

**Behavioral Sciences Regulatory Board
Board Minutes
December 21, 2020**

Call to Order. The meeting was called to order by Chair Deb Stidham at 9:08 a.m.

I. Roll Call.

Board Members. Members present by phone: David Anderson, Danielle Johnson, Mary Jones, Jacqueline Lightcap, Johnna Norton, Andrea Perdomo-Morales, Leslie Sewester, Laura Shaughnessy, Ric Steele, Deb Stidham and Carolyn Szafran.

II. BSRB Staff. Staff present by phone: Max Foster, David Fye, Leslie Allen, Janet Arndt, Jane Weiler, Laine Barnard and Ashley VanBuskirk.

III. Guests. Becky Fast.

IV. Agenda Approval. Deb Stidham would like to make two additions to the end of the meeting to discuss what we need to do with licenses that have not submitted their renewal yet due to the pandemic and additionally to recognize Max Foster for his 8 years of service with the Board. Danielle Johnson motioned to approve the agenda as amended. Leslie Sewester seconded. The motion passed.

V. Minutes Approval. Mary Jones motioned to approve the November 9, 2020 minutes as written. Jacqueline Lightcap seconded. The motion passed.

VI. Public Comments.

- Becky Fast commented about educational requirements and what social workers would like to see in regulations.

VII. Executive Session.

- Mary Jones motioned, I move that pursuant to K.S.A. 75-4319, I move that the Board recess into executive session for 45 minutes and reconvene the open meeting at 10:00 am. The meeting will be reconvened remotely by conference call at 1-877-278-8686 Pin: 327072 as directed in the notice of the meeting that was sent to individuals who requested notice and published on the board's website at ksbsrb.ks.gov. Justification is consultation that would be deemed privileged in the attorney client relationship with the Board's legal counsel Assistant Attorney's Janet Arndt, Laine Barnard and Jane Weiler. The subjects to be discussed in the Executive Session concern statutory interpretation regarding temporary permit and compliance with the Kansas Open Meetings Act during the Disaster Emergency Declaration. Board staff included as the client in the Executive Session are Max Foster, David Fye and Leslie Allen. Carolyn Szafran seconded. The motion passed.
- Open meeting reconvenes at 10:00 a.m.

- The Board discussed what should be done about temporary permits. 32 minutes in? Ric Steele moves to approve the following:

The number of days of in-state practice are increased from 15 days to 30 days;

The expiration date is changed from December 31 of the year for which it was issued to one year after it was approved;

Individuals requesting a temporary permit will be required to have practiced two years prior in their current jurisdiction;

Quarterly reports on days of in-state practice will be required; and

An individual may request a temporary out-of-state permit be extended one additional 12-month time period, including 30 additional days of in-state practice, under emergency circumstances.

Leslie Sewester seconded. The motion passed.

The Board discussed what should happen with currently licensed temporary permits and if they must reapply for the new year. Leslie Sewester motioned that the Board needs to inform the currently licensed temporary permits they must reapply and pay the fee to obtain licensure for another year due to pandemic by December 31, 2020. Laura Shaughnessy seconded. The motion passed.

VIII. Old Business.

- Continuation of Discussion Regarding the Board's Legislative Agenda for 2021 Session. The different committees met to discuss the legislative agenda. The Board members from those committees discussed what their committee felt should be the recommendations. Statutory changes only apply to social work and professional counseling to allow hours to be made up within their postgrad supervision. Andrea Perdomo-Morales motioned to lower direct client contact hours required in practicum for social workers from 350 hours to 200 hours. Carolyn Szafran seconded. The motion passed by majority vote. Leslie Sewester abstained. Leslie Sewester motions to lower direct client contact hours required in practicum for professional counselors from 350 hours to 280 hours. Laura Shaughnessy seconded. The motion passed by majority vote.
- Regulation change. All professions are in agreeance to allow hours to be made up within their postgrad supervision instead of completing the entire 350 hours over again. Mary Jones motioned to adopt change in regulation for all profession as applicable. David Anderson seconded. The motion passed.
- Regulation change. The Board discussed a change to allow tele-video for 100% of supervision and telephonic to be used in cases of emergency as defined by the Board. Mary Jones motioned to amend the regulation to allow for all supervision to be completed by tele-video with telephonic supervision allowed in extenuating circumstances, as defined by the Board. Danielle Johnson seconded. The motion passed.

- The board discussed the definition of how often supervision should occur. Each discipline will write up a summary and provide to the board to take to their advisory committees for review.
 - a. Marriage and Family Therapy – at least one hour per week unless no contact occurs and at least 2 times per month.
 - b. Professional Counseling – weekly supervision unless no contact occurs and a minimum of least once every other week regardless. At least 50 minute hour.
 - c. Social Work – meet at least once every other week
 - d. Psychologists – no changes
 - e. Master’s Level Psychologists – one hour per week but can consist of two 30 minute sessions. One hour consisting of at least 50 minutes and one half hour consisting of at least 25 minutes.
- The board discussed how Direct Client Contact language was different between the professions and would like to make it the same for all professions. Mary Jones motioned to amend regulations so that all disciplines add the definition as written by staff and make it the same across disciplines. Carolyn Szafran seconded. The motion passed.
- The board discussed the use of telephonic hours to allow training plans to include this. All professions are in agreeance to allow this as part of the training plan. Laura Shaughnessy motioned to amend regulations to allow for telephonic hours for direct client contact hours. Carolyn Szafran seconded. The motion passed.

IX. Discussion Regarding Licensees Expiring During Pandemic.

- Deb Stidham requests that staff send communication to individuals still needing to renew to remind them to get their renewal in if they are planning to renew since we do not know if the order will be extended. Send this under David Fye’s signature.

X. Recognize Max Foster.

- The Board and Board Attorney’s recognized Max Foster for all his years of service with the Board.

XI. Adjourn. Mary Jones motioned to adjourn the meeting. Leslie Sewester seconded. The motion passed.