, except that no member shall be discharged without notice to such member and a right to be heard concerning such charges in accordance with the provisions of the Kansas administrative procedure act.

(d) If any member shall seek an injunction or restraining order to restrain the Kansas commission on veterans affairs or the officers of such Kansas veterans' home from enforcing such rules and regulations or to restrain disciplinary action, during the pendency of such legal proceedings, such member and the member's dependents, if any, shall not be entitled to draw subsistence or rations as provided for by such home.

(e) If any member of such veterans' home shall refuse to vacate the premises upon receiving a furlough from the officers designated to enforce the rules and regulations, such refusal shall constitute a forfeiture of such member's right to remain in the home and such member shall be forthwith discharged by the Kansas commission on veterans affairs.

(f) If any member shall refuse to vacate the premises upon being discharged by the Kansas commission on veterans affairs, such member shall forthwith forfeit the member's right to subsistence and rations for such member and dependents, if any, and the Kansas commission on veterans affairs shall institute legal proceedings to force such member to vacate the premises.

(g) The word "member" as used in this act shall refer to any person legally admitted as a member or any dependent of such member, or any person drawing subsistence or quarters in the Kansas veterans' home for any reason whatsoever, except the employees of such veterans' home. The word "member" shall not include any person transferred to the veterans' home from any state hospital or training school.

History: L. 1997, ch. 118, § 5; July 1.