

Kansas Administrative Regulations

Department of Labor

Article 21.—Procedures

49-21-1. Filing of complaints.

(a) Any complainant may file a claim, stating the details of the alleged nonpayment of earned wages, on official forms of the division of labor-management relations and employment standards. Any claim or claims filed by an attorney on behalf of the employee or employees shall constitute a proper filing.

(b) An assignment of the complainant's claim and an agreement to settle the claim with the employer shall be accepted from the complainant. That assignment shall take effect only after the claim is determined to be valid and after an amount owed, including damages if applicable, has been determined.

(c) There shall be no limit on the amount of claim in trust that may be accepted by the secretary of human resources.

(d) A fee for each claim in trust assigned to the Kansas department of human resources shall be collected by the secretary or the secretary's designee for enforcement of the claim. The fee shall be charged on the basis of the amount of wages found due and owing the employee, exclusive of penalties and interest, as follows:

Amount of claims for wages	Fee
· \$200.00 or less	\$1.00
· More than \$200.00, but less than or equal to \$500.00	\$2.00
· More than \$500.00, but less than or equal to \$1,000.00	\$5.00
· More than \$1,000.00	\$10.00

(Authorized by K.S.A. 44-325; implementing K.S.A. 44-324; effective, E-73-23, July 7, 1973; effective Jan. 1, 1974; amended, E-78-38, Dec. 29, 1977; amended May 1, 1978; amended May 1, 1983; amended May 1, 1987.)

***** Authenticated Kansas Administrative Regulation *****