

**BEHAVIORAL SCIENCES REGULATORY BOARD
LICENSED PSYCHOLOGY ADVISORY COMMITTEE MEETING
DECEMBER 12, 2023**

Draft Minutes

- I. Call to Order.** Richard Nobles, Chair of the Advisory Committee, called the meeting to order at 6 p.m.
- Committee Members.** Richard Nobles, Linda Heitzman-Powell, David Stevens, Mark Goodman, Matthew Guelker, Edward Hunter, Tiffany Johnson, Sara Kirk, Jay Middleton, and Doug Wright were present via Zoom. Abby Callis, Tiffany Hamilton, and Rodney McNeal were absent.
- BSRB Staff.** David Fye and Leslie Allen were present via Zoom.
- II. Agenda Approval.** Matthew Guelker moved to approve the agenda as written. David Stevens seconded. The motion passed.
- III. Review and Approval of Minutes from Previous Advisory Committee Meeting on August 8, 2023.** David Stevens moved to approve the minutes from October 10, 2023, with an amendment that the date on the header be changed to October 10, 2023, rather than August 8, 2023. Linda Heitzman-Powell seconded. The motion passed.
- IV. Executive Director Report.** David Fye, Executive Director for the Behavioral Sciences Regulatory (BSRB) provided a report on agency operations, actions from recent Board meetings, and legislative updates.
- V. Update on PSYPACT Commission.** The Executive Director provided updates on the interjurisdictional compact for licensed psychologists known as PSYPACT. As of December 2023, there are 96 licensed psychologists providing telehealth services into others compact states under PSYPACT authority who hold a home state license in Kansas and 8 licensed psychologists with a home state license in Kansas who provide a limited number of days of in-person service each year in other compact states under PSYPACT authority. The Executive Director attended the annual meeting for PSYPACT on November 17, 2024. Two proposed rules were voted on and adopted at the annual meeting, clarifying that the authorization to practice under PSYPACT does not provide any authority for other individuals to practice under that authorization. Other action that was taken at the annual meeting was that PSYPACT requested a letter be drafted on behalf of PSYPACT to representatives from the Association of State and Provincial Psychology Boards (ASPPB), who oversees the E-Passport necessary as part of the process to gain authority to practice under PSYPACT. The letter will encourage ASPPB to consider recognizing the Certificate of Professional Qualification in Psychology (CPQ) in evaluating applicant's qualifications for the E-Passport.

VI. Old Business

A. Continued Discussion of Possible Changes Unprofessional Conduct Regulations.

The Advisory Committee reviewed and discussed possible further changes to the unprofessional conduct regulations for the licensed psychology profession in K.A.R. 102-1-10a.

- a. The Advisory Committee recommended creating a new item on discrimination, similar to item (12) for marriage and family therapy profession. Advisory Committee members also recommended including categories listed in the American Psychological Association's Ethical Principles of Psychologists, Principle E, including "*age, gender, gender identity, culture, national origin, religion, sexual orientation, disability, language, and socioeconomic status.*" Advisory Committee members recommended including other categories listed in the marriage and family therapy unprofessional conduct regulation, which were not already included in the APA's Ethical Principle E, which included "*ethnicity, health status, relationship status, or status in any other marginalized group.*" Advisory Committee members recommended including this language under item (f)(3), using the phrase "engaging in behavior that is abusive, demeaning, or discriminatory to a client, student, or supervisee, based on factors that may include, but are not limited to ..." The Executive Director and the Chair will work on drafting this language, to be reviewed at the next Advisory Committee meeting.
- b. Advisory Committee members discussed possible new regulatory language on the topic of telehealth, which would state "*If engaged in distance-services, failing to fulfill these requirements:*
 - (1) *Informing the client of risks and benefits of distance counseling,*
 - (2) *Disclosing the possibility of technology failure and providing alternative methods of service;*
 - (3) *Detailing emergency procedures to follow when the counselor is unavailable; and*
 - (4) *Taking appropriate steps to encrypt or ensure the security of confidential client information or any activity which protects confidential client information from risk of privacy breach.*"
- c. Advisory Committee members discussed possible new language on social media. The Advisory Committee decided to continue discussion on this topic and possibly other items at the next Advisory Committee meeting.

B. Continued Discussion on Continuing Education Regulations and Draft for New Documentation of Continuing Education Regulations. Due to time constraints this topic was moved to next meeting.

VII. New Business

A. Discussion on the Psychological Clinical Science Accreditation System (PCSAS).

Due to time constraints this topic was moved to next meeting.

VIII. Next Advisory Committee Meeting Date. The next Advisory Committee meeting will be on Tuesday, February 13, 2023, at 6pm over Zoom.

IX. Adjournment. David Stevens moved to Adjourn. Tiffany Johnson seconded. The motion passed.