

**Behavioral Sciences Regulatory Board
Licensed Psychology Advisory Committee
Minutes from Meeting on Thursday, April 13, 2021**

Call to Order: Chair Ric Steele at 6:05 p.m.

Psychology Advisory Committee Members: Ric Steele, Carol Crane, Monica Kurylo, Rodney McNeal, Janine Kesterson, and Doug Wright.

BSRB Staff: David Fye and Leslie Allen

Guests: Dr. Elizabeth Muenks, Diversity Committee Chair, Kansas Psychological Association, and Dr. Krithika Malholtra, President, Kansas Psychological Association

Review and Approval for the Agenda: Doug Wright moved to approve the agenda. Rodney McNeal seconded the motion. Motion passed.

Review and Approval of February Minutes: Doug Wright moved to approve the minutes. Monica Kurylo requested a friendly amendment that it be noted in the minutes that she was not present at the time of the PSYPACT legislation discussion. Leslie will add a line stating that Monica Kurylo was not present during the committee's discussion and recommendations on HB 2209/PSYPACT, Carol Crane seconded the motion, with the addition Monica requested. Motion passed.

Guest Comments: Dr. Malholtra – KPA Current President, and Dr. Muenks, Diversity Committee Chair, supplied information regarding Diversity, Equity, and Inclusion. KPA is requesting that three hours of continuing education, specific to Diversity, Equity, and Inclusion be required for each renewal of a psychology license. KPA feels this is an important competency area for psychology practice. These three hours would be part of the 50 hours of continuing education already required for renewal of a psychology license. They believe this would come at a low burden for Psychologists.

BSRB Executive Director Report by David Fye:

1. The Governor's most recent declaration of a state of emergency due to the pandemic is set to expire May 28, 2021. The Governor recently issued an executive order providing regulatory boards the authority to enforce expiration of licenses that had expired during the pandemic. At the next Board meeting, the Board will consider whether licenses should continue to be extended during the pandemic or if expiration of licenses will return to normal after May 28.
2. HB 2208, the bill requested on behalf of the Board of the BSRB, was amended in both the House and the Senate Committees, passed the Senate and the House floors, and has been sent to the Governor to be signed.

New Business:

1. PSYPACT.

David Fye, Executive Director for the BSRB, provided an update on the PSYPACT bill (HB 2209). The Executive Director noted he has had several discussions with advocates of the bill from KPA, representative from PSYPACT, as well as representatives from psychology boards in other states that have joined PSYPACT.

The House Health and Human Services Committee passed the bill out favorably with an amendment changing the implementation date of PSYPACT from July 1, 2021 to January 1, 2022.

If PSYPACT passes, the BSRB will be required to pay an assessment fee of \$10 per year for each psychologist that chooses to participate in PSYPACT and designates Kansas as that practitioner's home state. This is a concern to BSRB as the fiscal impact to the Board is unknown at this time. Whitney Damron, on behalf of KPA, reached out to the Executive Director with language that might be used for an amendment to the bill to allow BSRB to recoup this assessment fee.

Possible language for the bill: BSRB may assess a fee of not to exceed \$25 at time of licensure or renewal for each doctoral level psychologists who designates Kansas as their home state and is a participant in PSYPACT.

In conference committee, the above language was approved and added to the conference committee report. PSYPACT is now part of SB170, which includes a physical therapy compact bill. The House passed the bill, and the conference committee report will be available for the Senate to take action on when they return for the Omnibus period.

2. Continuing Education - Diversity, Equity, and Inclusion – Continuing Education

Representatives from the KPA requested that three hours of continuing education, specific to diversity, equity, and inclusion, be required for each renewal of a psychology license. The Advisory Committee feels it should be placed in K.A.R. 102-1-15, they would like to have the three hours of diversity, equity, and inclusion added to paragraph (c) with ethics and diagnoses and treatment. The change should ensure that the licensee cannot use the three hours in “diversity, equity, and inclusion and cover ethics as well. There must be three hours in each category. Doug Wright moved to accept the information as presented by the Chair for the regulation change, once statutory authorization is received. Three hours of continuing education in diversity, equity, and inclusion, be added to the renewal requirements for psychologists. These three hours would be part of the existing hours required. Rodney McNeal seconded the motion. The motion passed.

3. Supervision Requirements for Postdoctoral Supervision

The Board has received several requests to allow more postdoctoral supervision by videoconferencing. The Advisory Committee would like to amend K.A.R. 102-1-5a(e)(3)(A), which requires that supervision be done in person and allows for other types of supervision to happen no more frequently than one in every four supervisory sessions. The change will allow all supervision to be face-to-face in person or by video conference. The means of supervision must have the ability to include discussion, observation, and review of documentation. Telephonic supervision may be used under extenuating circumstances approved by the Board. Leslie will provide the regulation to the Chair for review and direction.

4. Retention or Disposal of Practitioner Records in Case of Death of a Provider

The Advisory Committee discussed the retention or disposal of practitioner records in case of death of a provider. The consensus was to add a field to the licensure renewal application where a psychologist would be required to list the person who will receive their records when they pass. This would allow the Board to give clients information to assist them in locating records, if they are still available.

5. Committee Member Terms

The Advisory Committee discussed the Board Governance document and the length of committee member's terms. Monica expressed the need for different practice settings. She strongly recommends the committee include a health psychologist or a rehab psychologist. Leslie will bring Advisory Committee member terms to the next meeting.

Next Meeting Date: June 8, 2021 at 6:00 p.m.

Adjournment: Monica Kurylo moved to adjourn the meeting. Rodney McNeal seconded the motion. Motion passed.